

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition of MCImetro Access Transmission Services LLC d/b/a Verizon Access Transmission Services for arbitration of disputes arising from negotiation of interconnection agreement with Embarq Florida, Inc.

DOCKET NO. 060767-TP
ORDER NO. PSC-07-0118-PCO-TP
ISSUED: February 8, 2007

ORDER MODIFYING PROCEDURE

On November 27, 2006, MCImetro Access Transmission Services LLC d/b/a Verizon Access Transmission Services (Verizon Access) filed its Petition for Arbitration (Petition) of disputes arising from negotiation of an interconnection agreement with Embarq Florida, Inc. (Embarq). On December 22, 2006, Embarq filed its Response to the Petition. Pursuant to Verizon Access' Petition, this matter has been scheduled for an administrative hearing.

By Order No. PSC-07-0063-PCO-TP (Order Establishing Procedure), issued January 24, 2007, certain controlling dates for this Docket were established. Due to a scheduling conflict, the prehearing and hearing dates have been changed to April 23, 2007 and May 3, 2007, respectively.

The controlling dates in this matter require further modification in order to allow an adequate period for discovery. Accordingly, I find it reasonable and appropriate to make the following modifications to the controlling dates.

1. Direct testimony and exhibits shall be due February 20, 2007.
2. Rebuttal testimony and exhibits shall be due March 20, 2007.
3. Prehearing Statements shall be due April 9, 2007.
4. Prehearing shall be held on April 23, 2007.
5. All Discovery actions shall be completed by April 25, 2007.
6. Hearing shall be held on May 3, 2007.
7. Briefs shall be due June 1, 2007.
8. Discovery responses shall be served within 20 calendar days (inclusive of mailing) of receipt of the discovery request.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK


Based upon the foregoing, it is

ORDERED by Commissioner Matthew M. Carter II, as Prehearing Officer, that Order No. PSC-07-0063-PCO-TP is modified as set forth in the body of the Order. It is further

ORDERED that the schedule as modified shall be followed unless further modified by the Commission. It is further

ORDERED that Order No. PSC-07-0063-PCO-TP is reaffirmed in all other aspects.

By ORDER of Commissioner Matthew M. Carter II, as Prehearing Officer, this 8th day of February, 2007.



MATTHEW M. CARTER II
Commissioner and Prehearing Officer

(SEAL)

TLT

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case

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of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of the Commission Clerk and Administrative Services, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.