

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition by Neutral Tandem, Inc. and Neutral Tandem-Florida, LLC for resolution of interconnection dispute with Level 3 Communications, LLC, and request for expedited resolution.

DOCKET NO. 070408-TP  
ORDER NO. PSC-07-0636-PCO-TP  
ISSUED: August 6, 2007

ORDER GRANTING MOTION FOR EXTENSION OF TIME

On July 11, 2007, Neutral Tandem, Inc. (Neutral Tandem) filed its Petition for Interconnection with Level 3 Communications (Level 3) and Request for Expedited Resolution and/or Interim Relief. Neutral Tandem requests that this Commission: (1) establish interconnection terms and conditions for the continued delivery by Neutral Tandem of tandem transit traffic to Level 3 and its subsidiaries; (2) resolve its Petition on an expedited basis; and (3) issue an interim order directing Level 3 not to block traffic terminating from Neutral Tandem over the parties' existing interconnections while its Petition is pending. On July 25, 2007, Level 3 filed its Motion to Dismiss and Response to Petition (Motion). Neutral Tandem's Response to the Motion is due to be filed on August 1, 2007.

On July 30, 2007, Neutral Tandem filed its Unopposed Motion for Extension of Time to File Response to Level 3's Motion to Dismiss. In its Motion, counsel for Neutral Tandem states it has a number of commitments over the next several days including participation in a formal hearing in Minnesota regarding Neutral Tandem's dispute with Level 3 in that state and additional work-related travel. Accordingly, Neutral Tandem requests an extension of two days, until August 3, 2007, to file its Response. Neutral Tandem asserts it has conferred with counsel for Level 3 and is authorized to represent that Level 3 has no objection to Neutral Tandem's requested extension.

Upon consideration, I find it reasonable and appropriate to grant Neutral Tandem's Unopposed Motion for Extension of Time. Neutral Tandem's Response shall be due on August 3, 2007.

It is, therefore

ORDERED by Commissioner Katrina J. McMurrian, as Prehearing Officer, that Neutral Tandem, Inc.'s Unopposed Motion for Extension of Time to File Response to Level 3's Motion to Dismiss is granted. Neutral Tandem's Response shall be due on August 3, 2007.

DOCUMENT NUMBER-DATE

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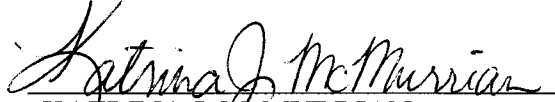
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ORDER NO. PSC-07-0636-PC0-TP

DOCKET NO. 070408-TP

PAGE 2

By ORDER of Commissioner Katrina J. McMurrrian, as Prehearing Officer, this 6th  
day of August, 2007.

  
KATRINA J. McMURRIAN  
Commissioner and Prehearing Officer

( S E A L )

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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 of a water or wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, 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.