

Ruth Nettles

From: Woods, Vickie [vf1979@att.com]
Sent: Tuesday, August 14, 2007 2:15 PM
To: Filings@psc.state.fl.us
Subject: 070126-TL AT&T Florida's Motion for Continuance
Importance: High
Attachments: MFC.pdf

ORIGINAL

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B. Docket No.: 070126-TL

Petition of AT&T Florida for Relief from Carrier-of-Last Resort Obligations Pursuant to Florida Statutes §364.025(6)(d) (Avalon)

C. AT&T Florida
on behalf of Manuel A. Gurdian

D. 6 pages total (includes letter, Certificate of Service and Pleading)

E. BellSouth Telecommunications, Inc. d/b/a AT&T Florida's Motion for Continuance

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ORIGINAL

August 14, 2007

Ms. Ann Cole
Office of the Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

**Re: Docket No. 070126-TL: Petition of AT&T Florida for Relief from
Carrier-of-Last-Resort Obligations Pursuant to Florida Statutes
§ 364.025(6)(d) (Avalon)**

Dear Ms. Cole:

Enclosed is BellSouth Telecommunications, Inc. d/b/a AT&T Florida's Motion for Continuance, which we ask that you file in the captioned docket.

Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,



Manuel A. Gurdian

cc: All parties of record
Jerry Hendrix
James Meza III
E. Earl Edenfield, Jr.

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CERTIFICATE OF SERVICE
Docket No. 070126-TL

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

(*) Electronic Mail, (**) Federal Express and First Class U. S. Mail this 14th day of August, 2007 to the following:

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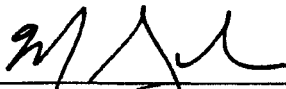
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Mantuel A. Gurdian

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of AT&T Florida for Relief from) Docket No: 070126-TL
Carrier-of-Last-Resort Obligations Pursuant)
To Florida Statutes §364.025(6)(d) (Avalon)) Filed: August 14, 2007
_____)

AT&T FLORIDA'S MOTION FOR CONTINUANCE

BellSouth Telecommunications, Inc. d/b/a AT&T Florida ("AT&T Florida") respectfully requests that the Florida Public Service Commission ("Commission") continue the prehearing conference and hearing in the above-captioned docket and suspend the currently remaining prehearing deadlines for rebuttal testimony and discovery established in Order No. PSC-07-0606-PCO-TL. In support thereof, AT&T Florida states as follows:

1. On July 30, 2007, the Commission issued its Order Establishing Procedure, Order No. PSC-07-0606-PCO-TL ("Order"), which scheduled an administrative hearing in this docket for September 6, 2007. In addition to providing a hearing date, the Order provides for certain dates for the filing of testimony, prehearing statements, discovery requests, etc.

2. On or about August 6, 2007, AT&T Florida filed its Motion for Final Summary Order ("Motion") in this docket. Since it filed its Motion, AT&T Florida has filed responses to Staff's discovery and Staff has filed the testimony of two witnesses. AT&T Florida believes that this case can be decided by the Commission on a summary basis and that it would be beneficial to allow it an opportunity to supplement its Motion to address the additional discovery and Staff's witness testimony

3. AT&T Florida further believes that a Commission decision on its Motion prior to the administrative hearing will promote judicial economy in that if the

Commission grants the Motion, the matter will be resolved and there would be no need for an administrative hearing.

4. On September 11, 2007, the Commission is scheduled to issue its decision in the Nocatee docket. AT&T Florida believes that the Commission's decision in the Nocatee docket will be instructive and potentially narrow the issues in the instant docket and, thus, promote judicial economy.

5. AT&T Florida proposes that upon issuance of the Commission's Orders in the Nocatee docket and on AT&T Florida's Motion, the Commission would then issue an Order resetting the currently remaining prehearing deadlines of rebuttal testimony and discovery, the prehearing conference and the hearing date in the instant matter.

6. No party will be prejudiced by the granting of this Motion for Continuance as Avalon Development, LLC withdrew its formal objection to AT&T Florida's Petition on July 11, 2007 and no other party has intervened in this docket.

WHEREFORE, AT&T Florida respectfully requests that the Commission grant its request for continuance of the administrative hearing scheduled for September 6, 2007 and prehearing conference scheduled for August 20, 2007, and suspension of the currently remaining prehearing deadlines for rebuttal testimony and discovery established in Order No. PSC-07-0606-PCO-TL.

Respectfully submitted this 14th day of August, 2007.

AT&T FLORIDA



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