

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Alltel Communications, Inc. for designation as eligible telecommunications carrier (ETC) in certain rural telephone company study areas located entirely in Alltel's licensed area.

DOCKET NO. 060582-TP  
ORDER NO. PSC-07-0961-PCO-TP  
ISSUED: December 3, 2007

ORDER GRANTING CONTINUANCE

**I. Case Background**

On August 30, 2006, Alltel Communications, Inc. (Alltel) filed two Petitions for Designation as an Eligible Telecommunications Carrier in the State of Florida (Petitions). Docket No. 060581-TP, which has been withdrawn,<sup>1</sup> addressed Alltel's petition requesting ETC designation in rural telephone company study areas<sup>2</sup> that are located partially within Alltel's licensed service area and for redefinition of the study area requirement in the rural telephone company areas. Docket No. 060582-TP was opened to address the petition requesting ETC designation in rural telephone company study areas<sup>3</sup> that are located entirely within Alltel's licensed service area in the state of Florida.

Pursuant to Order No. PSC-07-0854-PCO-TP (Order Establishing Procedure), issued October 26, 2007, Docket No. 060582-TP was set for an administrative hearing on December 19-20, 2007.

**II. Motion for Continuance**

On November 8, 2007, Alltel filed its Motion for Continuance. Alltel states in its Motion that due to unforeseen scheduling conflicts and other pressing business matters, Alltel believes it would be extremely difficult to meet the required filing and hearing dates set forth in the Order Establishing Procedure and consequently, its ability to present a full and complete case would be significantly impaired. Accordingly, Alltel requests that the procedural schedule be postponed until after January 1, 2008. Alltel asserts that it has conferred with counsel for all parties, as well

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<sup>1</sup> A Notice of Withdrawal of Petition was filed on April 17, 2007 for Docket No. 060581-TP: Petition of Alltel Communications, Inc. for designation as eligible telecommunications carrier (ETC) in certain rural telephone company study areas located partially in Alltel's licensed area and for redefinition of those study areas. By Order No. PSC 07-0458-FOF-TP, issued May 29, 2007, the Commission acknowledged Alltel's Notice of Voluntary Withdrawal of its Petition, without prejudice.

<sup>2</sup> Alltel Florida, Inc. (n/k/a Windstream Florida, Inc.) and Sprint-Florida, Inc. (n/k/a Embarq Florida, Inc.).

<sup>3</sup> Frontier Communications of the South, GTC Inc., and Quincy Telephone Company d/b/a TDS Telecom.

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as those that currently seek intervention, and is authorized to represent that there is no opposition to its request.

**III. Decision**

Upon consideration, it appears reasonable and appropriate to grant Alltel's Motion for Continuance. An order revising the procedural schedule shall be issued at a later date.

Based on the foregoing, it is

ORDERED by Commissioner Nancy Argenziano, as Prehearing Officer, that Alltel's Motion for Continuance is granted as set forth in the body of this Order.

By ORDER of Commissioner Nancy Argenziano, as Prehearing Officer, this 3rd day of December, 2007.



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NANCY ARGENZIANO  
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.