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May 17, 1993

Steve Tribble, Director
Division of Records and Reporting
Florida Public Service Commission
101 East Gaines Street
Tallahassee, FL 32399-0850

Re: Docket No. 920260-TL

Dear Mr. Tribble:

Enclosed for filing in the above-referenced docket on behalf of the Citizens of the State of Florida are the original and 15 copies of the Citizens' Response and Opposition to Southern Bell's Motion for Reconsideration of Order No. PSC-93-0644-PCO-TL.

Please indicate the time and date of receipt on the enclosed duplicate of this letter and return it to our office.

Sincerely,

Charles J. Beck
Deputy Public Counsel

Enclosure

- ACK
- AFA
- APP
- CAF
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- EAG
- LED
- LIN
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FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Comprehensive Review of the)
Revenue Requirements and Rate) Docket No. 920260-TL
Stabilization Plan of Southern) Filed: May 17, 1993
Bell Telephone & Telegraph Company)
_____)

CITIZENS' RESPONSE AND OPPOSITION TO SOUTHERN BELL'S MOTION
FOR RECONSIDERATION OF ORDER NO. PSC-93-0644-PCO-TL

The Citizens of Florida ("Citizens") by and through Jack Shreve, Public Counsel, file this response and opposition to the Motion for Reconsideration of Order No. PSC-93-0644-PCO-TL filed by BellSouth Telecommunications, Inc., d/b/a Southern Bell Telephone & Telegraph Company ("Southern Bell") on May 3, 1993.

1. Southern Bell's Motion for Reconsideration requests two things. First, it requests that its filing date for rebuttal testimony be delayed to December 20, 1993, just days before the Christmas holidays and a few weeks before the beginning of hearings. Second, it asks for permission to "update" its filing on November 1, 1993, just seven days before the filing date for intervenor testimony. Both of these requests should be rejected.

2. The current schedule requires intervenors to file direct testimony on November 8, 1993; staff to file direct testimony on November 22, 1993; and Southern Bell to file rebuttal testimony on

December 6, 1993. Southern Bell asks that its date for filing rebuttal testimony be delayed until December 20, 1993.

3. This request should be denied. If Southern Bell were allowed to delay its filing of rebuttal testimony until December 20, 1993, there would be insufficient time to conduct discovery on that testimony and use the results of that discovery at the hearings. This problem, sufficient in its own right to deny Southern Bell's request, is aggravated by the fact that Southern Bell typically includes a plethora of new evidence, including matters not even addressed by intervenor testimony, in its rebuttal testimony. A December 20, 1993 filing date would effectively preclude the ability of any party to respond to matters raised by Southern Bell.

4. Southern Bell grounds its argument on the length of time between the staff filing testimony and Southern Bell filing rebuttal testimony. The rationale for allowing staff to file testimony two weeks later than intervenors is to allow staff to fill in any gaps that may be unaddressed by intervenor testimony. Southern Bell's concern could be mitigated by a commitment from staff that if it has testimony it plans to file in any event, staff will file such testimony on the same date as intervenors. The November 22, 1993 staff filing date should be reserved solely for those matters for which staff has made no decision and which is dependent on the testimony that might be filed by intervenors.

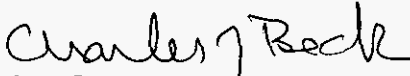
5. If, however, the Commission should entertain Southern Bell's request for delayed filing of rebuttal testimony, the Commission should also require Southern Bell to respond to discovery requests related to that rebuttal testimony by no later than two weeks after service of the discovery request.

6. Southern Bell also requests a filing date of November 1, 1993 for "updating" the testimony it files in July. No intervenor could possibly respond to Southern Bell's "update" by a November 8, 1993 intervenor testimony filing date if Southern Bell is allowed to "update" its filing on November 1. Southern Bell's update should be filed no later than October 1, 1993. The scope of any update should be strictly limited to updating 1993 data.

WHEREFORE, the Citizens respectfully request the Commission to deny Southern Bell's Motion for Reconsideration of Order No. PSC-93-0644-PCO-TL.

Respectfully submitted,

JACK SHREVE
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**CERTIFICATE OF SERVICE
DOCKET NO. 920260-TL**

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S. Mail or hand-delivery to the following parties on this 17th day of May, 1993.

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