

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Commission to intervene,  
investigate and mediate dispute between DSL  
Internet Corporation d/b/a DSLi and BellSouth  
Telecommunications, Inc.

DOCKET NO. 080631-TP  
ORDER NO. PSC-10-0033-PC0-TP  
ISSUED: January 15, 2010

ORDER GRANTING AGREED MOTION FOR CONTINUANCE

On January 8, 2010, BellSouth Telecommunications, Inc. d/b/a AT&T Florida ("AT&T") filed a Motion for Continuance of the prehearing statements, prehearing conference and hearing scheduled in this docket. AT&T represents that it has the express consent from counsel for DSL Internet Corporation d/b/a DSLi ("DSLi") to present this as an "Agreed Motion." The parties ask that the date for filing of prehearing statements be continued until after April 12, 2010, with all other prehearing and hearing dates, including the discovery deadline, adjusted accordingly.

In support of this Agreed Motion, AT&T asserts that 1) AT&T's counsel and a witness have a conflict with the scheduled hearing date, and 2) AT&T and DSLi are engaged in settlement negotiations and are hopeful that this case can be resolved without the need for a hearing.

Having reviewed the Agreed Motion, I hereby grant the same. An order modifying procedure will be forthcoming to establish dates for events in this proceeding, including a new date for filing prehearing statements. The parties shall file new prehearing statements at that time.

Based on the foregoing, it is

ORDERED by Commissioner Nathan A. Skop, as Prehearing Officer, that the Agreed Motion for Continuance filed by BellSouth Telecommunications, Inc. d/b/a AT&T Florida is granted.

By ORDER of Commissioner Nathan A. Skop, as Prehearing Officer, this 15th day of January, 2010.



NATHAN A. SKOP  
Commissioner and Prehearing Officer

(SEAL)

CWM

DOCUMENT NUMBER-DATE

00372 JAN 15 0

FPSC-COMMISSION CLERK

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 25-22.0376, 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.