

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Dade County Circuit) DOCKET NO. 951270-TI
Court referral of certain issues) ORDER NO. PSC-97-0171-PCO-TI
in Case No. 94-14234-CA-22 (S.H.)) ISSUED: February 13, 1997
Dohan & Company, P.A. vs.)
Transcall America, Inc. d/b/a)
ATC Long Distance) that are)
within the Commission's)
jurisdiction.)
_____)

ORDER GRANTING MOTION FOR EXTENSION OF TIME

On November 8, 1996, Transcall America, Inc. d/b/a ATC Long Distance (Transcall) served its Second Interrogatories and Second Request for Production of Documents (PODs) on Dohan & Company, P.A. (Dohan). On November 19, 1996, Dohan served its responses. On January 2, 1997, Transcall filed a Second Motion to Compel Answers to Second Set of Interrogatories and a Second Motion to Compel Answers to Second Request for Production.

On February 4, 1997, Dohan filed its Plaintiff's Agreed Motion for Extension of Time to Respond to Transcall's (Second) Motion to Compel Answers to Interrogatories and Request for Production. In its motion, Dohan requests a 10-day extension of time to respond to Transcall's motions to compel answers to its second set of interrogatories and PODs. Dohan states that the parties are working together to attempt to narrow the discovery issues. It also states that Transcall's counsel has no objection to the requested extension.

The requested extension of time is reasonable in view of the fact that the parties are working to narrow the discovery issues.

Based on the foregoing, it is therefore

ORDERED by Commissioner Diane K. Kiesling, as Prehearing Officer, that Plaintiff's Agreed Motion for Extension of Time to Respond to Transcall's (Second) Motion to Compel Answers to Interrogatories and Request for Production is granted. It is further

ORDERED that S.H. Dohan & Company, P.A. shall respond to Transcall's Second Motion to Compel Answers to Second Set of Interrogatories and Motion to Compel Answers to Second Request for Production on or before February 15, 1997.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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By ORDER of Commissioner Diane K. Kiesling, as Prehearing Officer, this 13th day of February, 1997.


DIANE K. KIESLING, Commissioner and
Prehearing Officer

(S E A L)

BC

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.

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, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) 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 Director, Division of Records and Reporting, 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.