

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for numbering ) DOCKET NO. 961153-TL  
plan area relief for 904 area ) ORDER NO. PSC-97-0380-PCO-TL  
code, by BellSouth ) ISSUED: April 7, 1997  
Telecommunications, Inc. )  
\_\_\_\_\_)

SECOND ORDER ESTABLISHING PROCEDURE

In Order No. PSC-97-0138-FOF-TL, issued February 10, 1997, following hearing, the Commission ordered a relief plan for the imminent exhaustion of the 904 NPA code that requires the assignment of new NPA codes for both the Jacksonville LATA and the Daytona Beach and 904 portion of the Orlando LATAs. At the April 1, 1997, agenda conference, the Commission voted to reopen the record in this docket for the limited purpose of holding a hearing to consider the effect, if any, certain letters written post-hearing may have on Order No. PSC-97-0138-FOF-TL. The Commission also postponed until after hearing its vote on Issues 1 through 4 in Item 6 of Staff Recommendation dated March 21, 1997. The scope of the hearing is to be limited to considering the effect of the following letters:

- (1) Ronald R. Connors, Bellcore, NANP Administration, to R. Stan Washer, BellSouth Telecommunications, Inc., NPA Code Administration, January 29, 1997.
- (2) Connors to Washer, February 12, 1997.
- (3) Alan C. Hasselwander, North American Numbering Council, to Julia L. Johnson, Florida Public Service Commission, February 17, 1997.
- (4) Hasselwander to Regina M. Keeney, Common Carrier Bureau, FCC, February 24, 1997.
- (5) Connors to Washer, February 27, 1997.
- (6) Hasselwander to Josephine Gallagher, Industry Numbering Committee, February 28, 1997.
- (7) Hasselwander to Keeney, March 4, 1997.
- (8) Keeney to Hasselwander, March 14, 1997.

DOCUMENT NUMBER-DATE

03555 APR-76

FPSC-RECORDS/REPORTING

At the April 1 agenda conference, the Commission also heard the remarks of State Representative Joseph Arnall. The Commission afforded the parties of record an immediate opportunity to address the remarks of Representative Arnall, as well as an opportunity to address those remarks at the limited scope hearing.

The hearing has been set for April 16, 1997, at 1:00 pm.

#### Discovery

a. The parties may conduct only that discovery that is related to the letters listed above.

b. Discovery may be conducted until April 14, 1997.

c. Any information provided pursuant to a discovery request for which proprietary confidential business information status is requested shall be processed in accordance with Rule 25-22.006(5), Florida Administrative Code.

#### Diskette Filings

See Rule 25-22.028(1), Florida Administrative Code, for the requirements of filing on diskette for certain utilities.

#### Testimony and Exhibits

Due to the limited scope of this proceeding, deposition testimony of the authors of the subject letters shall be admitted in lieu of live testimony.

#### Hearing Procedure

At the hearing, the parties of record may introduce deposition testimony and exhibits pertinent to the contents of the eight letters listed above. The parties of record also may address the April 1, 1997, remarks of Representative Arnall to the Commission. The parties of record shall be permitted opportunities for relevant opening and closing argument. Following closing argument, the Commission staff may make an oral recommendation on the effect of the new evidence on Order No. PSC-97-0138-FOF-TL, and on other pending matters. The Commission may then make bench decisions on the effect of the new evidence on Order No. PSC-97-0138-FOF-TL, as well as on Issues 1 through 4 in Item 6 of Staff Recommendation, dated March 21, 1997.

ORDER NO. PSC-97-0380-PCO-TL  
DOCKET NO. 961153-TL  
PAGE 3

Based upon the foregoing, it is

ORDERED by Commissioner Diane K. Kiesling, as Prehearing Officer, that the provisions of this Order shall govern this proceeding unless modified by the Commission.

By ORDER of Commissioner Diane K. Kiesling, as Prehearing Officer, this 7th day of April, 1997.

  
Diane K. Kiesling, Commissioner  
and Prehearing Officer

( S E A L )

CJP

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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 25-22.038(2), 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

ORDER NO. PSC-97-0380-PCO-TL  
DOCKET NO. 961153-TL  
PAGE 4

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.