

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Consideration of) DOCKET NO. 960786-TL
BellSouth Telecommunications,) ORDER NO. PSC-97-0703-PCO-TL
Inc.'s entry into InterLATA) ISSUED: June 12, 1997
services pursuant to Section 271)
of the Federal)
Telecommunications Act of 1996.)
_____)

SECOND ORDER ESTABLISHING PROCEDURE

Pursuant to 47 U.S.C. § 271(d)(3), the Federal Communications Commission (FCC) has ninety (90) days to issue a written determination approving or denying a Bell Operating Company's (BOC) application for interLATA authority. Further, the FCC is directed to consult with the applicable State Commission before making a determination regarding the BOC's entry into the interLATA market. The Florida Public Service Commission (FPSC) opened this docket to begin to fulfill its consultative role.

On July 19, 1996, Order No. PSC-96-0945-PCO-TL, Initial Order Establishing Procedure, was issued which set forth the fundamental procedures to be followed in this docket. This Order shall serve to modify and supplement the Initial Order as follows:

Discovery

Order No. PSC-96-0945-PCO-TL shall be modified as follows:

1. Prior to July 7, 1997, all discovery responses shall be served within twenty (20) days of receipt of the discovery request.
2. After July 7, 1997, all discovery responses shall be served within ten (10) days of receipt of the discovery request.
3. When discovery requests are served and the respondent intends to object to or ask for clarification of the request, the objection or request for clarification shall be made within ten (10) days of service of the discovery request prior to July 7, 1997, and within five (5) days after July 7, 1997.
4. The hearing in this docket is scheduled to begin on September 2, 1997, and is scheduled to conclude on September 12, 1997. Unless authorized by the Prehearing Officer for good cause shown, all discovery shall be completed by August 22, 1997.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

Controlling Dates

The following dates have been established to govern the key activities in this case.

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|---|-------------------------------|
| 1) BellSouth's Petition, Direct Testimony and all supporting documentation* | July 7, 1997 |
| 2) Intervenor Direct Testimony | July 14, 1997 |
| 3) Staff Direct Testimony, if any | July 14, 1997 |
| 4) All Rebuttal Testimony | July 31, 1997 |
| 5) Prehearing Statements | August 5, 1997 |
| 6) Prehearing Conference | August 19, 1997 |
| 7) Hearing | September 2-6, 8, 10-12, 1997 |
| 7) Briefs | September 23, 1997 |

* Supporting Documentation

The supporting documentation shall include:

1. Evidence to be relied upon demonstrating that BellSouth has met the requirements of Section 271(c)(1)(A) relating to the presence of a facilities based competitor and/or (B) relating to a statement of terms and conditions.
2. Evidence to be relied upon demonstrating that each requirement of Section 271(c)(2)(B) has been met. BellSouth shall indicate with specificity which issue and checklist item it believes the evidence supports.
3. Evidence to be relied upon which demonstrates the extent to which BellSouth is actually providing access and interconnection to its network facilities for the network facilities of one or more unaffiliated competing providers of telephone exchange service to residential and business subscribers.

BellSouth's supporting documentation, including records of interconnection agreements, affidavits, etc., shall be provided in appendices, separated by tabs and divided into volumes as appropriate. In addition to these requirements, BellSouth shall clearly indicate the issue or issues to which the evidence it is relying upon relates when it files this information with the FPSC.

Any supporting documentation upon which the Intervenors intend to rely, shall also be provided in appendices, separated by tabs and divided into volumes as appropriate. The intervenors shall also clearly indicate the issue or issues to which the evidence it is relying upon relates.

Status Conference Calls

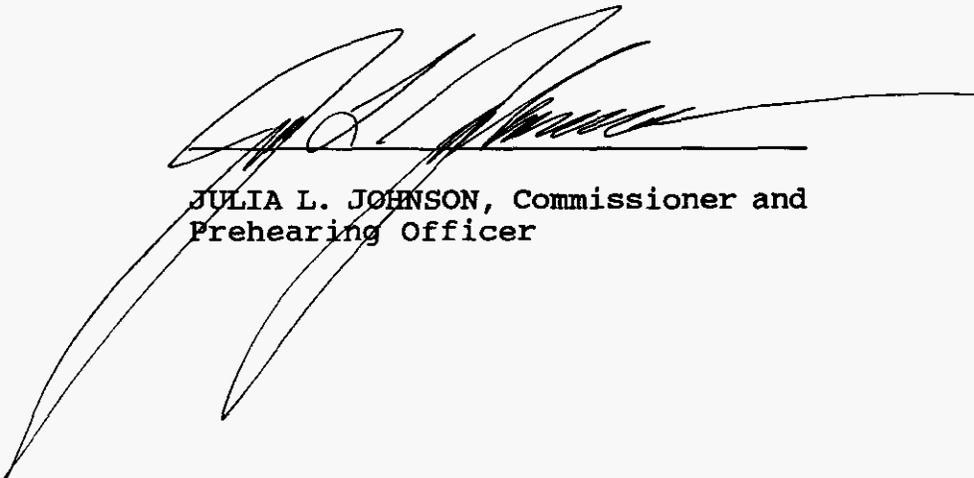
Status conferences shall be conducted on Wednesday mornings at 8:00 a.m., when necessary. The call-in number is (904) 921-2591.

Based upon the foregoing, it is

ORDERED by Julia L. Johnson, as Prehearing Officer, that Order No. PSC-96-0945-PCO-TL is modified as outlined in the body of this Order. It is further

ORDERED that Order No. PSC-96-0945-PCO-TL is reaffirmed in all other respects.

By ORDER of Commissioner Julia L. Johnson, as Prehearing Officer, this 12th day of June, 1997.



JULIA L. JOHNSON, Commissioner and
Prehearing Officer

(S E A L)

MMB

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.