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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Comprehensive Review of ) Docket No. 920260-TL  
the Revenue Requirements and Rate )  
Stabilization Plan of Southern Bell )  
Telephone and Telegraph Company. )  
)  
)  
)  
)  
\_\_\_\_\_ )

**COMMUNICATION WORKERS OF AMERICA, AFL-CIO'S MOTION  
TO RESET HEARING AND MOTION FOR CLARIFICATION**

COMES NOW Locals 3121, 3122 and 3107 Communication Workers of America, AFL-CIO ("CWA"), by and through their undersigned counsel, and files this motion to reset hearing on Petition on Proposed Agency Action and Motion for Clarification and states:

1. On August 19, 1994, Commissioner Clark, upon PSC Attorney David Smith's recommendation, announced that the PSC was without jurisdiction to hold the September 1, 1994 hearing until the Florida Supreme Court issued its decision on the Public Service Commission's ("PSC") Motion to Dismiss CWA's Appeal.

2. The basis of the PSC's argument to the Supreme Court of Florida in support of its motion to dismiss CWA's appeal was that the PSC had already granted the CWA's Petition for a hearing.

2. On August 25, 1994 the Florida Supreme Court rendered its decision granting the PSC's motion to dismiss CWA's appeal.

3. On August 29, 1994 the undersigned counsel confirmed with assistant to Commissioner Clark, Billy Stiles, that the September 1, 1994 hearing had been removed from the Commission's calendar.

4. The hearing in the above referenced matter has not been reset.

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5. There are several outstanding motions pertaining to discovery and other matters for which a decision has not yet been rendered. In order for CWA to have the opportunity to properly and without prejudice prepare for the hearing in this matter, CWA must be afforded discovery.

6. The PSC has yet to enter its order reflecting the decisions of the August 19, 1994 prehearing conference. As a result of the numerous Southern Bell motions, the CWA has been unable to obtain any discovery in this matter.

WHEREFORE, Locals 3121, 3122 and 3107 Communication Workers of America, AFL-CIO request the Florida Public Service Commission reset the hearing on Proposed Agency Action and enter an order clarifying the PSC's position on discovery matters.



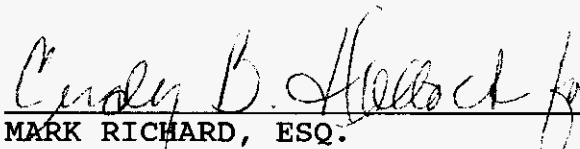
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Certificate of Service

I HEREBY CERTIFY that a true and correct copy of the foregoing Motion to Reset Hearing and Motion for Clarification was mailed to those individuals named on the attached distribution list on this 2<sup>nd</sup> day of September, 1994.



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