

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Complaint of Supra Telecommunications & Information Systems, Inc., against BellSouth Telecommunications, Inc. for violation of the Telecommunications Act of 1996, petition for resolution of disputes as to implementation and interpretation of interconnection, resale and collocation agreements; and petition for emergency relief.

Docket No. 980119-TP

Filed: February 25, 2000

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SUPRA TELECOMMUNICATIONS & INFORMATION SYSTEMS, INC.'S MOTION FOR ORAL ARGUMENT

Supra Telecommunications and Information Systems, Inc., ("Supra"), pursuant to Rule 25-22.058, Florida Administrative Code, hereby files this Motion for Oral Argument on Order No. PSC-00-0288-PCO-TP, issued February 11, 2000, by the Florida Public Service Commission, and as grounds therefore states as follows:

- 1. Supra's concern arises over the lack of evidence used by the Commission to render its decision as reflected by the Order. The Commission was directed by the United States District Court for the Northern District of Florida to make a determination on whether BellSouth had complied with Commission Order No. PSC-98-1001-FOF-TP.
2. No evidentiary hearing was conducted even though BellSouth and Supra supported such a proceeding. Without an evidentiary hearing, neither party was able to make its case before the Commission. The limited discovery performed by staff resulted in insufficient evidence for the Commission to base its decision.

- 3. It is within the Commission's discretion to grant oral argument to any party in a Section 120.57, Florida Statutes, proceeding.

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4. Because of the potential harm to Supra because the Commission's Order was not based on an adequate record developed through an evidentiary hearing, Supra strongly believes oral argument is necessary and appropriate.

WHEREFORE, Supra Telecommunication and Information Systems, Inc., respectfully requests the Commission to grant oral argument to discuss the improper disposition of BellSouth's Notice of Compliance with Order No. PSC-98-1001-FOF-TP entered in this docket as reflected in Order No. PSC-00-0288-PCO-TP.


Respectfully submitted this 25th day of February, 2000.



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by hand delivery to Ms. Nancy White, Attorney for BellSouth, 150 South Monroe Street, Suite 400, Tallahassee, Florida 32301; Ms. Beth Keating, Attorney for the Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida; and by United States Mail, postage prepaid, to Ms. Amanda Grant, BellSouth, Regulatory and External Affairs, 675 West Peachtree Street N.E., Room 38L64, Atlanta, Georgia 30375, this 25th day of February, 2000.



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