

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of show cause proceedings against BellSouth Telecommunications, Inc. for violation of service standards.

DOCKET NO. 991378-TL
ORDER NO. PSC-00-2158-PCO-TL
ISSUED: November 14, 2000

ORDER MODIFYING PROCEDURE

On September 10, 1999, this docket was established to require BellSouth Telecommunications, Inc. (BellSouth) to show cause why it should not be fined for failure to meet certain quality of service standards set forth in Chapter 25-4, Florida Administrative Code. On September 17, 1999, the Office of Public Counsel (OPC) filed its Notice of Intervention. At its October 19, 1999, Agenda Conference, the Commission voted to accept BellSouth's offer of settlement and to close the docket upon remittance of a voluntary contribution. The Commission's vote was memorialized by proposed agency action Order No. PSC-99-2207-PAA-TL, issued November 9, 1999. On November 30, 1999, OPC filed a timely protest of the Order, and the matter was set for hearing.

By Order No. PSC-00-1027-PCO-TL, issued May 23, 2000, the procedural requirements and filing schedule were established for this proceeding. On July 21, 2000, the parties filed a joint motion for continuance of the schedule. By Order No. PSC-00-1381-PCO-TL, that motion was granted. On September 26, 2000, a scheduling conference was held to address procedural due dates, and to set forth a new schedule for the completion of the case. Based on the requests of both parties, the controlling dates in this matter require further modification in order to allow an adequate period for discovery. Accordingly, Order No. PSC-00-1027-PCO-TL is hereby modified to reflect the following controlling dates.

Controlling Dates

- | | |
|--|------------------|
| 1) Direct testimony and exhibits -
Staff | June 30, 2000 |
| 2) Direct testimony and exhibits -
Intervenor | December 9, 2000 |

DOCUMENT NUMBER-DATE

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| 3) Rebuttal testimony and exhibits -
Company | January 12, 2001 |
| 4) Surrebuttal testimony and exhibits,
if any - Staff and Intervenor | February 16, 2001 |
| 5) Prehearing Statements | March 30, 2001 |
| 6) Prehearing Conference | April 16, 2001 |
| 7) Hearing | May 2, 2001 |
| 8) Briefs | May 31, 2001 |

Except as modified herein, Orders Nos. PSC-00-1027-PCO-TL and PSC-00-1381-PCO-TL, are hereby reaffirmed in all respects.

This Order is issued pursuant to the authority granted by Rule 28-106.211, Florida Administrative Code, which provides that the presiding officer before whom a case is pending may issue any orders necessary to effectuate discovery, prevent delay, and promote the just, speedy, and inexpensive determination of all aspects of the case.

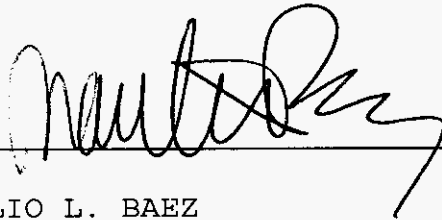
Based upon the foregoing, it is

ORDERED by Commissioner Braulio L. Baez, as Prehearing Officer, that Order No. PSC-00-1027-PCO-TL, is hereby modified as stated in the body of this Order. It is further

ORDERED that Orders Nos. PSC-00-1027-PCO-TL and PSC-00-1381-PCO-TL are reaffirmed in all other aspects.

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By ORDER of Commissioner Braulio L. Baez as Prehearing Officer, this 14th day of November, 2000.



BRAULIO L. BAEZ
Commissioner and Prehearing Officer

(S E A L)

WDK

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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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

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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.