

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for arbitration  
of unresolved issues in  
negotiation of interconnection  
agreement with Verizon Florida  
Inc. by US LEC of Florida Inc.

DOCKET NO. 020412-TP  
ORDER NO. PSC-02-1213-PCO-TP  
ISSUED: September 5, 2002

ORDER ON MOTION FOR EXTENSION OF TIME

On May 15, 2002, US LEC of Florida Inc. (US LEC) filed a Petition for arbitration of unresolved issues in negotiation of an interconnection agreement with Verizon Florida Inc. (Verizon). On June 4, 2002, Verizon filed its response to the Petition. This matter has been set for an administrative hearing.

Order PSC-02-0928-FOF-TP, issued July 23, 2002, established September 5, 2002, as the deadline for filing rebuttal testimony and exhibits in this docket. On August 30, 2002, US LEC filed its Motion for Extension of Time to File Prefiled Rebuttal Testimony and Exhibits. Due to prior responsibilities in various proceedings in Florida and other states, US LEC states that a fourteen (14) day extension of time is needed to allow US LEC to file its Rebuttal Testimony. Further, US LEC stated that Verizon does not object to the request so long as both parties agree to: (a) comply with any order granting a motion to compel discovery by producing responses and/or documents that may be subject of an order granting a motion to compel discovery prior to the October 22, 2002 discovery deadline; and (b) the parties will use their best efforts in resolving any and all objections to discovery requests served by the other party by that same deadline. US LEC states it has no objections to these conditions.

Upon consideration, it appears reasonable and appropriate to extend the Rebuttal Testimony due date for US LEC as requested. Accordingly the date for US LEC to file Rebuttal Testimony is extended until September 19, 2002.

Based on the foregoing, it is,

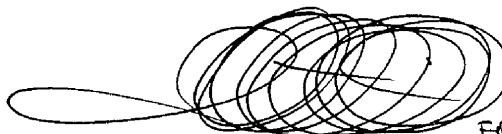
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FPSC-COMMISSION CLERK

ORDERED by Commissioner Braulio L. Baez, as Prehearing Officer, that US LEC of Florida Inc.'s Motion for Extension of Time for filing Rebuttal Testimony is approved. The date is hereby extended until September 19, 2002.

By ORDER of Commissioner Braulio L. Baez, as Prehearing Officer, this 5th day of September, 2002.



FL BAEZ

BRAULIO L. BAEZ  
Commissioner and Prehearing Officer

( S E A L )

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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)

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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 the Commission Clerk and Administrative Services, 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.