

Commonwealth of Kentucky

Before The Public Service Commission

In the Matter of:

Associates in Dermatology, PLLC)
)
 Complainant)
)
 v.)
)
 BellSouth Telecommunications,)
 LLC)
)
 Defendant)

Case No. 2019-00047

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BellSouth Telecommunications, LLC d/b/a AT&T Kentucky's Motion For An Extension Of Time To Respond To Commission Data Requests And To Amend Procedural Schedule

BellSouth Telecommunications, LLC d/b/a AT&T Kentucky moves the Public Service Commission of Kentucky for an extension through and including January 10, 2020 for the parties to file responses to the Commission's December 3, 2019 data requests. AT&T Kentucky further requests that the Commission amend its existing procedural schedule to reflect the requested amended date for filing of responses to the Commission's initial data requests.

1. The matter arises in connection with a complaint filed by Associates in Dermatology, PLLC regarding AT&T Kentucky's nonbasic service (business VoIP) to Associates in Dermatology.
2. AT&T Kentucky filed its answer to the complaint on August 12, 2019.
3. The Commission entered an order on December 3, 2019 propounding data requests to AT&T Kentucky and Associates in Dermatology. The order propounds eighteen data

requests to AT&T Kentucky. The responses to the data requests to both AT&T Kentucky and Associates in Dermatology are due December 20, 2019.

4. The undersigned counsel for AT&T Kentucky was unaware of the order or the data requests until being notified of the same by e-mail from Commission staff at 5:18 p.m., Friday, December 6, 2019.

5. The e-mail indicated:

I reviewed the order that went out from the Commission on Tuesday in the above referenced matter and noticed that Mark Overstreet, Counsel for AT&T Kentucky, was not listed on the service page despite filing an Answer. I wanted to ensure that Mr. Overstreet received the order but copied both parties to avoid any ex parte discussions. I will make sure that Mr. Overstreet is added to the Commission's service list to correct this issue.

It appears the undersigned was not served because the order and data requests have yet to be received.

6. Because of the inadvertently delayed notice, and the intervening holidays, AT&T Kentucky requires additional time beyond December 20, 2019 to review the requests, gather the requested information, and prepare the written responses. AT&T Kentucky requests that the Commission amend its December 3, 2019 order to provide that responses to the data requests by AT&T Kentucky and Associates in Dermatology are due January 10, 2020.

7. Appendix C to the December 3, 2019 order is a procedural schedule for further discovery and briefing in the case. The first date of the existing procedural schedule is for the service on January 6, 2020 of data requests by the parties. If the requested relief is granted the date for filing supplemental discovery would precede the due date for December 3, 2020 data request responses. AT&T Kentucky thus requests that the existing procedural schedule be

amended to reflect the requested January 10, 2020 filing date for the responses to the initial Commission data requests.

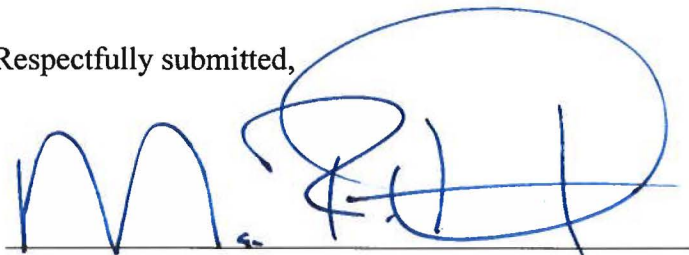
Wherefore, BellSouth Telecommunications, LLC d/b/a AT&T Kentucky respectfully requests that the Commission enter an order

(a) Amending its December 3, 2020 order to permit the filing of responses by responses to the data requests by AT&T Kentucky and Associates in Dermatology on or before January 10, 2020;

(b) Amending the existing procedural schedule to reflect the amended filing date for the responses to the Commission's December 3, 2019 data requests; and

(c) Granting such further relief as may be appropriate.

Respectfully submitted,



Dated: December 12, 2019

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Certificate of Service

I certify that a true copy of the foregoing answer was served by first class mail, postage prepaid, and by e-mail transmission on the following this 12th day of December 2019:

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