Ernie Fletcher Governor

LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Honorable C. Kent Hatfield Attorney at Law Stoll, Keenon Ogden, PLLC 2650 AEGON Center 400 West Market Street Louisville, KY 40202



Commonwealth of Kentucky **Public Service Commission** 211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

## February 1, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

> Gregory Coker Commissioner

RE: Case No. 2005-00371

We enclose one attested copy of the Commission's Order in the above case.

Sincerely,

Beth O'Donnell Executive Director

BOD/jc Enclosure

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Honorable C. Kent Hatfield Attorney at Law Stoll, Keenon Ogden, PLLC 2650 AEGON Center 400 West Market Street Louisville, KY 40202 Donna Canzano McNulty MCI 1203 Governors Sqare Blvd, Suite 201 Tallahassee, FL 32301 Dulaney L. O'Roark III MCIMetro Access Transmission Services, LLC 6 Concourse Parkway Suite 3200 Atlanta, GA 30328

## COMMONWEALTH OF KENTUCKY

## BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF MCIMETRO ACCESS)TRANSMISSION SERVICES, LLC FOR)ARBITRATION OF CERTAIN TERMS AND)CONDITIONS OF PROPOSED AGREEMENT)WITH BELLSOUTH TELECOMMUNICATIONS,)INC. CONCERNING INTERCONNECTION AND)RESALE UNDER THE)TELECOMMUNICATIONS ACT OF 1996)

CASE NO. 2005-00371

## <u>O R D E R</u>

On January 6, 2006, BellSouth Telecommunications, Inc. ("BellSouth") and MCIMetro Access Transmission Services, LLC ("MCI") jointly requested that the Commission suspend all deadlines in this proceeding and adopt a schedule proposed by the parties. In support of their motion, the parties indicate that the merger between MCI and Verizon Communications may result in a reassessment of the pending issues. The parties are actively negotiating to resolve the issues.

At the parties' request, the Commission herein adopts and ORDERS the following schedule:

1. By no later than March 3, 2006, both parties shall file a revised issues matrix.

2. By no later than May 24, 2006, both parties shall file direct testimony.

3. By no later than July 10, 2006, both parties shall file rebuttal testimony.

4. A hearing, if necessary, shall be scheduled by future Order.

Done at Frankfort, Kentucky, this 1st day of February, 2006.

By the Commission

ATTE Executive Director

Case No. 2005-00371