Ernie Fletcher Governor

LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Honorable Douglas F. Brent Attorney at Law Stoll Keenon Ogden, PLLC 2000 PNC Plaza 500 W Jefferson 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

June 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

Gregory Coker Commissioner

RE: Case No. 2006-00099

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

Sincerely,

Beth O'Donnell Executive Director

BOD/jc Enclosure

KentuckyUnbridledSpirit.com

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Honorable Douglas F. Brent Attorney at Law Stoll Keenon Ogden, PLLC 2000 PNC Plaza 500 W Jefferson Street Louisville, KY 40202 Joan Coleman Vice Pres.-Regulatory & External Aff BellSouth Telecommunications, Inc. 601 West Chestnut Street, Room 410 P. O. Box 32410 Louisville, KY 40232 Honorable Cheryl R. Winn Attorney at Law BellSouth Telecommunications, Inc. 601 W. Chestnut Street Room 407 Louisville, KY 40203

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF DIALOG TELECOMMUNICATIONS FOR ABRITRATION OF CERTAIN TERMS AND CONDITIONS OF PROPOSED AGREEMENT WITH BELLSOUTH TELECOMMUNICATIONS, INC., CONCERNING INTERCONNECTION UNDER THE TELECOMMUNICATIONS ACT OF 1996

CASE NO. 2006-00099

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ORDER

Dialog Telecommunications ("Dialog") petitioned for arbitration seeking resolution of seven issues between itself and BellSouth Telecommunications, Inc. ("BellSouth"). The Telecom Act of 1996 imposes deadlines upon this proceeding. Brevity, as well as clarity of expression and position, is of the essence. It is imperative that the Commission receive appropriate information in a timely manner. Accordingly, the following guidelines and procedural schedule shall apply to this proceeding. The purpose of this proceeding is to explore specific arbitration issues. Parties have submitted a proposed procedural schedule which results in the extension of this proceeding beyond the deadline established by 47 U.S.C. § 252. The parties have waived any right to issuance of an earlier decision.

Reduction of the proposed agreement to writing is the responsibility of the parties. The Commission encourages the parties to continue their negotiations during the pendency of this proceeding and to narrow the range of issues to be arbitrated to the extent possible.

Although the Commission is not, pursuant to KRS 278.310, bound by the technical rules of legal evidence, the parties hereto are hereby put on notice that cumulative, repetitive, and irrelevant evidence will not be heard in the formal hearing in this matter. In addition, unless special leave is granted, all direct testimony shall be prefiled. All oral testimony at the formal hearing shall be offered pursuant to cross-examination or redirect examination.

The Commission, being sufficiently advised, HEREBY ORDERS that:

1. A formal hearing in this matter is scheduled for August 23, 2006, beginning at 9:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky.

2. Relevant cost studies, including workpapers and any other documents and information necessary to resolve outstanding issues, shall be filed by July 19, 2006.

3. Prefiled testimony shall be filed by July 19, 2006, and hearing testimony is limited to cross-examination or redirect examination.

4. Prefiled rebuttal testimony shall be filed by August 9, 2006.

5. Any party filing testimony shall file an original and 5 copies.

Done at Frankfort, Kentucky, this 6th day of June, 2006.

By the Commission

ATTEST. Executive Director

Case No. 2006-00099