

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION BY AMERICAN COMMUNICATIONS )  
SERVICES, INC., AND CERTAIN OF ITS )  
LOCAL EXCHANGE OPERATING )  
SUBSIDIARIES FOR ARBITRATION WITH ) CASE NO. 96-467  
GTE SOUTH, INC. AND CONTEL OF )  
KENTUCKY, INC. PURSUANT TO THE )  
TELECOMMUNICATIONS ACT OF 1996 )

O R D E R

On November 14, 1996, American Communications Services, Inc. ("ACSI") moved the Commission to compel GTE South Incorporated ("GTE") to produce information and moved the Commission to grant a continuance of the hearing scheduled for December 2, 1996. ACSI contends it has propounded two data requests to GTE and has not received responses. According to ACSI, the information is complex and will require considerable review prior to the public hearing. Further, ACSI asserts that one of its expert witnesses is not available until December 3, 1996.

The Commission, having considered these Motions, and having been otherwise sufficiently advised, finds that GTE should answer the data requests by no later than November 22, 1996. However, due to scheduling conflicts, the Commission is unable to reschedule the public hearing. ACSI may proceed with as much of its case as possible beginning at 9:00 a.m. on December 2, 1996, then the hearing will proceed to GTE's case, and will conclude with the final witness of ACSI.

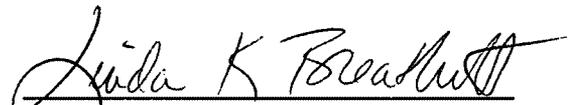
IT IS THEREFORE ORDERED that:

1. ACSI's Motion to Compel is granted; GTE shall file its responses to the two data requests by no later than November 22, 1996.

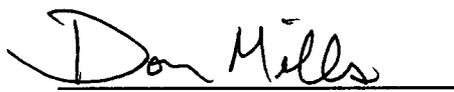
2. ACSI's Motion for Continuance of the December 2, 1996 public hearing is denied.

Done at Frankfort, Kentucky, this 22nd day of November, 1996.

PUBLIC SERVICE COMMISSION

  
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For the Commission

ATTEST:

  
\_\_\_\_\_  
Executive Director