

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION BY INTERMEDIA	)	
COMMUNICATIONS, INC. FOR	)	
ARBITRATION WITH BELL SOUTH	)	CASE NO. 98-608
TELECOMMUNICATIONS, INC.	)	
PURSUANT TO THE	)	
TELECOMMUNICATIONS ACT OF 1996	)	

In the Matter of:

PETITION BY E.SPIRE COMMUNICATIONS,	)	
INC. AND AMERICAN COMMUNICATION	)	
SERVICES OF LEXINGTON, INC. AND	)	CASE NO. 98-619
AMERICAN COMMUNICATION SERVICES	)	
OF LOUISVILLE, INC. FOR ARBITRATION	)	
OF AN INTERCONNECTION AGREEMENT	)	
WITH BELL SOUTH TELECOMMUNICATIONS,	)	
INC. PURSUANT TO SECTION 252(b) OF THE	)	
TELECOMMUNICATIONS ACT OF 1996	)	

O R D E R

Pending before the Commission in these cases are two procedural motions: a joint motion to establish a proposed procedural schedule and a motion for consolidation of these proceedings. Subsequent to the filing of the latter motion, on February 18, 1999, BellSouth Telecommunications, Inc. ( BellSouth ) filed with the Commission an amendment to its interconnection agreement with Intermedia Communications, Inc. ( Intermedia ) which extends the parties existing agreement. The document also indicates that, because the existing agreement has been extended, Intermedia is to withdraw the arbitration petition which is the subject of Case No. 98-608. Intermedia's

notice of its withdrawal of its request for arbitration was filed February 19, 1999. Thus, the motion to consolidate these cases is moot and the Commission will not address it herein.

The motion to establish a procedural schedule in Case No. 98-619 should, however, be granted.

The Commission having reviewed the record and having otherwise been sufficiently advised, IT IS THEREFORE ORDERED that the following procedural schedule is hereby adopted:

Parties shall file data requests  
and a joint list of issues by no later than..... March 10, 1999

Responses to data requests  
shall be due on .. ..... March 16, 1999

Prefiled direct testimony shall be due on ..... March 23, 1999

Prefiled rebuttal testimony shall be due on..... April 6, 1999

The hearing shall begin at 9:00 a.m., Eastern Daylight  
Time, in Hearing Room 1 of the Commission's offices at  
730 Schenkel Lane, Frankfort, Kentucky, on .....May 5, 1999

The Commission's decision shall be due no later than .....June 15, 1999

Neither opening statements nor witnesses' summaries of prefiled direct testimony will be permitted.

Done at Frankfort, Kentucky, this 8<sup>th</sup> day of March, 1999.

By the Commission

ATTEST:

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Executive Director