

In the Matter of)	DISPATCHED DA 95-2311
)	
Local Exchange Carriers' Rates,)	
Terms, and Conditions for)	
Expanded Interconnection)	
for Switched Transport)	CC Docket No. 94-97
Services)	

ORDER

Adopted: November 7, 1995; Released: November 8, 1995

By the Chief, Tariff Division:

1. On October 23, 1995, Ameritech filed a petition for an extension of time to file its rebuttal to the comments on direct cases in response to the *Phase II Designation Order*.¹ The comments are due on November 9, 1995, and the rebuttals are due on November 16, 1995.

2. Ameritech is seeking an extension to November 22, 1995 for filing its rebuttal to the comments filed in opposition to its direct case, on the grounds that it may not receive the comments until November 13, 1995, which would allow only three days to prepare its rebuttal.² Ameritech contends that three days is an inadequate amount of time in which to draft and file its rebuttal.³ Ameritech argues that the comments in opposition are due on November 9, 1995, but that because the following day is Veterans Day, a federal holiday, it may not receive copies of the comments until Monday, November 13, 1995.⁴ As an alternative to the extension of time, Ameritech requests an order requiring the comments in

¹ Local Exchange Carriers' Rates, Terms, and Conditions for Expanded Interconnection Through Virtual Collocation for Special Access and Switched Transport, Order Designating Issues for Investigation, Phase II, CC Docket No. 94-97 (released September 19, 1995) (*Phase II Designation Order*).

² Ameritech Petition at 1-2.

³ *Id.* at 2.

⁴ *Id.*

opposition to be served by hand delivery, to insure that all comments are received by the parties on November 9, 1995.⁵

3. On October 27, 1995, Cincinnati Bell Telephone (CBT) filed comments in support of Ameritech's motion. CBT also contends that Veterans Day may delay its receipt of the comments on the direct cases, and that because it does not have a Washington D.C. office, it may not receive the comments until November 14, 1995.⁶ CBT contends that this would be an inadequate amount of time to prepare its rebuttal.⁷ As an alternative to an extension of time, CBT requests that the comments be telecopied to CBT's office.⁸

4. On October 30, 1995, Southwestern Bell Telephone Company (SWB) filed comments in support of Ameritech's motion. SWB contends that insufficient time has been given for the receipt and analysis of the comments on the direct cases, and the preparation of the rebuttal.⁹ SWB contends that the extension sought by Ameritech would be appropriate and would not prejudice any party.¹⁰

5. We have reviewed the petition filed by Ameritech and the supporting comments filed by CBT and SWB. It is the policy of the Commission that motions for extensions of time shall not be routinely granted.¹¹ Nevertheless, we find that the record in this proceeding might not be adequately developed unless Ameritech, CBT, SWB and the other local exchange carriers (LECs) are provided with additional time in which to prepare their rebuttals. We also find that granting Ameritech's petition will not prejudice any party. Therefore, we will grant Ameritech's request for additional time to file its rebuttal to the comments filed in opposition to the direct cases. We will extend the deadline for the filing of rebuttals for all LECs to November 22, 1995.

⁵ *Id.*

⁶ CBT Comments at 1.

⁷ *Id.*

⁸ *Id.* at 2.

⁹ SWB Comments at 1.

¹⁰ *Id.*

¹¹ *See* 47 C.F.R. § 1.46(a).

6. IT IS THEREFORE ORDERED that Ameritech's petition for an extension of time IS GRANTED, to the extent specified herein.

FEDERAL COMMUNICATIONS COMMISSION

Geraldine A. Matis

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Chief, Tariff Division
Common Carrier Bureau