

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Formal)	Application No. FC-1332
Complaint of Orbitcom, Inc.,)	
Sioux Falls, South Dakota,)	
seeking a determination that)	
AT&T Communications of the)	ORDER AMENDING PROCEDURAL
Midwest, Inc., Denver, Colorado,)	SCHEDULE
failed to pay intrastate access)	
charges billed by Orbitcom in)	
accordance with Orbitcom's)	
intrastate switched access)	
tariff.)	
In the Matter of the Formal)	Application No. FC-1335
Complaint of AT&T Communications)	
of the Midwest, Inc., Denver,)	
Colorado, seeking a)	
determination that OrbitCom,)	
Inc., Sioux Falls, South Dakota,)	
failed to negotiate Intrastate)	
Access Charges and that)	
OrbitCom's tariffed Intrastate)	
Switched Access Rates are unfair)	
and unreasonable.)	Entered: June 23, 2009

BY THE HEARING OFFICER:

On February 27, 2009, a Formal Complaint was filed with the Nebraska Public Service Commission ("Commission") by Orbitcom, Inc., ("Orbitcom") and was docketed as Application No. FC-1332. On April 30, 2009, AT&T filed a Formal Complaint against OrbitCom with the Commission, which was docketed as Application No. FC-1335. On May 12, 2009, the Commission granted AT&T's Motion to Consolidate the above-captioned proceedings pursuant to Commission Rules of Procedure.

A planning conference was held in the above-captioned dockets on June 11, 2009. In a hearing officer order issued on June 15, 2009, a procedural schedule was set in the above-captioned proceedings. Subsequently, the parties requested certain modifications to the procedural schedule.

Upon review of the matter, I am of the opinion and find that the procedural schedule in the above-captioned matter should be modified as the parties request. The modified procedural schedule is set forth in Appendix A, attached hereto, and incorporated by reference.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that the deadlines and requirements established in this order and attached hereto are hereby adopted.

MADE AND ENTERED in Lincoln, Nebraska, on this 23rd day of June, 2009.

BY:

Tim Schram
HEARING OFFICER

APPENDIX A

PROCEDURAL SCHEDULE

<u>DAY</u>	<u>DATE</u>	<u>EVENT</u>
Monday	July 6	Initial Discovery Requests filed
Thursday	July 30	Responses to Initial Discovery Requests filed
Wednesday	August 5	Motions to Compel Discovery filed (if necessary)
Wednesday	August 12	Direct Testimony Filed
Wednesday	August 19	Discovery Requests on Direct Testimony filed (if necessary)
Tuesday	September 1	Responses to Discovery Requests on Direct Testimony filed (if necessary)
Wednesday	September 9	Rebuttal Testimony, Hearing Exhibits filed
Friday	September 11	Deadline to file Pre-hearing Motions
Wednesday	September 16	Hearing
Thursday	September 17	Hearing (if necessary)

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that the deadlines and requirements established in this order and attached hereto are hereby adopted.

MADE AND ENTERED in Lincoln, Nebraska, on this 23rd day of June, 2009.

BY:

A handwritten signature in cursive script, appearing to read "Tim Schram", written over a horizontal line.

Tim Schram
HEARING OFFICER