

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Petition of Core Communications, Inc. :
for Arbitration of Interconnection Rates, Terms : A-310922F7004
and Conditions with Windstream Pennsylvania, Inc. :
Pursuant to 47 U.S.C. §252(b) :

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PREARBITRATION ORDER #2

I conducted a further pre-arbitration conference in this case on January 26, 2007 at 10:00 a.m. in Hearing Room 4, Commonwealth Keystone Building, 400 North Street, Harrisburg. Present were counsel for Core Communications, Inc. and Windstream Pennsylvania, Inc. At the pre-arbitration conference, the parties discussed various procedural issues regarding this arbitration. This order sets forth the matters discussed at the pre-arbitration conference.

THEREFORE,

IT IS ORDERED:

1. That the caption of this proceeding is modified to read as follows:

Petition of Core Communications, Inc.
for Arbitration of Interconnection Rates, Terms
and Conditions with Windstream Pennsylvania, Inc.
Pursuant to 47 U.S.C. §252(b)

2. That the following schedule is adopted:

Pre-arbitration conference	January 26, 2007
Dispositive motions filed	April 2, 2007
Responses to dispositive motions filed	April 23, 2007
Order on dispositive motions	June 1, 2007
Close of discovery	June 1, 2007
Further prearbitration conference	June 15, 2007

3. That the parties shall establish a litigation and briefing schedule at the June 15, 2007 prearbitration conference.

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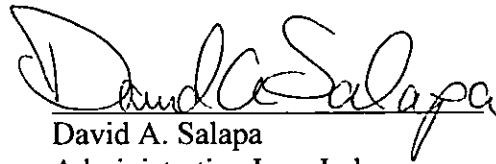
4. That in accordance with the schedule set forth in paragraph 2 above the parties shall serve the motions and responses listed above so that the documents are received in-hand no later than 4:00 p.m. on the dates listed. Parties may serve the documents listed above via e-mail to meet this requirement, with hard copy to follow.

5. That the parties shall review the regulation relating to discovery at 52 Pa. Code §5.331(b), which provides that the parties shall initiate discovery as early in the proceedings as possible and the regulation at 52 Pa. Code §5.322, which encourages parties to exchange information on an informal basis. I urge the parties to cooperate in discovery and resolve any discovery disputes amicably rather than engage in numerous or protracted discovery disagreements. All motions to compel must contain a certification of counsel that the parties have undertaken informal discovery and failed to resolve their discovery disputes informally. There are limitations on discovery and sanctions for abuse of the discovery process. 52 Pa. Code §§5.361, 5.371-3.572.

6. That any provision of this prehearing order may be modified upon motion and good cause shown by any party in interest. See, 52 Pa. Code §5.223(a).

7. That Core Communications, Inc. and Windstream Pennsylvania, Inc. waive the nine-month deadline for rendering an arbitration decision set forth in 47 U.S.C. §252 and they waive their right to petition the Federal Communications Commission under 47 U.S.C. §252(e)(5) for failure of the Pennsylvania Public Utility Commission to act on the arbitration within the statutory deadline.

Date: January 29, 2007


David A. Salapa
Administrative Law Judge

A-310922F7004 PETITION OF CORE COMMUNICATIONS, INC. FOR
ARBITRATION OF INTERCONNECTION RATES, TERMS AND CONDITIONS WITH
ALLTEL PENNSYLVANIA INC.

UPDATED 1/18/07

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