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IN THE MATTER OF

VERIZON VIRGINIA, INC.

CASE NO. PUC-2002-00046

**To verify compliance with the
conditions set forth in 47 U.S.C. § 271(c)**

HEARING EXAMINER'S RULING

May 7, 2002

On May 6, 2002, Cox Virginia Telcom, Inc. ("Cox") filed a Motion for One Business Day Extension to Prefile Testimony of One Witness ("Motion"). In its Motion, Cox explained that on Friday, May 3, 2002, the date for filing its prefiled testimony and exhibits, it mailed hard copies of the direct testimony and exhibits of five witnesses and e-mailed copies of its direct testimony to all parties on the service list. However, on May 3, 2002, Cox prefiled with the Commission only the direct testimony and exhibits of four of its five witnesses. On Monday, May 6, 2002, Cox prefiled with the Commission the direct testimony and exhibits of its fifth witness.

Verizon Virginia, Inc. filed no response to Cox's Motion. Based on the efforts undertaken by Cox to mail and e-mail all of its testimony on Friday, May 3, 2002, no party should be prejudiced by permitting Cox to prefile the testimony and exhibits of one of its witnesses on Monday, May 6, 2002. Accordingly,

IT IS DIRECTED that Cox's Motion is granted and the testimony and exhibits filed on Monday, May 6, 2002, are hereby accepted as timely.

Alexander F. Skirpan, Jr.
Hearing Examiner