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 FLORIDBROWARD GOVERNMENTAL CENTER, ROOM 422 115 S. ANDREWS AVENUE FORT LAUDERDALE, FLORIDA JANUARY 19, 2000, 10:00 a.m.

TRANSCRIPT OF PROCEEDINGS
DOCKET NO. 990457-TL

## BUREAU OF REPORING RECEIVED 2-2-20VO

## TRANSCRIPT OF PROCEEDINGS

FLORIDA PUBLIC SERVICE COMMISSION BROWARD GOVERNMENTAL CENTER, ROOM 422

115 S. ANDREWS AVENUE FORT LAUDERDALE, FLORIDA

A P P EARANCES

Joe Garcia, Chairman
Commissioner, J. Terry Deason
Commissioner E. Leon Jacobs, Jr.
Levent Ileri, PSC
Charlie Beck, Public Counsel's Office
C. Lee Fordham, PSC Counsel

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E X H I B I T S
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NONE

PROCEEDINGS
(10:15 a.m.)

MR. GARCIA: Counsel, will you read the notice.

MR. FORDHAM: Pursuit to notice, this time and place have been set for hearing in docket number 990457, request for review of the proposed numbering relief plan for the 954 area code.

MR. GARCIA: We are here to hear from the people of this part of the state, because we are contemplating the fact that the administrator of area codes is telling us that this area code is running out.

This is after a few years back they told us that this area code would last a very, very long time.

We want to make sure that we do the right .thing when we do this, and want to let you know what we're contemplating, and we have two problems. One is that Commissioner Jacobs' plane was diverted, so he has not made it. The other is that the North American Numbering Counsel contractor Lockheed, but it has another name now, was OFFICIAL COURT REPORTING, INC.
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driving from Orlando, and apparently his car got diverted.

So, we don't have either of those, but what we're going to have is, Mr. Levant Ileri walk us through what the alternatives we're looking at, or the staff is looking at in this case, and some of the things that we're discussing, so you can get an idea. And then we'd like to hear from you.

If you have seen the blue handout we gave out, you'll notice that there are several plans in there.

One of the things that will be helpful is as Mr. Ileri goes through his presentation, you give some serious thought to these options, or as we have found many times, you the citizens are much smarter than our engineers, economists, and lawyers.

You may have better ideas yourselves at what we should be doing, and clearly, we'd love to hear that.

But if you have a preference in one of these plans, it will make it easier when we look at the record later on, certainly when Commissioner Jacobs looks at the record later OFFICIAL COURT REPORTING, INC.
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on, if you say, I like A, I like B, or I like the first one, I like the one on Page 5, whatever, so that we get an idea of where you stand with some of this.

Also, if you have any questions, we have people here, Mr. Ileri, we can answer those questions, if you have any questions about what the Commission does in terms of your service.

As you may or may not know, we regulate all the electric investor-owned utilities in our state, we regulate all the phones in our state, and we regulate all the private water companies, as well as gas companies to some degree.

So, if you have any questions on any of those things, we'd love to hear from you, but let's try to stick to the issue at hand which is the area code issue. With that I'll introduce Mr. Ileri, and he'll walk you through it.

MR. ILERI: Good morning everyone, my name is Levent Ileri, I am the PSC staff, and I'd just like to just go over the different alternatives that we have.

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The first alternative that we have is the distributive overlay, which is the plan that was recommended by industry members.

And this plan would involve two different - one additional area code on top of what we have right now, which is 954. This would mean that everybody would have to dial ten digits in the current area.

We're trying to get in touch with Tom Foley, so they may be paging me right now.

Okay, this area -- This alternative number one, as I told you before, is a distributive overlay in which you dial ten digits. And it involves all the exchanges in the current 954 area.

The second alternative is a geographic split. It takes into - it takes one area code to last 9.9 years which is indicated as area A that has Deerfield Beach exchange, Coral Springs, Pompano Beach, and some of the annexes which are the prefixes within Fort Lauderdale exchange, and the rest will get a new area code possibly.

And at this stage of course, we don't know which area will get 954 or which one OFFICIAL COURT REPORTING, INC.
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will be changed to new area codes.
If you're going to the next page which is an alternative number three, it divides the entire 954 in half. Deerfield Beach, Coral Springs, Pompano Beach, will get one area code that will last 14.6 years.

And the remainder of Brevard County will get an additional area code that will last 4.6 years. And in either of these scenarios, alternative number two or three, people who are in either region will dial seven digits, but across the board will be based on ten digits.

And the last alternative that we have is alternative number four which is, again, a geographic split.

In this one, the area is divided into two different segments in a non-contiguous manner, in which Deerfield Beach, Coral Springs, Pompano Beach, and Hollywood will retain one area code, and then Fort Lauderdale exchange will get one area code.

And the life expectancies are indicated as 7.4 or 11.5 years. And if you have any questions about these alternatives, I can go OFFICIAL COURT REPORTING, INC.
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over it in detail, or after our meeting if you have any questions, you're welcome to ask me.

MR. GARCIA: All right. I think what we'll do is Levent, you can come up here and take a mike, so when people have questions that we don't know, you can be helpful, and when I mis-state something, you can correct me, too.

What we're -- I wanted -- Let me just give you a little bit of perspective what we've done since you began this problem with exhausting area codes in the state.

The Florida Commission asked the FCC for a special grant of authority to try and set up a system whereby we can get consolidation of numbers.

Let me tell you what's happened and why we're running out of area codes. And Levent, if I overstate it, correct me, because sometimes I get a little bit emotional on this.

Everyone of these, if you look at -Let's with the map on Page 4, okay? Levent, these are exchanges, if I'm not mistaken.

Every one of the lines delineates an exchange.

MR. ILERI: That's correct.
MR. GARCIA: I don't think you're on. There's a button somewhere.

MR. ILERI: That's correct.
MR. GARCIA: So, here's what happens. Joe Garcia Telecom comes to Broward to do business, and before he does, or gets customer one, it gets - if it wants to do all of Broward, it will get 10,000 numbers per exchange.

And that is because they work out of those exchange in those manners. Correct, Levent?

MR. ILERI: That's correct.
MR. GARCIA: So, before I have customer one in this area of the state, I would have five exchanges, I would have 50,000 numbers, and I don't even have a customer signed up yet.

Now, today in Florida we have upwards of 300, I know not all of them are doing business --

MR. ILERI: It's close to 300 .
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MR. GARCIA: Close to 300 competitive providers in our state of phone service. As you can imagine those guys come to areas like Broward because they are very profitable centers. There's a lot of business here.

Bell South has some really good customers that they can try to take away, and so they come to do business here, and some of you represent cities, and those cities were the larger customers.

And what happens is, before they've got customer one, they've got 50,000 numbers. So, if you have ten competitive providers that want to provide service in this area before they've got customer one, they've already got 500,000 numbers allocated to them.

If you could imagine, there are many more than ten competitive providers in this business. Add to that the natural effect of other services that are being offered.

The fact that today, most of us have some alternative form of communication in terms of a beep or cellular. Add the fax lines or internet lines, add to that the OFFICIAL COURT REPORTING, INC.

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additional second phone line.
It puts us in an exhaust situation like we've never been before. Florida, as of 1988, had three area codes. When was the last time we had three area codes? I think it was --

MR. ILERI: I think sometime in the 1980's, but I'm not sure of the years.

MR. GARCIA: Okay, so we had three area codes. We're now at 13 and growing. Let me also walk through what Levent talked about here, what an overlay is and what isn't.

Obviously, you all live close enough to Miami to experience 17-digit dialing, which is you dial seven and nothing happens. So, then you dial ten. But the whole issue of ten-digit dialing is a big issue.

It's an issue that's happened in every major metropolitan area I think in the country already. In other words, New York already has it, L.A. has some of it, Atlanta already has it, the Atlanta metropolitan, am I correct? And Washington, D.C. has it.

And we've got it in Florida in two places. Orlando began at the end of this OFFICIAL COURT REPORTING, INC.
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year, last year, and we in Dade County have had it for a while now.

Clearly, the goal there is to try to keep a community together if no divisions are easily understood by the public. Generally, the company's favorite and it causes a little bit less confusion on the front end, but it does - it is an encumbrance.

With that, we'll start. Mr. Beck is here representing the Public Counsel's Office, he has all your names, he will start calling up.

Let me introduce - I'm chairman Garcia. To my right is Commissioner Deason, and to my left, always with great and impeccable timing is Commissioner Jacobs, and we're going to be listening from you.

When we hear from you, we also have our technical staff, which is in intense negotiations with the companies to try to figure out some way where we can avoid even deploying an area code here based on the special authority that the FCC gave us.

So, I mean obviously encourage us to continue that work, but if we can avoid OFFICIAL COURT REPORTING, INC.
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giving you an area code - a new area code, we're going to try, but if that is not the case, that's why we want to hear from you and which way to do it.

Clearly, we know it's not popular, we're not here because we expect to get roses thrown on us for doing this. Unfortunately, this job falls on us, it's our responsibility to do it.

So, we'd like to know from those who live here and are affected by our decisions which way they'd like to see us go. And I think with that, Mr. Beck.

MR. BECK: Thank you, Chairman Garcia. Our first witness is Margaret Bates.

MS. BATES: Good morning. I bring you greetings from the City of Lauderhill, and I am a Commissioner with the City of Lauderhill.

We have passed a resolution, and I'd like to --

MR. GARCIA: May I ask you one -- Since, and this is my fault, not yours. We have a court reporter so this is - we're taking a record here, which is going to be viewed by a OFFICIAL COURT REPORTING, INC.
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lot of people.
For our help, we need you to give us your name and your address. If you don't want to give us your address, that's fine. But give us your name and your address for the record, and then begin your presentation, and just be aware that you're on with the court reporter, okay?

MS. BATES: Okay. Again, good morning, my name is Margaret Bates. I'm a Commissioner with the City of Lauderhill. My residential address is 4211 Northwest 24 th Street in Lauderhill. My Commission passed a resolution and I'd like to read that resolution to you now.
"The resolution of the City Commission of the City of Lauderhill expresses its preference that the Florida Public Service Commission split Broward County and create a new area code, rather than issue a ten-digit phone number to the residence of Broward County.

Supporting the FPSC's conservation
measures to have under-utilized numbers repooled and redistributed to smallex blocks OFFICIAL COURT REPORTING, INC.
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providing for an effective date, whereas the North American Numbering Plan Administration regulates the distribution of phone numbers in the United States; and

Whereas, the NANPA has informed the Florida Public Service Commission that the numbers available for distribution to telephone companies in the 954 area code, soon will be exhausted, and whereas once all available phone numbers within an area code have been distributed to companies NANPA is required to create a new area code; and

Whereas, as a result of this shortage of numbers, Broward County will need to be split and a new area code will need to be created or a ten-digit phone number will have to be assigned to the residents of Broward County; and

Whereas, the FPSC is in the process of implementing conservation measures to have under-utilized numbers redistributed in smaller blocks in an effort to reduce the amount of numbers which are unused.

Now, therefore, be it resolved by the Commission of the City of Lauderhill,

Florida, Section 1, the Commission of the City of Lauderhill hereby express the City of Lauderhill's preference that the Florida Public Service Commission split Broward County and create a new area code rather than issue a ten-digit phone number to the residents of Broward County."
"Section 2. The City Commission of the City of Lauderhill hereby declares its support to the PFSC's conservation measures to have under-utilized numbers repooled and redistributed in smaller blocks in an effort to reduce the amount of numbers which are unused."
"Section 3. That copies of this resolution be provided to the Public Service Commission and the local media and other interested parties. This resolution shall take effect immediately upon its passage. Dated the 10th day of January, 2000."

Thank you.
MR. GARCIA: Thank you, Commissioner. If we could ask you a quick question. I know you probably haven't seen this, but if you could give me your feeling on which one of OFFICIAI COURT REPORTING, INC.
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these plans you think would work for you a little bit better?

MS. BATES: I agree with our resolution, in that we should, if this has to happen and it does, that we would have different area codes in Broward County.

MR. GARCIA: Okay.
MS. BATES: If you look at some of the examples -- I've spoken with people in Dade County who have the ten digit, and most of them hate it --

MR. GARCIA: Right.
MS. BATES: So, we would prefer the additional area code.

MR. GARCIA: They used to say I had a promising career in politics until I gave them ten digits in Dade County, so, I can understand your -- But, looking at the plans, did you get a chance to look at the blue sheet?

MS. BATES: Yes, I reviewed --
MR. GARCIA: Is there any one of those plans that strikes you as making more sense for someone who lives here? Is there any one of these plans that you say, look, this one OFFICIAL COURT REPORTING, INC.
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at least can be understood best or it's easiest to comprehend?

MS. BATES: Thank you. Looking -- I'm not very good at graphics, okay? If I'm just picking this up and looking, I truly don't understand --

MR. GARCIA: That's fine, that's fine. MS. BATES: But again, the area codes, say for example, number four, the split, geographical split.

MR. GARCIA: Yes.
MS. BATES: Why would some areas, the numbers would last eleven-and-a-half years as opposed to an area that would last 7.4 years?

MR. GARCIA: Why? That's based on growth. That's simply based -- They expect that the -- This looks like an Oreo cookie of some sort.

The center area is going to grow much faster than the other outside areas, and so what happens is - what you have is the center area would experience exhaust quicker.

I'm trying to -- If you look at the one right on the other side of that page, that flips, plan three, you'll notice the same OFFICIAL COURT REPORTING, INC.
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thing happens, and that's because, I have to assume, that the downtown Fort Lauderdale area, the City of Fort Lauderdale's business area, it's going to grow much more quickly than the others, and that's why it exhausts much faster.

MS. BATES: Okay, now on example - on Page 6, your alternate three, the one that you're referring to, the darkened area, Area A, you're saying that the darkened area, the numbers will last 14.6 years, correct?

MR. GARCIA: Let me say it this way.
Because, I know now not to trust Lockheed or Neu Star. They say that that's what they'll last based on their projections.

So, yes, based on growth patterns, they figure that it will last 14 years, and the other one will last four years.

Typically, when we do something like this, we'll probably, and Levent, correct me if I'm wrong, we'll probably give the new area code to the dark area, because those people are going to get relief for a longer period, because the people in the 4.6 years are going to be seeing an area code change in OFFICIAL COURT REPORTING, INC.
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4.6 years.

So, because they've experience one recently, we want to keep it as long as possible because they're going to experience - they're not going experience any change until 4.6 years.

So, in this, the logic and following the regulations or the guidelines that NANPA releases on this, we would probably split it that way.

But, here's the question to you, and I'm sorry I've taken so long. That splitting line, does that make sense to people? And maybe the question is to Staff, what is that line? Is that a street?

MS. BATES: That's what I would want to know, what that line is. Number one, you have Hollywood. Hollywood, does that encompass Pembroke Pines?

If it encompasses Pembroke Pines, anyone that lives in South Florida knows that Pembroke Pines is one of the fastest growing communities in South Florida.

The same thing is happening to
Hollywood. So, in that area, if you're doing OFFICIAL COURT REPORTING, INC.
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that, someone's not keeping up with their compilation as far as growth, because you're only giving them four-and-a-half years of 4.6 years, as opposed to 14 years. That time frame, to me, is not sufficient.

MR. GARCIA: Right. But, that's precisely why. It's based on the fact that the areas are growing quickly, that you run out. It's not based on what time we're giving them, it's what we think that the area code will last with an area that's growing too fast.

It's not like we're giving them a fuse. It's sort of - we know that that area is going to grow faster, therefore, that's that's where it ends up.

But, I guess this question goes to you, Levent, or the Bell company that's here. What line is that? Is that an exchange that splits Broward County right in the middle? Is that a street? Is that Broward County?

It's not a street. So, this should go back and forth across some unknown boundary. It's only straight because it's on a page. MR. ILERI: Chairman Garcia, I'd like to OFFICIAL COURT REPORTING, INC. (954) 973-4464
first make a correction. Alternative number one and two are the ones that were presented to the Commission by the industry.

Alternatives number three and four are PSC Staff's alternatives. And the lines shown in here are the exchange boundaries.

MR. GARCIA: Right. I know. I
understand there will be boundary exchange, but there's not a straight boundary exchange.

I mean, I know that exchanges rarely, if ever, unless it's a river or some force of nature, they rarely run in a straight line that way. So, that goes back and forth.

Give me an idea of where that is. You're here, do you have a clue of where that line is? Is that Broward Boulevard? Is that -- Thank you.

Come up here so you can be on the record, and introduce yourself for us.

MR. BENATI: Mr. Chairman, I'm Vic Benati, a regional director at Bell South in Broward County. That's in the approximate area of Broward Boulevard, which is a road to the north.

MR. GARCIA: The County, okay.
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MR. JACOBS: It's been my impression that the growth here has been occurring vertically more so than horizontally.

I either - in West Broward, the area is going parallel to Interstate 75 , so I'm wondering, if we make a split that looks goes vertically across - I'm sorry, horizontally across the county, we may be dividing up this growth area in a way that's maybe non-sensical.

Does anybody have any feedback or data on that?

MR. GARCIA: Well, I will tell you this Commissioner, that - and for those of you in the audience, if your city is split., let's look at plan three.

If your city is split by Broward Boulevard, in essence, you're going to have ten-digit dialing, because that exchange will probably somehow cut through that city in some way, so it creates the same effect.

Let me ask Mr. - Tom Foley is here from Neu Star, and he's going to make a quick presentation that our staff tried to do.

Neu Star is the person - the company
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that holds the contract to administer numbers for the country.

And so, he's going to do a quick presentation for us so that we get a better understanding of what they're looking at, and hopefully --

MR. FOLEY: Mr. Chairman and
Commissioners, please excuse my tardiness. The airplane didn't want to take off when it wanted to.

MR. GARCIA: Okay.
MR. FOLEY: Or when I wanted it to. While Levent's getting set up, I am Tom Foley. I am a NPA relief planner with Neu Star.

Neu Star is the independent third party administrator of the North American Numbering Plan.

MR. GARCIA: You need to get - Tom you need to get closer to the mike, because we're not picking you up over here. I think it is on.

MR. FOLEY: Is that a little better?
MR. GARCIA: Yes.
MR. FOLEY: All right, I'm sorry. First
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of all, I'd like to tell the people here, and just what NANPA is.

In 1995, the Federal Communication Commission took an important step in fostering some competition, and they determined that the North American Numbering Plan had been administering numbers with the help of the regional Bell companies. And they effectively established NANPA as an independent organization.

FCC formed the North American Numbering Council, and ordered it to develop guidelines. These guidelines are the framework under which we operate.

Lockheed Martin was named the new North American Numbering Plan administrator in 1997, and effective in November of this year, we changed to Neu Star, because of some conflicts of interest with Lockheed Martin.

What we have as our roles and responsibilities with relief planning is, we perform a coordination with the industry to make a recommendation on when relief is needed, and all possible alternatives of relief that are possible.

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The relief planner prepares several options to present to the industry. In a meeting, and through consensus, the industry recommends a single plan, if at all possible, to the Commission.

Basically, there are three types of NPA relief. The geographic split, which has been talked about here already. An overlay, which has been talked about. And another one called boundary realignment.

The last one is not used very much, simply because it's extremely difficult to administer with telephone number changes. And there are combinations of all those - the above methods used together.

The industry has come up with several attributes of a split that are important. Splits provide a single area code for each geographic area.

They may minimize confusion for customers outside the area, and future splits reduce the geographic size of the area. They keep getting smaller and smaller.

Splits require an area code change for approximately one-half of the customers in a OFFICIAL COURT REPORTING, INC.
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two-way split, and two-thirds of the customers in a three-way split.

Geographic splits permit seven digit local dialing within the smaller home area; however, local dialing across the boundaries are ten digits.

With an overlay, there will be multiple area codes in each geographic area, and will end further shrinking of the area code.

Overlays avoid the need for public and political involvement concerning split boundaries and which side should retain the old code and which side should get the new code.

The overlay will not require existing customers to change their area code. There is no need to revise stationery, business cards, etc., only unless they only contain the seven-digit number.

An overlay, however, will require ten-digit dialing for all calls within the geographic area, and I'm going to skip over the concentrated growth overlay attributes.

The 954 NPA, which is the one we're discussing today, includes Broward County and OFFICIAL COURT REPORTING, INC.
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the rate centers of Fort Lauderdale, Fompano Beach, Hollywood, Deerfield Beach, and Coral Springs.

A history of where we are today is, jeopardy was declared in this area code, which means that the projected life of the area code will exceed - is shorter than that which is a standard relief period. That was declared March of 1999.

We sent out an invitation to the industry for a planning meeting in April. They began rationing of area codes or NXX codes in May. The industry meeting was held in May, and the filing with the PSC was July 6th.

The initial projected exhaust date from NANPA and the industry was the fourth quarter of 2001 . The current exhaust date with ration codes is the second quarter of 2002 .

At the industry meeting, the industry considered two relief plans. The first one was an overlay. And that has an expected life of nine-and-a-half years, approximately.

And Alternative 2, which they call the Fort Lauderdale East Plan, was to create a OFFICIAL COURT REPORTING, INC.
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split alternative that would provide approximately equal lives on either side of the boundary with 9.0 and 9.2 years of life, and that's Alternative 2 shown in the handout.

However, industry guidelines have changed since this was done, and industry guidelines no longer allow splitting of rate centers.

No other plans were presented or considered at this time - at that time. The industry consensus and recommendation was made at the May meeting to recommend to the Florida Public Service Commission Alternative 1, the distributed or all-services overlay. And that was filed, like I said before, in July with the Commission.

Subsequent to that, the Florida Public Service Commission staff has generated two additional relief plans, Alternative 3 and Alternative 4, which are seen in your handout, and they have estimated lives from the Commission staff of 14.6 and 4.6 years, respectively, for Alternative 3, and eleven-and-a-half and 7.4 years respectively OFFICIAL COURT REPORTING, INC.

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for Alternative 4.
These plans, as I indicated before, have not been reviewed by NANPA or the industry. I'll take your questions.

MR. DEASON: I have a quick question. You're indicating that Alternative 2 is no longer a viable option.

MR. FOLEY: The industry no longer will
recommend a split-rate center. The
Commission can order what the Commission wishes to order.

MR. DEASON: But, that would be contrary to the guidelines?

MR. FOLEY: Correct.
MR. JACOBS: What are the issues? Are there technical issues, or is it simply a matter of standardized practice in the industry?

MR. FOLEY: There are some technical issues. Are you referring to the splitting of a rate center?

MR. JACOBS: Yes.
MR. FOLEY: Usually the central office boundaries don't even come close to even following rate center boundaries. They
usually run around people's back yards, and things like that, and they get frequently moved as times change, and they're a much harder line to define.

Also, there are dialing issues as to dialing within a rate center for identifying the area code. You don't have - the only way the iridustry nationally has is the LURG, and the LURG does not break it down to anything less than a rate center, that's for routing and billing.

MR. GARCIA: Let me do this, I neglected to do it. If you're going to testify, I forgot to swear us all in. If you're going to testify, I need you to stand and raise your right hand.

Is there anyone out there that's going to testify - is going to speak to us at some point?
(No response.)
MR. GARCIA: The Commissioner was the
only one that was going to speak?
(No response.)
MR. GARCIA: Thank you, Commissioner. Anybody else? I'm going to swear you in OFFICIAL COURT REPORTING, INC.

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after.
Whereupon,
all speakers,
having been first duly sworn, testified as follows:

MR. GARCIA: Great, thank you. All right Mr. Foley. I'm going to walk this through you, because I guess you can answer these questions real quick in looking at these plans, okay?

MR. FOLEY: Yes, sir.
MR. GARCIA: Obviously, the industry is recommending Plan 1 , which is basically ten-digit dialing all the way around, which basically means, nobody's - nothing changes, except you have to dial three extra digits.

Looking at Alternative 2 , which you believe the guidelines do not favor in this instance, if I'm in -- Are you looking at -You've got these, right?

MR. FOLEY: Right.
MR. GARCIA: Good. This technology.
Anyway, if you're in Pompano Beach, and you're calling across Broward County, I mean Broward Boulevard into the Fort Lauderdale OFFICIAL COURT REPORTING, INC.
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exchange, you would have to dial ten digits.
MR. FOLEY: Yes, sir.
MR. GARCIA: So, that means anybody along Broward would be the divider there, to some degree, but anybody across those Iines, you have to dial ten digits.

If you look at Plan Number 3, same issue. Anybody to the north part of the county calling the south part of the county has to dial ten digits, and the same from the south to the north.

MR. FOLEY: Correct.
MR. GARCIA: Then we've got this one, it certainly wins for artwork, but, if - in this case, if you're in Fort Lauderdale dialing Broward, you have to dial ten digits, or if you're in Lauderdale calling Hollywood you have to dial ten digits.

MR. FOLEY: Correct.
MR. GARCIA: But, if you're in
Hollywood, you can call pompano calling seven digits.

MR. FOLEY: Correct.
MR. GARCIA: Okay, but you can't call
Fort Lauderdale, right?
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MR. FOLEY: Okay.
MR. GARCIA: All right, thank you. Can I ask you a favor, Mr. Foley, since you are the technical expert to some degree, could you join us up here if someone has a question for you, or you can do it from right there and just answer it.

MR. FOLEY: I'll be right here.
MR. GARCIA: Great. Mr. Beck.
MR. BECK: Thank you. Our next witness is Jack Shifrel.

MR. GARCIA: Mr. Shifrel, I didn't see you swear - stand up and take the oath, did you?

MR. SHIFREL: I did.
MR. GARCIA: You did. Okay, great.
MR. SHIFREL: My name is Jack Shifrel, I live in the City of Coconut Creek, and I'm here as a private citizen.

I have been involved in this community for many, many years, and held positions in a number of organizations, but I'm here solely on my own as a user of telephones, and concern for the future of this community.

And that's an important point, this
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community. This community, with all due respect Chairman Garcia, to the comment you made before about splitting a city and the concern within the city.

This community is Broward County.
Broward County happens to be made up of 29 municipalities, most of which were put together by developers who bought some land and wanted to build some houses and therefore incorporated a municipality for reasons that were - that made it simpler for them to be able to take advantage of the circumstances of the time.

But Broward County is a community, and I hope that you will start thinking of Broward County as one large community which just happens to have 29 municipalities, and I think that that's important in your considerations.

And I also see that you seem to be focused primarily, if not exclusively, on two scenarios. One would be to divide the county geographically, and the other is the overlay.

But I believe that you are not, or at least is doesn't seem as though you are OFFICIAL COURT REPORTING, INC.
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considering, another alternative that I understand was considered several years ago, but because the industry decided that it wasn't something they wanted, or would support, that you have kind of gone away from it totally.

And what I'm getting to is the fact that the reason for this problem is not because of the great influx of people into Broward County, or into the state of Florida.

Because the reports we've seen recently show that the population explosion of new residence coming into Broward County and into the State of Florida has actually declined somewhat.

The reason we have the problem is because of the proliferation, the extraordinary explosion of wireless phones, cellular phones, beeper, and computers. That's the reason we have the problem.

I don't believe that anybody would argue that point. That is why I believe, rather than disrupting this entire community, and I think the same thing would be said of communities around the country, because it's OFFICIAL COURT REPORTING, INC.
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not strictly a South Florida or Broward County problem.

Rather than having one household have two area codes, and I know you like the term or the industry likes the term ten-digit dialing. But we all know that ten-digit dialing means another area code. That's really all it is. It's a nicer way of saying the same thing.

Rather than having one household having two area codes within that household, and that's what you will have if you go ahead with the overlay, because if I don't have a computer today, or a fax machine today in my home or in my office, and I buy one after this goes into effect, I will be assigned a second line to my phone that I add and that line will be assigned a different area code.

MR. GARCIA: There's a good chance of that yet.

MR. SHIFREL: Not just a good chance, with all due respect Mr . Chairman, I don't believe that there's any question that that will happen. It may not happen to everybody, but it probably will.

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And at the very least, it will be a very common scenario, and I don't think that's fair. I don't think it's fair to the people of the State of Florida or particularly to Broward County.

And again, I understand that you have a certain responsibility and a relationship that is important to you to the industry, and I respect that.

But I believe that your primary responsibility is to the people to whom you are appointed to serve. And that's the people of Broward County and the people throughout the State of Florida.

The real problem Mr. Chairman, is what you put your finger on earlier to a point, and that is those huge blocks of numbers. But it goes beyond just phone companies that have those blocks of numbers.

Every beeper company, especially the ones that have a tower, have tens of thousands of numbers that will never be used.

They're just there because they're given the 1-2-3 exchange, or the 3-4-5 exchange, and nobody else can ever have a number in OFFICIAL COURT REPORTING, INC.
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those exchanges other than the company that is assigned that exchange.

That ties up tens of thousands of telephone numbers that would otherwise be able to be assigned to the people of Broward County.

If you created an area code that was for wireless communication, which would be wireless phones, cell phones, and beepers, I believe, and obviously you have the ability to do the research far greater than I do.

I'm just a consumer, I'm just an average person whose done a little bit of research, but I believe if you did the research, you would find that that would free up more, substantially more than enough numbers to be able to avoid creating an additional area code for Broward County.

In any way you look at it, whether you call it ten-digit dialing or geographic split, what you are considering at this point is strictly adding an area code - an additional area code to Broward County --

MR. GARCIA: If I may interrupt you there for a second. That's -- We're not.

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Staff is working very diligently with the FCC and the companies to use a series of limited powers that have been given to us by the FCC to try to take back some of those numbers that are out there.

Not only from beeper companies and cell companies, but from alternative providers from Bell South.

For example, last year, we had MCI voluntarily give us a huge chunk of numbers back to the State of Florida because they're trying to be efficient. Hopefully local people from this area and national companies will be cooperative in that process.

So, we are very diligently trying to consider that power. Now on the second issue in your proposal which, if you don't mind, I'll speak to it, because it's something -MR. SHIFREL: Please.

MR. GARCIA: You know, every time we have these hearings, a great idea - I'd love to do it. Which is, why don't we give cellular companies, fax phones, and beepers a different area code, you know, separate them.

It seems to make sense. The problem is, OFFICIAL COURT REPORTING, INC.
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and I think that's what you were alluding to; is that correct?

MR. SHIFREL: Well, yes. But I don't
believe that fax lines would --
MR. GARCIA: All right, well look --
MR. SHIFREL: -- would either
necessarily or technically be able to, because they would be a hard line into either a home or a business. The cellular --

MR. GARCIA: All right. Well, I'll address cell phones and beepers, and I'll ask Mr. Foley to correct me where I go wrong, or Mr. Ileri, or our counsel, because there's several things involved here.

This has been tried, and initially, it was the solution. As you can imagine, anything we do here in terms of exhaustion, New York did ten years ago, fifteen years ago because of their size.

And what happened in New York is that when this issue came up about exhaust, and we're talking about the 212 area code.

What happened was that back then to some degree there was a sheik issue about having a cell phone or a beeper.

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So, people - the industry itself came in and said, you know what, we'll take the new area code, and that way when you gave somebody a number, they knew it was a cell number. It was a good identifier so you wouldn't waste someone's money with a frivolous call, and that was fine in that scenario.

And the reason that was an acceptable case scenario is because the costs were out of whack in terms of comparing a cell phone with a basic service minute. You're talking about huge disparity.

What's happened in the interim in the last 15 years or 20 years, is that the cell phone has now become a competitive provider that competes head-to-head with basic and with business-line service.

That being the case, those cell phone companies, correct - those cell phone companies want to be able to provide that service without an additional burden to the user, because they are competing head-to-head.

And so in the race to provide that
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service and the ability for them to market that service, they have an objection to being given an extra three numbers.

The majority doesn't, they suddenly have an extra three numbers to call them. It puts them at (1), at a competitive disadvantage. The FCC, when this first idea first was challenged, and it wasn't challenged in the New York order, but it was challenged subsequent to that, and I'm trying to remember where, but it was Chicago, I think, was the first to try to do it.

And the FCC said, no. And they said no, and they've said no since then, and several state commissions have, if I'm not mistaken, issued orders ordering these companies to do it and the FCC has refused to implement those plans, and has rejected those plans.

I don't argue that from a logical point of view, it makes sense. But I have to tell you, and I appreciate that you believe we're here to represent the citizens, because we are. But we're also in a balancing.

We also have a responsibility to the companies and to the state as a whole. I OFFICIAL COURT REPORTING, INC. (954) 973-4464
mean, the fact that you have your cell phone on and you have it here is a testament to the good regulatory climate that brings those things in our state and makes them available.

And so, we are left with the position that although we'd love to come up with that solution, I can assume they're probably out there in the audience, there's a cell company that would say, uh-uh, and they will object to that when we take that to the FCC.

So, having that precedent there, that is why last year - early last year, we asked the FCC for special powers, which we are going to. try to do precisely now.

We're going to try and reach back out and bring those numbers in, and that's a complex issue because the FCC didn't give us broad authority. They give us very limited specific authority while they work on a docket, I believe, that they're working on a national basis to solve everyone's problems.

But they gave Florida some specific powers to test whether we could figure a way through the eye of a needle with -- The hole they gave us is small, but I think we have OFFICIAL COURT REPORTING, INC.
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ample powers.
Nonetheless, while I think it's a good idea, it's not an option for us. I am pretty certain with rulings on competitiveness with the fact that these competitors are going to appeal this, that all we're going to do is engage in protracted litigation with the government and lose.

That being the case, we have to look at alternatives that we are left with. That said, we are diligently working to avoid another area code in this area whether split or geographic. But clearly, we have to look at all those options just in case we can't figure out something with the limited powers that we've been given.

MR. SHIFREL: I appreciate your pointing that out to me. I was aware of the concern that the cell phone companies had concerning the fact that they believed, and I understand this came up about five or so years ago here in Florida. They believe that it would be a form of discrimination against cell phone users and against --

MR. GARCIA: That is what they've argued
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at the FCC.
MR. SHIFREL: Sure. I understand that, and I can certainly appreciate their point of view, and I'm sure that the pressure that they are able to bear upon the FCC has great influence on the Federal Communications Commission.

However, I again reiterate that regardless of their concern about discrimination, I don't think it's any more of a burden on a cell phone user, and I am one, and I have several cell phone numbers. As I heard somebody say once just recently that most of us have six or seven phone numbers now, when we use to just have one, between beepers and fax machines, and our home number and our office number and everything else.

But it is, I believe, more of a burden and more of an inconvenience on the residents and business owners in the community on their normal telephones than would be the inconvenience upon the wireless and cell phone and beeper companies.

And I've never shied away from a fight
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because somebody threatened me with litigation. I think if it's right, you do it. If you believe it's the right thing to do, you go ahead with it, and if somebody challenges you, you explain why you believe you're right.

MR. GARCIA: Right.
MR. SHIFREL: And if the reason that you're right is because it is in the best interest of the people of a particular area, and again, it would have national implications, then I think it's something that you should reconsider.

And again, I understand that you're not considering it as a viable option now, but I urge you, if the reason is because the cell phone companies have said, we think we'd be discriminated against, I don't believe that that is a good reason for you to just throw away a good idea.

MR. GARCIA: I accept your argument, and clearly it's something that's there.

MR. SHIFREL: But, I do thank you for coming to Broward County and for having the opportunity to be able to say my piece.
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MR. GARCIA: Oh, thank you, very much. Thank you for being so informed. Let me ask you though, before you walk away, since you have looked at this, looking at these plans, can I give you some of my impressions and then you tell me what you thought about this?

MR. SHIFREL: Absolutely.
MR. GARCIA: When I look at Broward County and the plans that are before us, the one that seems to make most sense, on your philosophical discussion, is one, tern-digit dialing.

Now, I know that's not popular, and we're working to avoid that. By the way, Senator Fordham grabbed me and almost physically assaulted me when I threatened to change the area code.

But, I just want to make sure that you --

MR. SHIFREL: I've looked at all of the scenarios --

MR. GARCIA: Okay, give me yours.
MR. SHIFREL: And I have to give you an answer that may seem a little abstract. But believe me, it's not.

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I was recently at a meeting where a motion came up that somebody made to support the use of lethal injections for executions as an alternative to the electric chair.

Because I am totally opposed to capital punishment, period, I could not support that motion.

MR. GARCIA: Right.
MR. SHIFREL: In other words, I'm opposed to changing it. I believe there is another alternative.

MR. GARCIA: Okay.
MR. SHIFREL: And until I know that every option to be able to avoid those alternatives has been exhausted, then I couldn't possibly support any of the others.

MR. GARCIA: Very good. Well,
Mr. Shifrel, you should be assured that we're working very hard to avoid distributing a new area code within the legal confines that we find ourselves, but thank you very much.

MR. BECK: Thank you. Next witness is J. Mark Dougvay. Mr. Dougvay? Okay. Next witness, Charles Back.

MR. BACK: I'd like to present my
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comments in writing at a future moment in time.

MR. GARCIA: Sure, okay, that would be fine, all right. And you will notice that the form that we gave out?

MR. BACK: Saw that.
MR. GARCIA: Okay, great.
MR. BECK: The next witness is Leslie Hillman.

MS. HILLMAN: Good morning. I don't have any comments to make. I just had some questions that I wanted to pass on that I've been getting from my readers over the months --

MR. GARCIA: Okay.
MS. HILLMAN: -- that I've been covering this. One of the questions that I've been getting --

MR. GARCIA: You know what? This is one of the rare opportunities we get to have a witness before us, and sworn in, and a journalist. So, we may have a lot of questions for you, Ms. Hillman.

You may have put yourself in a tough spot. Do me a favor, identify yourself and OFFICIAL COURT REPORTING, INC.
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who you work for, just so that we --
MS. HILLMAN: Sure. I'm Leslie Hillman.
I'm the Telecommunication's Reporter at the Sun Sentinel, which is in Fort Lauderdale.

One of the questions that I have gotten is, why can't we go either to an eight-digit phone number. Keep the same area code, but go to an eight-digit phone number.

Or, alternately, why can't we go to a four digit area code so that we wouldn't have to get new ones as often.

MR. GARCIA: Mr. Ileri, do you want to try that or do you want to let me start into it?

MR. ILERI: With regard to your question in terms of increasing the number of digits from three to four or five has been discussed by industry members, and as of today, of course, there is no answer on that. And, if the rate of the current - based on the current growth rate of the NXX's and the area codes, it looks like the U.S. Government is going to be running out of area codes by the year 2007.

And we know that the FCC is going to
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make a decision some time in early April. Based on those predictions, if - one of the measures that they are talking about is -- If this is put in place nationwide, it may extend the life expectancy of the current area codes some time to the next century. And, of course, based on the position, we don't know if there will ever be an additional digits to the area code or not. And in terms of eight digits, we have got some reports from some of the industry members, I believe from California.

And this person was discussing how eight digit dialing could be implemented and I believe that the economic council and the industry members have discussed it, but I don't think they have finalized any kind of recommendation to - whether to implement this, or not.

MR. GARCIA: If I can ask though. The reason we can't individually consider it, is that we have to have a national plan to do that, right?

You wouldn't be able to do a separate -Like, Broward wouldn't be able to have eight OFFICIAL COURT REPORTING, INC.
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digits and then not have a new area code.
MR. ILERI: Well, according to this
witness, he's saying that it's possible to do it per area code.

MR. GARCIA: Okay.
MR. ILERI: And, I don't know what kind of changes that they have to implement to the national data base so that other callers can call those people in that eight-digit --

MR. GARCIA: Mr. Foley, do you want to add anything to that, what Mr. Ileri discussed?

MR. FOLEY: He covered it very well. MR. GARCIA: Okay.

MS. HILLMAN: So, it is possible to do it per area code, but --

MR. GARCIA: There's a witness that's saying it's possible, that has submitted testimony --

MR. ILERI: Right, the industry has not acknowledged whether it's possible, or not. MR. GARCIA: It's a huge -- If I can tell you. It's a huge issue that's going on and other Commissions are exploring what to do with this, but it's an issue that has to OFFICIAL COURT REPORTING, INC.
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be solved. And what they're trying to do is solve it on a national basis.

It's nothing that we can consider presently in their current guidelines, correct?

MR. ILERI: I believe so. That's correct.

MS. HILLMAN: So, you're saying you won't consider it for now.

MR. ILERI: Well, it's a possibility to be considered, of course we have to get the input from, you know, industry members, and to see the technical possibilities, and how it can be implemented.

Whether it's a viable solution, or how it's really going to help. Because no matter what you're doing you have to implement an area code, really, if you are running out of numbers. Even if you go to eight-digit dialing, you still will have overlays or different splits.

And of course we don't know whether it's going to cause any kind of confusion or not. And they're not interested in any kind of input from the industry nor the public. OFFICIAL COURT REPORTING, INC.
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MS. HILLMAN: Okay, thank you.
MR. GARCIA: Let me ask staff. Should we try and get testimony on that? Should we ask about an additional digit?

MR. ILERI: I believe we can ask to the industry members who are presently here to see what they're --

MR. GARCIA: I think they'll flip out if we do that. Do any of you want to make a comment on this? Enlighten us a little bit? Mr. Greer's always the brave soul.

MR. GREER: Stan Greer with Bell South. Commissioners, I'm not aware of the testimony that Levent's talking about, because it's not testimony in this docket.

If we had testimony on that and could review it, you know, granted if the Commission was looking on that in this proceeding, we would want to at least provide you the input as far as what the problems would be, if there were any.

MR. ILERI: The standard conditions is available under docket 98.14.4, that's the number utilization docket. But we're not establishing any kind of proceeding to OFFICIAL COURT REPORTING, INC.
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examine --
MR. GREER: Yes. I guess my concern is, it's not in this proceeding, and I haven't my folks haven't seen it yet to determine whether -- And if you give me a copy of it, I'll be more than happy to look at it.

MR. GARCIA: Well, great, maybe we can submit it to them as part of the interrogatories, and then just provide it, so that we get an idea of what's there. And we'll have our counsel do that and coordinate with staff; is that all right, Mr. Canterbury?

Great. Okay.
MR. BECK: Commissioner, if I might just to expand it. The one thing that I've heard, Ms. Hillman, on that is that the problem is, is that Broward County isn't by itself.

That if somebody in Tallahassee or somebody in Nebraska wants to call somebody here, their switches have to recognize that and know what to do with the eight numbers, and I think that's one of the real problems, is that you just can't do it by yourself here in Broward.
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Commissioner, that's the last person who indicated on the form that they wish to speak.

MR. GARCIA: Okay. Is there anybody else that would like to add something? Come on down.

MS. BONURA: I'd rather not.
MR. GARCIA: You got to, I need you to be on the record there, all right?.

Most of the people who come down would rather not either. And if you - we need to swear you in.

Whereupon,
GINNIE BONURA,
having been first duly sworn, was examined and testified as follows:

MR. GARCIA: Give us your name and address.

MS. BONURA: Ginnie Bonura. I work for Broward County. I work for telecommunications. I just had a thought while I was sitting here.

Did anyone think about having a state Code like the European countries have a country code, and then your phone number? OFFICIAL COURT REPORTING, INC. (954) 973-4464

Is it possible to have a state code and I think you would have the possibility of reusing the phone numbers?

MR. GARCIA: Well, we do reuse the phone numbers. In other words, let me give you an example, because Mr. Shifrel talked about.

Let's say you live in a neighborhood in Broward and you decide to get a fax. As a general rule, that fax will not have the new area code because there's a churning effect in your neighborhood.

A neighbor leaves, a new one comes in, somebody had two lines gets one, so you will probably be able to keep your 954 number in the home, to some degree, unless there's a huge explosion within that area.

But I think the reason we can't get a country code for the state is because the state is part of the North American dialing -- What's it called?

MR. FOLEY: The North American Numbering Plan.

MR. GARCIA: North American Numbering Plan, which you probably have noticed, the Caribbean is part of that, and Canada. OFFICIAL COURT REPORTING, INC.
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So, we're all on sort of this -- And although Key West threatened to secede when we were going to change their number, and that would have given them a country code, we probably can't because our system is part of that integrated whole system on a national basis, so our phones all work within that. MS. BONURA: Okay. Just a thought. MR. GARCIA: Okay? But thank you. Again, it's like the single-digit addition, and I think that was one of the reasons that I believed that Mr. Beck was right. And if you recall, one of the big problems you have is precisely the computers and other - not necessarily we within ourselves understanding the system, but those from outside understanding the system. And if you don't have it all in play, for example, when we changed to 954, one of the great problems here was that at the time, there was still - was it Centrix equipment, PBX equipment that didn't recognize numbers without a zero or a one area code, or a zero or $a$ one in the second digit.

So, it meant that a lot of places
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couldn't even call into Broward. Of course, most of the technology is gone, and it doesn't exist. But we have to be careful in how we integrate or inter-relate with everyone else.

MS. BONURA: All right, thank you.
MR. GARCIA: All right. Is there anyone else?

MR. JACOBS: I have a brief question for staff. Is it -- Do we have any kind of a schedule as to what numbering conservation measures may be possible and when they may be possible?

MR. ILERI: Commissioner Jacobs, currently, there are five working groups in one of our dockets which is 98.14 .4 number utilization docket. And these five or ten sub-committee groups are working on various issues, in terms of which one is going to be applicable.

One of them is the thousand block pulling.

MR. JACOBS: I'm sorry.
MR. ILERI: One of them is the thousand block pulling. One of them is the short term OFFICIAL COURT REPORTING, INC.

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efficiency measures sub-group which is working on ways, on a short term basis, in terms of whether we are going to start doing the reclaiming of unused NXX's, you know, measures of that sort.

I believe that some time very soon we are going to have a report to the Commission in terms of which one we'll be proceeding with.

MR. JACOBS: Okay.
MR. ILERI: It's just something that, of course, you will deciding, whether the industry's and staff's recommendation is going to be --

MR. JACOBS: Do you have any idea when those recommendations are due?

MR. ILERI: Some time in February.
MR. JACOBS: Okay. Thank you.
MR. GARCIA: We're going to have our Counsel read the relevance dates on this docket, when the decision is scheduled for, and the like.

MR. FORDHAM: The PSC staff is scheduled to make a recommendation to the Commission on August 3 rd of 2000 , and the Commission will OFFICIAL COURT REPORTING, INC.
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vote on their recommendations on August the 15th of 2000.

MR. GARCIA: Do we have a technical hearing date yet, or that hasn't been assigned yet?

MR. ILERI: Yes, we do.
MR. GARCIA: what is that?
MR. ILERI: I believe they are -- If you'd just give me a minute, I'll find it.

MR. GARCIA: The technical hearing is where the companies will offer up --

MR. ILERI: May 18th and 19th.
MR. GARCIA: May 18th and 19th, where the companies will offer up their technical testimony on the possibilities that we've asked them about and what they can do.

All right, thank you for being here. If you have any additional comments, you can call us at 1-800-342-3552, and you can file testimony by phone or your opinion by phone, and clearly, that will be made part of the record as this was today.

Thank you, very much.
(Whereupon, at 12:20 p.m., the
proceedings were concluded.)
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