



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: September 17, 2010

TO: Art Graham, Commissioner
Beth W. Salak, Director, Division of Regulatory Analysis
Adam J. Teitzman, Attorney Supervisor, Office of the General Counsel
Vicki Gordon Kaufman, Esq., Keefe Anchors Gordon & Moyle, P.A.
Ann Cole, Commission Clerk, Office of Commission Clerk

FROM: Charles W. Murphy, Senior Attorney, Office of the General Counsel

RE: Docket No. 100340-TP – Status Update

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10 SEP 17 PM 3:21
COMMISSION
CLERK

By Order No. PSC-10-0531-PCO-TP, issued on August 19, 2010, the Florida Public Service Commission (“Commission”) granted staff’s Unopposed Motion to Hold Time in Abeyance.

This memorandum is filed pursuant to the Prehearing Officer’s direction, in that Order, that staff file a status update within thirty days of the Order and every thirty days thereafter.

On September 7, 2010, staff met with representatives of Associated Telecommunications Management Services, LLC (“ATMS”) regarding staff subpoenas to ATMS companies. In this meeting, staff and ATMS agreed to the following.

While staff reserves the right to request such information in the future, and the ATMS companies reserve the right to object to such requests, staff withdrew requests to ATMS companies for non-Florida information, lists of employees, corporate minutes, copies of 499-A and 499-Q forms filed with the Universal Service Administrative Company, *Federal* Income Tax returns, and certain purchase agreements for specified corporations.

ATMS companies will respond to staff’s subpoenas as set forth below to the extent that such information exists and is within their control. ATMS company responses will be provided as information is gathered, but in no case later than close of business on October 22, 2010, (45 days from September 7, 2010).

BLC Management, LLC d/b/a Angles Communications Solutions (“BLC”)

Request #

- 1) all requested information for Florida
- 2) all requested information for Florida
- 3) all requested information for Florida
- 4) all requested information for Florida
- 5) staff withdrew request

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- 6) BLC's Florida income tax returns for the last two years
- 7) list of all BLC officers, directors, and owners during specified period (not employees)
- 8) all requested information for Florida
- 9) staff withdrew request
- 10) all requested information for Florida
- 11) staff withdrew request

Triarch Marketing, Inc. ("Triarch")

Request #

- 1) all requested information for Florida
- 2) all requested information for Florida
- 3) staff withdrew request
- 4) Triarch's Florida income tax returns for the last two years
- 5) list of all Triarch officers, directors, and owners during specified period (not employees)
- 6) all requested information for Florida
- 7) staff withdrew request
- 8) all requested information for Florida
- 9) staff withdrew request

All American Telecom, Inc. ("All American")

Request #

- 1) all requested information for Florida
- 2) all requested information for Florida
- 3) all requested information for Florida
- 4) all requested information for Florida
- 5) staff withdrew request
- 6) All American's Florida income tax returns for the last two years
- 7) list of all All American officers, directors, and owners during specified period (not employees)
- 8) all requested information for Florida
- 9) staff withdrew request
- 10) all requested information for Florida
- 11) staff withdrew request

Bellerud Communications, LLC ("Bellerud")

Request #

- 1) all requested information for Florida
- 2) all requested information for Florida
- 3) all requested information for Florida
- 4) all requested information for Florida

- 5) staff withdrew request
- 6) Bellerud's Florida income tax returns for the last two years
- 7) list of all Bellerud officers, directors, and owners during specified period (not employees)
- 8) all requested information for Florida
- 9) staff withdrew request
- 10) all requested information for Florida
- 11) staff withdrew request

American Dial Tone, Inc. ("ADT")

Request #

- 1) all requested information for Florida
- 2) all requested information for Florida
- 3) all requested information for Florida
- 4) all requested information for Florida
- 5) all requested information for Florida
- 6) all requested information for Florida (response may be either a list or the actual bills for this category of customer)
- 7) all requested information for Florida
- 8) all requested information for Florida
- 9) staff withdrew request
- 10) ADT's Florida income tax returns for the last two years
- 11) list of all ADT officers, directors, and owners during specified period (not employees)
- 12) all requested information for Florida
- 13) staff withdrew request
- 14) all requested information for Florida
- 15) staff withdrew request

LifeConnex Telecom, LLC ("LifeConnex")

Request #

- 1) all requested information for Florida
- 2) all requested information for Florida
- 3) all requested information for Florida
- 4) all requested information for Florida
- 5) staff withdrew request
- 6) LifeConnex's Florida income tax returns for the last two years
- 7) list of all LifeConnex officers, directors, and owners during specified period (not employees)
- 8) all requested information for Florida
- 9) staff has received the audit report from the federal government pursuant to the Freedom Of Information Act
- 10) this has been provided by LifeConnex

Memorandum to Commissioner Graham
Docket No. 100340-TP – Status Update
September 17, 2010
Page 4 of 4

- 11) staff withdrew request
- 12) all requested information for Florida
- 13) staff withdrew request.

Staff will provide the Prehearing Officer with another update by October 15, 2010, and again upon completion of the responses by the ATMS companies. Staff reserves the right to propound additional discovery, including requests for non-Florida information and the ATMS companies reserve the right to object to such requests.

CWM/gdr