

REDACTED

ATTACHMENT B

**BellSouth Telecommunications, Inc.
FPSC Docket No. 031125-TP
Request for Confidential Classification
Page 1 of 1
8/12/04**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF THE DIRECT TESTIMONY
OF DAVID F. MELTON, JR. AND EXHIBIT DM-1 AS FILED ON JULY 22, 2004, IN
FLORIDA DOCKET NO. 031125-TP**

2 COPIES OF PUBLIC DISCLOSURE DOCUMENT

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

BellSouth Telecommunications, Inc.
FPSC Docket No. 031125-TP
Exhibit No. DM-1

PUBLIC DISCLOSURE DOCUMENT

1 BELL SOUTH TELECOMMUNICATIONS, INC.
2 DIRECT TESTIMONY OF DAVID F. MELTON, JR.
3 BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION
4 DOCKET NO. 031125-TP
5 JULY 15, 2004
6

7 Q. PLEASE STATE YOUR NAME, YOUR POSITION WITH BELL SOUTH
8 TELECOMMUNICATIONS, INC. ("BELL SOUTH") AND YOUR BUSINESS
9 ADDRESS.
10

11 A. My name is David F. Melton, Jr. I am employed by BellSouth as a Manager – Accounts
12 Receivable Management for the nine-state BellSouth region. My business address is One
13 Chase Corporate Center, Suite 300, Birmingham, AL 35244.
14

15 Q. PLEASE PROVIDE A BRIEF DESCRIPTION OF YOUR BACKGROUND AND
16 EXPERIENCE.
17

18 A. I graduated from the University of Mobile in 1991 with a Bachelor of Arts degree in
19 Communications. After graduation, I was employed in the field of Retail Management.
20 In 1998, I began my career with BellSouth as a Service Representative in Consumer
21 Services. In 2000, I moved into the Interconnection Services Center as a Supervisor for
22 the CLEC resale billing dispute group. In 2001 moved into the Staff Support group for
23 ICS ARM and have had various responsibilities including UNE-P disputes staff support,
24 Resale/UNE-P disputes staff support and Resale/UNE-P collections staff support.
25

PUBLIC DISCLOSURE DOCUMENT

1 Q. HOW MUCH IS LEFT TO BE PAID ON THE PAST DUE Q ACCOUNT?

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3 A. As of December 2003, the Past Due Q Account had a balance of \$597,783.85.

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5 Q. WAS IDS GIVEN ALL THE CREDITS IT WAS ENTITLED TO UNDER THE
6 SETTLEMENT AGREEMENT AND SETTLEMENT AMENDMENT? PLEASE
7 EXPLAIN,

8

9 A. Yes. Pursuant to the Settlement Agreement, IDS was entitled to [REDACTED] in credits.
10 BellSouth applied these credits on November 13, 2001, December 3, 2001 and December
11 17, 2001, respectively. Additionally, per the Settlement Amendment, BellSouth applied
12 a credit of \$925,000 on March 22, 2002. Finally, as stated above, BellSouth applied
13 \$668,63.84 in credits representing the resolution of the post-September 2001 disputes in
14 August 2002.

15

16 Q. WHAT WAS THE PURPOSE OF YOUR MEETING WITH IDS ON JANUARY 2,
17 2004? WHAT GENERATED THE PAYMENTS OF \$1 MILLION AND \$800,000.00?

18

19 A. After a conference call with the Commission Staff in late December 2003, the parties
20 agreed to meet on January 2, 2004 to attempt to reach an agreement on IDS's billing
21 disputes. Roger Edmonds and I went through the issues and disputes with Elizabeth
22 Fefer and Diane Larkin of IDS to ascertain whether IDS had asserted duplicative
23 disputes. In this process, IDS admitted that it had asserted several duplicative disputes
24 for its UNE billings and thus paid BellSouth \$1 million on January 2, 2004 and an
25 additional \$800,000 on January 15, 2004.

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[REDACTED]

Id.

7. [REDACTED]

Id. at ¶ 6.

8. [REDACTED]

Id. at ¶ 7.

Q. DID THE PARTIES EVER ARBITRATE THE DISPUTES THAT WERE CARVED OUT OF THE TOTAL AMOUNT OWED IN THE SETTLEMENT AGREEMENT?

A. No. Because of the time and costs associated with submitting the disputes to commercial arbitration, the parties jointly decided to resolve the disputes through negotiation.

Q. WAS THERE AN AMENDMENT TO THE SETTLEMENT AGREEMENT?

A. Yes. In March 2002, the parties entered into the Settlement Amendment, which is attached hereto as Exhibit DM-2. In this agreement, among other things, the parties stated that they resolved the disputes set forth in paragraph 4 of the Settlement Agreement and also determined the **Total Amount Due** to BellSouth. Specifically, the parties agreed to the following in the Settlement Amendment:

1. The **Total Amount Due** to BellSouth was \$2.475 million. See Settlement Amendment at ¶ 1.

ATTACHMENT C

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