

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of:

COMPLAINT AND REQUEST FOR SUMMARY DISPOSITION TO ENFORCE CONTRACT
AUDIT PROVISIONS IN INTERCONNECTION
AGREEMENT WITH NEWSOUTH COMMUNICATIONS
CORP., BY BELL SOUTH TELECOMMUNICATIONS,
INC.

DOCKET NO. 040028-TP

COMPLAINT TO ENFORCE INTERCONNECTION
AGREEMENT WITH NUVOX COMMUNICATIONS,
INC. BY BELL SOUTH TELECOMMUNICATIONS,
INC.

DOCKET NO. 040527-TP

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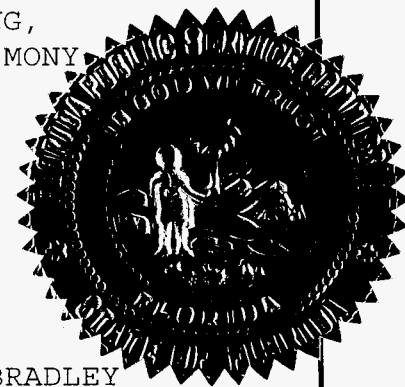
PROCEEDINGS: AGENDA CONFERENCE
ITEM NOS. 8 and 9

BEFORE: CHAIRMAN BRAULIO L. BAEZ
COMMISSIONER J. TERRY DEASON
COMMISSIONER RUDOLPH "RUDY" BRADLEY
COMMISSIONER LISA POLAK EDGAR

DATE: Tuesday, July 19, 2005

PLACE: Betty Easley Conference Center
Room 148
4075 Esplanade Way
Tallahassee, Florida

REPORTED BY: JANE FAUROT, RPR
Official FPSC Reporter
(850) 413-6732



1 PARTICIPATING:

2 NANCY WHITE, ESQUIRE, representing BellSouth
3 Telecommunications, Inc.

4 VICKI GORDON KAUFMAN, ESQUIRE, representing NewSouth
5 Communications Corp. and NuVox Communications, Inc.

6 JEREMY SUSAC, ESQUIRE, and JASON ROJAS, ESQUIRE,
7 representing the Florida Public Service Commission Staff.

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P R O C E E D I N G S

CHAIRMAN BAEZ: Go back on the record.

Commissioners, if you will indulge me, we had skipped over a couple of items, 8 and 9, that can probably be dispensed with rather quickly. So in an effort to continue the tolerance and accommodation for which we are famous, or infamous, if it is all right we can take 8 and 9 up together, is that correct?

And, Commissioner Edgar, you had questions.

COMMISSIONER EDGAR: I did. Thank you.

I just wanted to go back for a moment. At the June 21st meeting when these items came before us originally we had quite a long discussion and presentations and a number of questions and answers. And it came down to, I think, some points of contention between the scope of the audit and the organization or an organization that would be agreeable to all parties to conduct the requested audit. And there was agreement and discussion that the parties would get together with staff and that those items would come before us today.

And they had been deferred, and I would just like to know if the discussions have been productive, and if we are looking at seeing something coming before us that is mutually agreeable to be presented to the Commission for consideration in the very near future.

MS. WHITE: Nancy White for BellSouth. I think the discussions have been productive. Staff used a lot of that

1 amiable terrorism that the Chairman has referenced in earlier
2 agendas. I think we're close. I think that we are still
3 working on some language. Ms. Kaufman and I are still trying
4 to get some client approval, but I think we are much closer
5 than we were the last agenda. And I'm hopeful that it can be
6 resolved in the near future.

7 MS. KAUFMAN: And I'm Vicki Gordon Kaufman, I'm here
8 on behalf of NuVox and NewSouth, the other parties. And I
9 agree with Ms. White's assessment. We have all been working
10 toward a mutually satisfactory resolution. And, as Ms. White
11 mentioned, we need to get client sign off, do some
12 wordsmithing, talk about some confidentiality issues. But to
13 your question as to whether progress has been made, I think it
14 is definitely yes.

15 CHAIRMAN BAEZ: Commissioners, any other questions?

16 And with that, I think there is a request for
17 deferral. So the deferral is granted. Thank you, staff.

18 Thank you, Commissioners, for your indulgence.

19 MS. KAUFMAN: Thank you.

20 MR. SUSAC: Thank you, Mr. Chairman.

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STATE OF FLORIDA)

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CERTIFICATE OF REPORTER

COUNTY OF LEON)

I, JANE FAUROT, RPR, Chief, Office of Hearing Reporter Services, FPSC Division of Commission Clerk and Administrative Services, do hereby certify that the foregoing proceeding was heard at the time and place herein stated.

IT IS FURTHER CERTIFIED that I stenographically reported the said proceedings; that the same has been transcribed under my direct supervision; and that this transcript constitutes a true transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative, employee, attorney or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the action.

DATED THIS 22nd day of July, 2005.



JANE FAUROT, RPR

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