

BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

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In the Matter of : DOCKET NO. 970990-TL  
:  
Proposed tariff filing by :  
GTE Florida Incorporated to :  
transfer a portion of the :  
Sarasota exchange into the :  
Bradenton exchange. :  
-----

PROCEEDINGS: HEARING

BEFORE: COMMISSIONER SUSAN F. CLARK  
COMMISSIONER JOE GARCIA  
COMMISSIONER E. LEON JACOBS, JR.

DATE: Friday, March 27, 1998

TIME: Commenced at 9:30 a.m.  
Concluded at 6:15 p.m.

PLACE: Former County Commission Chambers  
Terrace Building  
101 South Washington Boulevard  
Sarasota, Florida

REPORTED BY: H. RUTHE POTAMI, CSR, RPR  
Official Commission Reporter

DOCUMENT NUMBER-DATE

03841 APR-28

FLORIDA PUBLIC SERVICE COMMISSION

FPSC-RECORDS/REPORTING



1 **APPEARANCES:**

2 **KIMBERLY CASWELL, GTE Florida Incorporated,**  
3 **Post Office Box 110, FLTC0007, Tampa, Florida 33601,**  
4 **appearing on behalf of GTE Florida Incorporated.**

5 **WILLIAM MCGINTY, D.V.M., 8325 Whiskey Pond**  
6 **Lane, Sarasota, Florida 34240, appearing on behalf of**  
7 **Sarasota Equine Association.**

8 **BETH KEATING, Florida Public Service**  
9 **Commission, Division of Legal Services, 2540 Shumard**  
10 **Oak Boulevard, Tallahassee, Florida 32399-0870,**  
11 **appearing on behalf of the Commission Staff.**

12

13 **ALSO PRESENT:**

14 **ROBBY CUNNINGHAM, FPSC**

15 **BRENDA HAWKINS, FPSC**

16 **ANN SHELFER, FPSC**

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**P R O C E E D I N G S**

(Hearing convened at 10:00 a.m.)

**COMMISSIONER CLARK:** We'll call the hearing to order. Ms. Keating, will you please read the notice?

**MS. KEATING:** By notice issued February 25th, 1998, this time and place have been set for a hearing in Docket No. 970990-TL, the proposed tariff filing by GTE Florida to transfer a portion of the Sarasota exchange into the Bradenton exchange. The purpose of this hearing is as set forth in the notice.

**COMMISSIONER CLARK:** We'll take appearances. Ms. Caswell?

**MS. CASWELL:** Kim Caswell for GTE Florida, One Tampa City Center, Tampa Florida 33601.

**DR. MCGINTY:** Bill McGinty. I guess I represent Sarasota Equine Associates, 8325 Whiskey Pond Lane, Sarasota, Florida.

**MS. KEATING:** Beth Keating appearing for Commission Staff, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399.

**COMMISSIONER CLARK:** Normally at this point I would launch into a full explanation of this hearing anticipating some public testimony, but I don't see



1 anyone in the audience who has signed up or is likely  
2 to give public testimony; so I'm just going to  
3 introduce everybody up here.

4 This is Commissioner Jacobs. I'm Susan  
5 Clark, and this is Commissioner Garcia, and I think  
6 you know everyone else that is here.

7 DR. MCGINTY: I know I've spoken to you.

8 MS. CASWELL: Yes.

9 COMMISSIONER CLARK: And do you want to --

10 MS. HAWKINS: Brenda Hawkins.

11 COMMISSIONER CLARK: Blanca --

12 COMMISSIONER GARCIA: -- Robbie

13 Cunningham --

14 MS. KEATING: Beth Keating.

15 COMMISSIONER CLARK: And our court reporter  
16 is Ruthe Potami.

17 DR. MCGINTY: Hello there.

18 COMMISSIONER CLARK: What we're going to do  
19 is go ahead through the proceeding, the technical part  
20 of the proceeding. I understand that there's been  
21 agreement to stipulate Mr. Scobie's testimony and  
22 Dr. McGinty's testimony into the record and that  
23 Mr. Scobie is going to go first and then we'll hear  
24 from Dr. McGinty. Cross-examination has not been  
25 waived, right?

1 MS. CASWELL: Right.

2 COMMISSIONER CLARK: And summaries have not  
3 been waived.

4 Let me ask one more question. Is there  
5 anything preliminarily that we have to take up at this  
6 point?

7 MS. KEATING: There is nothing else.

8 COMMISSIONER CLARK: Dr. McGinty, as I'm  
9 sure you've been told, this is our proceeding in this  
10 matter, and we have a court reporter here to  
11 transcribe the testimony; and we will be staying for  
12 another hearing at 6:00 tonight giving the public  
13 another chance to testify in this matter.

14 I'm not sure they will, but we will at least  
15 be here at 6:00 to convene the hearing. If no one is  
16 here, then we will adjourn shortly thereafter.

17 What I'd like to do is ask you and  
18 Mr. Scobie to stand right now. I'll swear you both in  
19 at the same time, and then we will begin with your  
20 testimony, Mr. Scobie.

21 (Witnesses sworn.)

22 COMMISSIONER CLARK: Mr. Scobie, if you'll  
23 come forward and give us a summary of your testimony.  
24 And then he will be subject to cross-examination by  
25 Dr. McGinty and Ms. Keating.

**GTE FLORIDA INCORPORATED**  
**DIRECT TESTIMONY OF CHARLES M. SCOBIE**  
**DOCKET NO. 970990-TL**

1  
2  
3  
4  
5  
6 **Q. PLEASE STATE YOUR NAME AND ADDRESS.**

7 A. My name is Charles Michael Scobie. My business address is One  
8 Tampa City Center, Tampa, Florida.  
9

10 **Q. BY WHOM ARE YOU EMPLOYED AND IN WHAT CAPACITY?**

11 A. I am employed by GTE Service Corporation (GTEFL) as Regional  
12 Manager-Regulatory Affairs and Tariffs.  
13

14 **Q. WILL YOU BRIEFLY STATE YOUR EXPERIENCE WITH THE**  
15 **COMPANY?**

16 A. I have been employed by GTE for over twenty seven years. For the  
17 past nine and one half years I have been employed in the regulatory  
18 and governmental affairs area of GTE Florida and GTE Service  
19 Corporation. Prior to my present assignment, I held the positions of  
20 South Area Regulatory Affairs Manager, Tariff Administrator and  
21 Service Cost Coordinator in the same department. During my career  
22 I have also held positions in Sales, Market Planning, and Forecasting  
23 with GTE Florida and positions in Market Planning with GTE Service  
24 Corporation.  
25



1     **Q.     WHAT IS THE PURPOSE OF YOUR TESTIMONY IN THIS DOCKET?**

2     A.     The purpose of my testimony is to present GTEFL's position on the  
3           issues in this docket. I will explain GTEFL's reasons for proposing to  
4           transfer part of the Sarasota Exchange to the Bradenton Exchange and  
5           address the complaint filed by Dr. McGinty relative to this proposal.

6  
7     **Q.     WHAT WAS THE REASON FOR REQUESTING THE TRANSFER OF**  
8           **THE AREA IN QUESTION?**

9     A.     GTEFL was informed by the developer for the Lakewood Ranch  
10           development that it would be developing a 5,500 acre master-planned  
11           community consisting of residential, recreational and office park  
12           development. The development would overlap parts of both the  
13           northeastern part of the Sarasota Exchange and the southeastern part  
14           of the Bradenton Exchange. Most of the development will be in what  
15           is currently the Bradenton Exchange. GTEFL decided to serve the  
16           complete development out of one exchange to avoid the situation of  
17           close neighbors in the development having different calling scopes and  
18           different local rates.

19  
20    **Q.     HOW LARGE IS THE PROPOSED TRANSFER AREA?**

21    A.     The proposed transfer area is generally described as approximately  
22           eleven square miles east of Interstate 75 and south of University  
23           Parkway, which is the northeast boundary of the Sarasota Exchange.  
24           The area runs approximately two miles south of University Parkway and  
25           approximately five to six miles east of the interstate.

1     **Q.     HOW MANY CUSTOMERS ARE CURRENTLY IN THE TRANSFER**  
2     **AREA?**

3     A.     As of the first of the year, there were 73 residential customers and 27  
4     business customers in affected area.

5  
6     **Q.     HOW WILL CUSTOMERS BE AFFECTED IF THEY ARE MOVED**  
7     **FROM THE SARASOTA EXCHANGE TO THE BRADENTON**  
8     **EXCHANGE?**

9     A.     Residence customers will see a reduction of \$.45 per month in their  
10    basic monthly service charge and business customers will see a  
11    reduction of \$1.20 per month in their basic service charge.

12  
13    **Q.     WHAT OTHER CUSTOMER IMPACT WOULD THERE BE AS A**  
14    **RESULT OF THE TRANSFER?**

15    A.     There would be a change in the calling scope for the transferred  
16    customers. Calls to the Venice Exchange, which are now flat-rated  
17    EAS, would be toll and calls to the Englewood and North Port  
18    Exchanges, which are now ECS, would also be toll. Also, calls to the  
19    Palmetto Exchange, which are now ECS, would be flat-rated EAS.

20  
21    **Q.     WHAT IS THE MAJOR ISSUE RAISED BY THE PETITIONER IN THIS**  
22    **PROCEEDINGS?**

23    A.     Dr. McGinty's main assertion in his protest of the area transfer was that  
24    the financial expense was unreasonable since he would have to  
25    change letterhead, office supplies and yellow page advertising due to



1 the required number change. This reason was rendered moot when it  
2 was explained to him that number changes would be required  
3 regardless of whether the area was transferred or not. The reason  
4 number changes would be required is because the switching  
5 technology currently serving the proposed transfer area is not capable  
6 of the advanced services requested by the developer of the project.  
7 The area would have to be transferred to a central office served by a  
8 switch with the advanced feature capabilities, thereby requiring number  
9 changes.

10  
11 **Q. BEYOND THE EXPENSE ASSOCIATED WITH THE NUMBER**  
12 **CHANGE, IS THERE OTHER ISSUES RAISED BY DR. MCGINTY?**

13 **A.** Dr. McGinty's other concern, which was not raised in his original  
14 protest, seems to be that the transfer will cause some flat-rated EAS as  
15 well as ECS calls to become toll. Dr. McGinty believes this change will  
16 inhibit his clients in contacting him.

17  
18 **Q. GIVEN DR. MCGINTY'S CONCERNS, IS THERE AN ALTERNATIVE**  
19 **THAT WOULD LESSEN THE IMPACT ON HIS CLIENTS?**

20 **A.** The best option would probably be for Dr. McGinty to subscribe to  
21 Local Remote Call Forwarding Service. This service would allow him  
22 to retain his current number in the Sarasota Exchange and calls coming  
23 to that number would be forwarded to his new number in the Bradenton  
24 Exchange. His existing clients in Venice, Englewood and Northport  
25 Exchanges would experience no difference in rates to call his practice.



1     **Q.     WHAT WOULD BE THE COST OF THIS SERVICE?**

2     **A.     Local Remote Call Forwarding has a monthly rate of \$16.00 and there**  
3           **is a usage sensitive charge of six cents per minute for the first minute**  
4           **and two cents per minute for additional minutes during the peak period**  
5           **of 7:00 AM to 7:00 PM, Monday through Friday, and three cents per**  
6           **minute for the first minute and one cent per minute for additional**  
7           **minutes during all other times. As an accommodation in this special**  
8           **situation, GTE proposed to provide this service to Dr. McGinty at no**  
9           **charge until the next directory publication date for this area, which is**  
10          **scheduled for September, 1998.**

11

12    **Q.     WHAT WAS DR. MCGINTY'S RESPONSE TO THIS PROPOSAL?**

13    **A.     After a number of discussions with him about his options, he appeared**  
14          **to indicate that the options were not acceptable.**

15

16    **Q.     IN LIGHT OF DR. MCGINTY'S PROTEST OF THIS REQUEST, WHAT**  
17          **SHOULD THE COMMISSION DO IN THIS CASE?**

18    **A.     GTE had hoped--and still does hope--that this matter can be settled**  
19          **without the need for hearing. As noted above, GTE has tried to work**  
20          **with Mr. McGinty on possible solutions, but these efforts have not yet**  
21          **successfully concluded. Above all, GTE does not believe this protest**  
22          **should delay or halt the planned customer ballot with regard to the**  
23          **proposal transfer. GTE is ready to abide by the decision of the**  
24          **customers in the transfer area. If they vote to stay in the Sarasota**  
25          **Exchange, we will have to serve the development from two exchanges**

1 and have to deal with the resulting customer confusion and complaints.

2 While we understand Dr. McGinty's position in this matter, this situation  
3 would be similar to a governmental annexation that results from a vote  
4 of affected citizens. It is inevitable that some people will be unhappy,  
5 but a vote is the best way to ensure the best solution for the greatest  
6 amount of people.

7  
8 **Q. DOES THIS CONCLUDE YOUR TESTIMONY?**

9 **A. Yes, it does.**  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
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25



1                   **CHARLES M. SCOBIE**

2   was called as a witness on behalf of GTE Florida  
3   Incorporated and, having been duly sworn, testified as  
4   follows:

5                   **DIRECT STATEMENT**

6                   **WITNESS SCOBIE:** Lakewood Ranch is a  
7   5,500-acre master planned community that encompasses  
8   parts of Sarasota and Bradenton exchange.

9                   In filing a tariff to transfer a small part  
10   of the Sarasota exchange to the Bradenton exchange,  
11   GTEFL is responding to a developer's request to serve  
12   his development from one exchange and provide the  
13   latest in telecommunications services, such as ISDN.

14                   The decision was based on engineering,  
15   economics, and competitive responsiveness. The way we  
16   have proposed is the most cost-effective method of  
17   serving this area, and it will eliminate the  
18   possibility of having neighbors across the street from  
19   one another having different service rates and local  
20   calling scopes.

21                   We are asking that the balloting in  
22   conformance with Commission policy go forward and let  
23   all the affected customers decide the issue. The  
24   issue to be decided is, do existing customers want to  
25   transfer to the Bradenton exchange from the Sarasota



1 exchange with a corresponding reduction in local  
2 service rates and a change in local calling scope.

3           As for the impact on Dr. McGinty's practice  
4 if the change is made, I have attempted to provide  
5 Dr. McGinty with an alternative that would mitigate  
6 the impact on his practice. If this area transfer is  
7 made, Dr. McGinty's clients in Venice, Englewood, and  
8 North Port exchanges would have to call him on a toll  
9 basis rather than on an EAS or ECS basis like they do  
10 today.

11           The use of local remote call forwarding  
12 service would allow Dr. McGinty's clients to continue  
13 to reach his practice on the same basis they do today,  
14 for which he would pay \$16 per month for the local  
15 remote call forwarding access plus a local usage  
16 charge of 6 cents for the first minute and 2 cents for  
17 each additional minute.

18           Those usage rates are time of day sensitive,  
19 so off-peak rates are half of the peak rates, or 50%  
20 reduction for off-peak calls.

21           In summary, GTEFL believes the proposed  
22 transfer is the most cost-effective method to serve  
23 this large community development. The impact on  
24 Dr. McGinty is minimal if local remote call forwarding  
25 service is used, so the customer ballot should occur

1 to determine if the transfer will go forward.

2 That concludes my summary.

3 COMMISSIONER CLARK: Thank you, Mr. Scobie.

4 He is available -- Oh, I'm sorry. Go ahead,

5 Ms. Caswell.

6 MS. CASWELL: Oh, you can do it, too.

7 COMMISSIONER CLARK: Go ahead, Ms. Caswell.

8 MS. CASWELL: Mr. Scobie is available for  
9 cross-examination. Thank you.

10 COMMISSIONER CLARK: Dr. McGinty, do you  
11 have any questions that you'd like to ask him?

12 DR. MCGINTY: Yeah. I'm a little bit  
13 nervous, so please bear with me.

14 COMMISSIONER CLARK: I'll tell you what.  
15 How about if we let our attorney go first, and then  
16 we'll turn it over to you.

17 DR. MCGINTY: Okay.

18 CROSS EXAMINATION

19 BY MS. KEATING:

20 Q I'd like to first begin by referring you to  
21 Page 2 of your direct in Lines 9 through 18. You  
22 explain there why GTE proposed to transfer a portion  
23 of the Sarasota exchange into the Bradenton exchange.

24 Could you explain, was the primary reason  
25 because the developer of the Lakewood Ranch area

1 requested it?

2       A       The primary reason -- well, the developer  
3 came to GTE with this development, with this proposed  
4 development. When we evaluated that proposal we saw  
5 that the majority of the development will be in what  
6 is currently Bradenton exchange. So the majority of  
7 the total physical area is in the Bradenton exchange.  
8 In serving that area from Bradenton or --

9               COMMISSIONER GARCIA: Mr. Scobie, do you  
10 have a map or something we could see, or maybe could  
11 you point at that so we get a --

12              WITNESS SCOBIE: Well, yeah. What I have --  
13 what I brought is basically just the Lakewood Ranch  
14 development itself.

15              It doesn't really put it in a total context,  
16 but I-75 runs north and south to the west of the area.  
17 University Parkway is the exchange boundary, the  
18 current exchange boundary between Bradenton to the  
19 north and Sarasota to the south.

20              The developer controls both a commercial  
21 development, an office park here south of the current  
22 boundary in the Sarasota exchange, as well as an  
23 office park north -- or commercial park north of the  
24 boundary currently in the Bradenton exchange, along  
25 with residential properties running between University



1 Parkway and State Road 70 to the north, approximately  
2 three and a half to four miles between those two  
3 areas.

4 The majority of this area is currently in  
5 the Bradenton exchange. We're talking about  
6 approximately 11 square miles that we have proposed to  
7 transfer, and a majority of that -- or some of that is  
8 still undeveloped territory out to the east,  
9 approximately a mile east and south of the Polo Club.

10 Q (By Ms. Keating) Could you again point  
11 out where the exchange line boundary is?

12 WITNESS SCOBIE: On this chart the exchange  
13 line boundary is University Parkway running -- that is  
14 the northern boundary of Sarasota exchange and --

15 COMMISSIONER GARCIA: Isn't that already  
16 causing the problems that you said you want to avoid?  
17 Are there people living across from each other that  
18 have different exchanges.

19 WITNESS SCOBIE: Well, they're -- at this  
20 point in time, no, they're not. What we have here is  
21 we have -- there are some services in the Polo Club  
22 that, as I understand it, they put a residential line  
23 in a barn, a horse barn or something, some location  
24 there for telephone service when they're out with  
25 their horses or at the Polo Club.

1 But, again, what I was talking about is if  
2 the balloting doesn't go forward or -- you know, what  
3 you would have is customers here -- let's say we  
4 arbitrarily -- we draw a line -- well, let me back up.

5 One of the problems we have, that we found  
6 we have since the time we came forward with this  
7 development, the development didn't stop. When the  
8 developer came to us the end of '96 and we developed  
9 the method we were going to serve the area and filed a  
10 tariff, I believe, in July '97, the developer was  
11 building houses.

12 There are houses already being built,  
13 residential; businesses going up. Builders have  
14 telephones in the development here already. Given the  
15 fact that the only way to serve, serve the area, was  
16 going to be from a remote switch that we were putting  
17 in and the facilities were coming out from the west,  
18 we had made -- the engineering planning group made the  
19 decision to serve this area from this remote switch  
20 that will provide the features, the enhanced features,  
21 the ISDN and these sorts of things.

22 So what we have already in the interim  
23 between when we filed this tariff in July, and now  
24 eight months later, you have customers that are  
25 already moved in this area having residential service

1 out of the Sarasota. So you have a cross-boundary  
2 situation that's occurred subsequently that we'll have  
3 to deal with also. The customers are currently in the  
4 area across University that have Sarasota service  
5 because there was no -- there was no serving way,  
6 because of this remoteness of the area, to serve this  
7 area from Bradenton exchange.

8 Q (By Ms. Keating) Could you also point out  
9 where the county line is?

10 A County line is University Parkway. At this  
11 point of the exchange, the county line and the  
12 exchange line is the same.

13 Q And where is Dr. McGinty's office located in  
14 reference to that map?

15 A In reference to this map, Dr. McGinty is, as  
16 I understand it -- and I went down and rode the area a  
17 couple weeks ago -- I think Dr. McGinty is right down  
18 in the corner of the Polo Club area. Sarasota Equine  
19 is right down in this area, I do believe.

20 (Indicating)

21 COMMISSIONER GARCIA: Mr. Scobie, that's  
22 such a nice map that I thought you were going to try  
23 to sell us property at any moment.

24 COMMISSIONER JACOBS: As I understand it,  
25 the developer's plans include only that area just, I



1 guess -- that's what; east of the Polo Club?

2           **WITNESS SCOBIE:** Now, this area is all  
3 basically undeveloped, or just beginning development  
4 now.

5           **COMMISSIONER JACOBS:** You see where the  
6 circle "C" is there just by the Polo Club?

7           **COMMISSIONER GARCIA:** Right on Edgewater.

8           **COMMISSIONER JACOBS:** Back to the left --

9           **COMMISSIONER GARCIA:** Now go to the left.

10           **COMMISSIONER JACOBS:** Straight across.

11           **WITNESS SCOBIE:** Certainly. Okay.

12           **COMMISSIONER JACOBS:** Am I to understand it  
13 that the developer's plans are not calling for  
14 construction from that point into the Polo Club, or is  
15 that -- is there a development plan for that point  
16 into the Polo Club area?

17           **WITNESS SCOBIE:** It's my understanding that  
18 the developer controls all of this territory.

19           **COMMISSIONER JACOBS:** Okay.

20           **WITNESS SCOBIE:** Okay. But as far as  
21 development specific, I don't know that there's going  
22 to be building or physical development planned for the  
23 Polo Club. I'm not aware of any physical development  
24 in the Polo Club.

25           **COMMISSIONER JACOBS:** So your decision to

1 include all of that in your boundary revision, is that  
2 basically determined by your procedures or some  
3 requirement that you include all that area there, or  
4 were you just trying to get all the area the developer  
5 controls?

6           **WITNESS SCOBIE:** Well, because -- as you  
7 move out east -- and, again, the facilities  
8 currently -- that we're currently serving in this area  
9 were running from west to east along University  
10 Boulevard out of the Sarasota Northside central  
11 office. You go out -- there's really nothing today  
12 out east and even south of this. This is a very  
13 remote area going east and south.

14           In an attempt -- I think what you're asking  
15 or getting to is how about just leaving the Sarasota  
16 Polo Club and this area in Sarasota. The problem is  
17 there are not -- there's no way -- once we commit --  
18 or once we are serving the rest of this area from  
19 Bradenton, feeding it from a remote switch, and all  
20 the physical outside plant homed back to that  
21 switch -- central office and -- remote switch in the  
22 Bradenton exchange, there's no facilities will be  
23 coming out. These facilities are then part of the  
24 ones that will be homing back to the remote switch in  
25 the Bradenton exchange.

1           **COMMISSIONER GARCIA:** But they're now going  
2 to that address from the Bradenton exchange.

3           **WITNESS SCOBIE:** Well, they're -- as of  
4 today they're now going to that address from this  
5 remote switch in the Bradenton exchange today, but the  
6 numbers -- from a rating and billing purpose, the 907  
7 number, the NXX, still resides for a rating and  
8 billing purpose in the Sarasota exchange.

9           The remote central office physically sits in  
10 the Bradenton exchange today. The service is homed  
11 back to that remote switch, but for rating and billing  
12 purposes, that NXX code, 907, is rated out of Sarasota  
13 exchange. Nothing is changed there.

14         **Q**       **(By Ms. Keating)** Could you clarify  
15 something for me? I thought you said earlier that you  
16 did have some customers in Sarasota County being  
17 served out of the Bradenton exchange. Did you say  
18 that?

19         **A**       Not -- in this area? **(Indicating)** I'm  
20 sorry. What was the question?

21         **Q**       Do you have customers in the Bradenton  
22 exchange or the Sarasota exchange being served across  
23 a boundary, across --

24         **A**       In this --

25         **Q**       -- across a county line --



1           A     Are you talking about in this area here?

2     (Indicating)

3           COMMISSIONER JACOBS: I think that was what  
4     you just described when --

5           WITNESS SCOBIE: Well, they're filled --  
6     they're physically served from a remote switch that  
7     resides in the Bradenton exchange, but for purposes of  
8     rating and billing, that NXX code sits or resides in a  
9     Sarasota central office still for rating purposes.

10           And what would happen if the ballot occurs  
11     and if the ballot is favorable, that NXX code, 907,  
12     will then reside in this remote switch that physically  
13     resides in the Bradenton exchange, and for rating  
14     purposes those customers will then be rated as if they  
15     were out of the Bradenton exchange.

16           Q     Well, going back to your testimony on  
17     Page 3, and in Lines 3 through 4, you indicate there  
18     that there were 73 residential customers and 27  
19     business customers as of the first of the year.

20           A     That's correct.

21           Q     But in your tariff filing you stated that  
22     there were 26 resident and 29 business customers.  
23     Would you --

24           A     That's correct, and when that tariff filing  
25     was made in June that's how many were there. In the

1 last six months -- as I said, development didn't stop  
2 north of this road here, north of University Parkway.

3 The developer is building homes. There are  
4 builders in there with lines. There are residential  
5 customers going in there every day. So between June  
6 when we took the count for the tariff filing and the  
7 first of the year, January and February, we had that  
8 count that's in the testimony.

9 Q Okay. Well, of these customers that are in  
10 the proposed transfer area, do you know if most of  
11 them are permanent customers, or are they mostly  
12 seasonal customers?

13 A I don't know, but -- I don't know the answer  
14 to that exactly, but given the fact that the majority  
15 of the customers now are residing in single-family  
16 residences north of the Parkway and what has been  
17 related to me from the developer, those are going to  
18 be more year-round residences; but, again, I don't  
19 know for sure. I have not taken any kind of survey to  
20 know.

21 COMMISSIONER CLARK: It's not designed to be  
22 a resort community, is it, where people come down  
23 and --

24 WITNESS SCOBIE: Not to my knowledge, and  
25 what the developer has said to the people -- our

1 people that have been working with them, that --  
2 they're saying these people will work in this office  
3 complex over here; a lot of them -- some of them will.  
4 I mean, it was designed as a master planned community.

5 In fact, there was just an article in last  
6 month's Florida Trend about this very community  
7 talking about old-time neighborhoods in -- around the  
8 state of Florida. And this is one that was kind of a  
9 hybrid; it wasn't really an old-time neighborhood  
10 development. But it was referenced in last month's --  
11 I believe it was last month's Florida Trend magazine  
12 that these people, or at least some of them, will work  
13 in these commercial areas around here south of the  
14 Parkway; certainly not all of them, but that was my  
15 understanding from the developer.

16 Q Looking now at Lines 9 through 11.

17 A Page 37

18 Q Yes ==

19 COMMISSIONER GARCIA: Mr. Scobie, did you  
20 provide that as a late-filed exhibit, that article?

21 WITNESS SCOBIE: Yes, sir, yes, I did.

22 COMMISSIONER GARCIA: Maybe we can have the  
23 Chair identify it.

24 COMMISSIONER CLARK: Do you have it with  
25 you, Mr. Scobie?



1                   **WITNESS SCOBIE:** I thought I did,  
2 Commissioner Clark.

3                   **COMMISSIONER CLARK:** Florida Trend article  
4 on planned communities. We'll label it Late-filed  
5 Exhibit 1.

6                   **WITNESS SCOBIE:** I thought I had it. I'm  
7 not sure that I have it with me, but, yes, I will  
8 provide it.

9                   (Late-Filed Exhibit 1 identified.)

10                  **COMMISSIONER CLARK:** Dr. McGinty, what that  
11 means is at some point subsequent to this proceeding  
12 Mr. Scobie has to provide that to everyone who is a  
13 party in this proceeding. So you will get a copy of  
14 it, and you have an opportunity to object to it as a  
15 piece of evidence that we might consider.

16                  **Q**        **(By Ms. Keating)** Let me ask you this: In  
17 your opinion, if most of those customers were seasonal  
18 customers, do you believe that they would have the  
19 same community of interest or even overall interest in  
20 the community as a permanent subscriber would?

21                  **A**        They may not. I don't know that they would.  
22 They may or they may not. I'm not sure what their  
23 interests would be individually.

24                  **Q**        Looking now in Lines 9 through 11 of Page 3,  
25 you state --

1           **COMMISSIONER GARCIA:** Before you move off  
2 the area of interest, can I ask you a quick question  
3 about the -- where do current customers of your  
4 system, current residents, go for their needs? Except  
5 for that commercial area that you spoke of, where do  
6 they go to do their shopping and things of that nature  
7 and scope?

8           **WITNESS SCOBIE:** I'm not totally sure. I  
9 would assume they would have to go back west along  
10 University Parkway, you know, back in this way  
11 probably into north Sarasota County. I assume that  
12 would be the closest.

13           **COMMISSIONER CLARK:** Let me ask you about  
14 that. And that is, calling from the Bradenton  
15 exchange to the Sarasota exchange, that's flat rate?

16           **WITNESS SCOBIE:** Yes, that is EAS, too.

17           **COMMISSIONER CLARK:** Okay.

18           **Q**        **(By Ms. Keating)** Going now to Lines 9 --

19           **A**        Back to 9 through 11.

20           **Q**        You state there that both residential and  
21 business customers will realize a reduction in the  
22 local rates; is that correct?

23           **A**        That's correct.

24           **Q**        Is it true that this reduction is due to the  
25 fact that these customers will have a smaller calling

1 scope and, therefore, they will be in a lower rate  
2 group?

3 A Well, historically I would have said yes,  
4 but given the current ways we're dealing with rate  
5 progressions or exchange rate reclassifications, that  
6 may not necessarily be the case going forward, as the  
7 exchanges may grow and there won't be any changes or  
8 progressions of calling scope like there was in the  
9 past.

10 COMMISSIONER CLARK: But the reason it's  
11 going down today is it goes down to a smaller rate  
12 group.

13 WITNESS SCOBIE: That's correct. That's  
14 correct.

15 Q (By Ms. Keating) In Lines 15 through 19,  
16 the same page, you state that another impact to  
17 customers will be a change in calling scope. Isn't it  
18 true that the Venice exchange, which currently has EAS  
19 toll free will now become a toll route?

20 A That's correct.

21 Q And Englewood and North Port exchange, which  
22 are currently ECS routes, will also become long  
23 distance calls; is that correct?

24 A That's correct.

25 Q So would you agree that it's true that the



1 only benefit to these customers besides lower local  
2 calling rates is that they would gain EAS to Palmetto,  
3 instead of ECS, which they currently have; is that  
4 true?

5 A That's correct.

6 Q Returning now over to Page 4 of your  
7 testimony -- and I'm looking at Lines 13 through 16 --  
8 there you talk about Dr. McGinty's concern that he  
9 will lose customers if this transfer is approved.

10 Since most of the changes to his calling  
11 scope will be to make what was once local or an ECS  
12 call, isn't it possible that some of his clients might  
13 actually choose another veterinarian to avoid long  
14 distance charges?

15 A If he does nothing, yeah; but if he -- you  
16 know, if he does subscribe to the remote call  
17 forwarding, local remote call forwarding service, the  
18 customer's perception would not have changed at all as  
19 far as where he is or their rates that they would have  
20 to pay to call him. They would be unchanged.

21 Q Isn't it also possible if this transfer is  
22 approved, that he will be listed in the Bradenton  
23 directory and not in the Sarasota directory, which  
24 could lead some new clients to think that he's too far  
25 and choose not to select him as their veterinarian?

1           A       Well, today, though, Dr. McGinty is listed  
2 in the Englewood and the North Port and the Venice  
3 exchanges currently, and those aren't his home  
4 exchanges either. So he could keep those same  
5 listings with his remote call forwarding number, and  
6 really there'd be no difference in impact than there  
7 is today.

8           **COMMISSIONER CLARK:** Let me ask you about  
9 that. Is the reason he's in the North Port, Englewood  
10 and -- is he in Palmetto, too? Is the reason he's in  
11 there because it is -- what is it, EAS? Did he  
12 request to be published in those, or is it part of  
13 what you do because of the calling scope?

14           **WITNESS SCOBIE:** I'm not sure. When I  
15 checked his records I saw he had listings in those  
16 foreign directories. I had assumed that in the  
17 non-EAS books he went and he placed directory listings  
18 there with the directory companies.

19           **COMMISSIONER CLARK:** What do you mean by  
20 non-EAS books?

21           **WITNESS SCOBIE:** Well, let's say -- he's  
22 the -- the number is in Sarasota exchange now. The  
23 Sarasota numbers, as I understand, are in the  
24 Bradenton book as an adjunct type listing because it's  
25 EAS.

1           **COMMISSIONER CLARK:** And that's what you  
2 mean by EAS?

3           **WITNESS SCOBIE:** Yes, yes; in an EAS book.  
4 It's just a listing in that EAS exchange, usually in  
5 the back of the book.

6           **COMMISSIONER CLARK:** Where is he listed in  
7 the North Port book and in the Englewood book that you  
8 say he is listed in?

9           **WITNESS SCOBIE:** Well, right now he is  
10 just -- based on the records that I reviewed back at  
11 the end of last year, he is in the yellow pages -- he  
12 has a yellow page listing in the North Port,  
13 Englewood, Palmetto, and Myakka as well as Venice  
14 directory, and he's in the white and yellow pages in  
15 the Sarasota/Bradenton directory because they are EAS  
16 to each other.

17           **COMMISSIONER CLARK:** I see. Let me ask you  
18 this: When you get a business line, do you  
19 automatically get into the yellow pages?

20           **WITNESS SCOBIE:** In your home directory.

21           **COMMISSIONER CLARK:** All right. So he would  
22 have had to request being in the other yellow pages?

23           **WITNESS SCOBIE:** That's my understanding;  
24 yes, Commissioner.

25           **COMMISSIONER CLARK:** Okay. Thank you. And



1 you're saying if he is moved in the Bradenton  
2 exchange, he can make that same request to have his  
3 number in the yellow pages.

4           **WITNESS SCOBIE:** Well, again, utilizing the  
5 local remote call forwarding service, because he could  
6 request that just with a number that would be a  
7 Bradenton number, but that would just list a Bradenton  
8 number in Venice, and those would still be toll calls.  
9 But if he took advantage of the local remote call  
10 forwarding service, listed it in the Venice and the  
11 North Port and the Englewood exchanges, directories,  
12 it would be no different than the way it's being done  
13 today.

14           **Q**        **(By Ms. Keating)** Mr. Scobie, is  
15 Dr. McGinty -- if this transfer is approved, and  
16 Dr. McGinty wished to be listed in the Sarasota book,  
17 or he elected the local remote call forwarding, would  
18 either of those services be a charge to Dr. McGinty?

19           **A**        I'm sorry. Can you ask the question again?

20           **Q**        Suppose Dr. McGinty wanted to be listed in  
21 the Sarasota directory. Would that be an additional  
22 charge to Dr. McGinty?

23           **A**        You mean as a local remote call forwarding  
24 customer?

25           **Q**        Right.

1           A     No, it wouldn't. In fact, what it would be  
2 is, the number we would list would be a Sarasota  
3 number. In fact, what we would list -- because I  
4 think his number is still on directory assistance from  
5 the conversion to the new number. We would utilize  
6 his existing number or his previous number that he had  
7 listed and make that the local remote call forwarding  
8 number for the Sarasota/Englewood/Venice and  
9 North Port/Charlotte exchange.

10          Q     Well, I guess I'm a little confused, because  
11 on Page 5 of your testimony at Line 2 you indicate  
12 that local remote call forwarding has a monthly rate  
13 of \$16, and there's a usage sensitive charge of --

14          A     I'm sorry? Well, maybe I didn't understand  
15 the -- I thought you --

16          Q     Wouldn't local remote --

17          A     I thought you meant -- the question was,  
18 would they charge him anything to list the service.

19          Q     Either way; the service or being listed in  
20 the directory.

21          A     I'm sorry. I interpreted the question,  
22 would there be any charge for the listing. If the  
23 question is, is there a charge for the service,  
24 certainly; yes, there is. There's a tariff charge for  
25 local remote call forwarding that is \$16 per month,

1 and it's usage sensitive based -- and since this is an  
2 incoming service, a one-way incoming service. There's  
3 a usage sensitive charge for the incoming calls  
4 received over that line. Or that number; it's not  
5 really a line.

6 COMMISSIONER CLARK: Mr. Scobie, you've  
7 indicated your willingness to do that, to provide that  
8 free of charge to him until the directories are  
9 printed?

10 WITNESS SCOBIE: That was correct. That's  
11 what we proposed back in December.

12 COMMISSIONER CLARK: When you do that, would  
13 you be able to give him information about the usage on  
14 it such as that he could make a determination as to  
15 how much it might cost him after the point you have  
16 offered to provide it to him for free?

17 WITNESS SCOBIE: Yeah. He will -- he would  
18 get the usage, I mean, on his bill. It shows calls  
19 and minutes, I believe, from our billing period.

20 COMMISSIONER CLARK: Okay. So he would get  
21 that information.

22 WITNESS SCOBIE: Yes.

23 Q (By Ms. Keating) But just to be clear,  
24 once that charge for local remote call forwarding is  
25 added onto his bill, that would be on top of his



1 regular business rates rate?

2       A     Well, it would be an addition. It's  
3 basically a different service, okay, and it's an  
4 additional service. So, yes, I guess the answer -- it  
5 would be in addition to his business rate.

6       Q     You're familiar with Dr. McGinty's  
7 testimony, right?

8       A     Yes, I am.

9       Q     In Dr. McGinty's direct testimony on Page 5  
10 he states that the boundary should remain where it is,  
11 which is along the county line. Would you comment on  
12 that?

13       A     Well, I think given the nature of -- that  
14 developments don't always follow municipal or county  
15 boundaries, I think in this case looking at what we  
16 tried to look at was where the majority of the  
17 development would be, the impact of having customers  
18 across the street -- if we have to draw an arbitrary  
19 line up here north of the county boundary to serve  
20 those customers, you'll have people across the street  
21 with different, you know, with different calling  
22 scopes, different calling rates, and this sort of  
23 thing.

24               Normally, yes, you like to have the county  
25 boundaries match up right with the exchanges. They

1 very rarely do. Let's put it --

2 COMMISSIONER GARCIA: Mr. Scobie, but if  
3 this area keeps growing, don't you think that boundary  
4 that you've drawn will be impractical in the long run?

5 WITNESS SCOBIE: Well --

6 COMMISSIONER GARCIA: People tend to  
7 understand where county boundaries are because they  
8 have to deal with it in other aspects of their life.

9 WITNESS SCOBIE: Right.

10 COMMISSIONER GARCIA: However, the line that  
11 you draw, once we draw it out there, don't you think  
12 it's going to be confusing to those people as this  
13 area expands and grows and there are people living on  
14 the other side of that boundary that you're going to  
15 draw?

16 WITNESS SCOBIE: Commissioner, I guess -- I  
17 guess that's possible. Again, looking at the  
18 developer involved here that controls pretty much all  
19 this area around here, again, what we would try to do  
20 probably if the development was going to grow and this  
21 developer gave us lead time, we would move --  
22 depending on how we would serve it, we would move --  
23 we would keep moving the boundary into Bradenton  
24 perhaps if it was the same development.

25 COMMISSIONER CLARK: Are there any natural

1 boundaries around the development? You had indicated  
2 that there's virtually -- I guess it's very rural  
3 beyond the --

4           **WITNESS SCOBIE:** Well, certainly south and  
5 east is pretty much undeveloped at this point in time.  
6 No, there really -- if you're talking about lakes or  
7 rivers or -- I mean, you have the interstate running  
8 down the west, but -- on the west side, but that  
9 doesn't really cover the whole -- there's already  
10 residential development east of the interstate in this  
11 area that's not part of this Schroeder Manatee ranch  
12 development.

13           **COMMISSIONER CLARK:** What is the road on the  
14 east side of the development?

15           **WITNESS SCOBIE:** This right here?  
16 (Indicating)

17           **COMMISSIONER CLARK:** Yes.

18           **WITNESS SCOBIE:** The name of it is Lorraine  
19 Road, and right now -- I'm trying to -- this part --  
20 there's part of it in here that's not even paved at  
21 this point in time, and I think it picks up again as a  
22 paved road coming off of State Road 70, but that's --  
23 basically I think it's a two-lane road right now  
24 running north-south on the east side of the  
25 development.



1           **COMMISSIONER CLARK:** What is out there;  
2 ranches or --

3           **WITNESS SCOBIE:** Well, historically it's  
4 been, I guess, one large parcel, and there are a  
5 couple of out-parcels in this thing, I guess, that  
6 aren't totally controlled by the developer; but it was  
7 part of the Shroeder Manatee Ranch. I assume it was  
8 all one ranch at one point in time. I don't know if  
9 it still is or not. But, yes, it's pretty much  
10 nothing out in the majority of it; ranch land.

11           **Q**       **(By Ms. Keating)** Do you foresee any 911  
12 problems for transferring what is mostly Sarasota  
13 residents into a predominantly Manatee County  
14 exchange?

15           **A**       No. In fact, we've already discussed the  
16 area with our 911 coordinator, and this is no  
17 different than happens in many places around where you  
18 have county boundaries that don't match up exactly  
19 with exchange boundaries.

20           **COMMISSIONER GARCIA:** What does happen?

21           **WITNESS SCOBIE:** Well, the addresses of all  
22 the residents are put into a street address guide.  
23 It's a database that the county uses or the  
24 municipality uses for dispatching 911. These  
25 addresses will be identified as -- even though they're

1 over here and in a Sarasota exchange, they'd be  
2 identified as a Manatee County 911 call, either  
3 sheriff or whoever provides the fire service there.  
4 So they would be routed, because they would be placed  
5 in the appropriate street address guide, to route to  
6 the appropriate 911.

7 It's done by street addresses. The street  
8 addresses are physically put into this guide that the  
9 911 -- the county uses and others that provide the 911  
10 service.

11 **COMMISSIONER JACOBS:** Let me make sure I'm  
12 clear on one point. Your decision is that regardless  
13 of what happens with the boundary change, you're going  
14 to be serving this new area from your remote, correct?

15 **WITNESS SCOBIE:** That's correct,  
16 Commissioner.

17 **COMMISSIONER JACOBS:** And because of that,  
18 regardless of what happened with the boundary change,  
19 all the numbers in this area, the existing numbers in  
20 the Sarasota exchange are going to have to change as  
21 well?

22 **WITNESS SCOBIE:** They have already changed.  
23 We were out of equipment -- today -- or three months  
24 ago this area was served by a subscriber line carrier  
25 unit, which is a pair gain device that serves remote

1 areas. We ran out of physical capacity in the one  
2 subscriber line carrier unit that was serving this  
3 area, but when the decision was -- when the developer  
4 came to us and the decision, the engineering decision,  
5 was made to serve from a remote, we basically said we  
6 will home everything back to this remote switch and  
7 not install pair gain devices out there.

8 It wasn't an efficient or economic way to  
9 provide service to the area. And we were out of  
10 capacity in this subscriber line carrier, and when the  
11 decision made that it was going to be served from this  
12 remote switching unit, you know, the numbers would  
13 have to be changed anyway.

14 So we've already made the number changes.  
15 The number changes occurred back the 1st of March as  
16 Sarasota numbers. The NXX code that was going to be  
17 provided for this area is today a Sarasota NXX for  
18 rating and billing purposes. It just resides in this  
19 remote, but it's homed back to a Sarasota switch that  
20 provides these enhanced calling services like ISDN.

21 COMMISSIONER GARCIA: Who's using all these  
22 enhanced services?

23 WITNESS SCOBIE: Well --

24 COMMISSIONER GARCIA: Is it the  
25 commercial --



1           **WITNESS SCOBIE:** Well --

2           **COMMISSIONER GARCIA:** -- or the developer --

3           **WITNESS SCOBIE:** Well, I believe the  
4 residential customers in this area are going to be  
5 markets, because what we've seen -- and I don't know  
6 if they're all using ISDN, but they certainly are  
7 using multiple lines in the household. And I don't  
8 have a count of how many or if any yet are ISDN, but  
9 where you have multiple lines in the household. And  
10 today there are 51 residential customers, residences  
11 north of this -- in this area. They have 64 lines in  
12 those 54 -- in those 51 residential households.

13           So I don't know that they're ISDN yet, but  
14 if they're using them for computers or whatever  
15 they're using, you know, Internet access or work at  
16 home or whatever, they are a prime market for ISD --  
17 single-line ISDN.

18           **Q**       **(By Ms. Keating)** Mr. Scobie, Dr. McGinty  
19 argues in his rebuttal that if you make this transfer,  
20 you're still going to have customers that may be  
21 neighbors that have different calling scopes and  
22 different rates. Could you address that?

23           **A**       Well, if we make the transfer that's  
24 proposed, which would be all of this area -- well, it  
25 would be all of this area and the cross-boundary area

1 right now that we have that is being served with these  
2 Sarasota numbers, this would all be --

3 COMMISSIONER GARCIA: Show me where the line  
4 is, Mr. Scobie.

5 WITNESS SCOBIE: The line today?

6 COMMISSIONER GARCIA: No; the line that you  
7 want to draw. Where is it?

8 WITNESS SCOBIE: Well, the line we want to  
9 draw is to move -- well, it's actually -- it runs  
10 along section lines on the platted -- it would be  
11 running south off of University Parkway approximately  
12 a mile in and down and take in this area pretty much  
13 out to the interstate here. This area that's now in  
14 Sarasota will become Bradenton exchange. (Indicating)

15 COMMISSIONER GARCIA: Okay.

16 WITNESS SCOBIE: Because there has been  
17 development since the time we filed the tariff, and  
18 it's being served out of this remote switch with  
19 Sarasota numbers, they would also be impacted, but  
20 they're already physically in the Bradenton exchange.  
21 But we would have to ballot them, and they would be  
22 impacted and be served as if they were in the  
23 Bradenton exchange when the transfer was made.

24 COMMISSIONER GARCIA: And why are you so  
25 sure that the ballot would go your way? What's the

1 feeling you have that they're going to want that  
2 ballot?

3 WITNESS SCOBIE: I'm not assured at all that  
4 it's going to go our way. What we're just saying is  
5 let the ballot go forward and we will abide by what  
6 happens. But, I mean, I don't have any assurance that  
7 the ballot is going to go our way, and as more time is  
8 passed -- again, when we make these kinds of area  
9 transfers, we try to transfer vacant land, because you  
10 don't have to ballot customers and you haven't  
11 impacted customers.

12 As more time passes and more people move in  
13 this area, more businesses will move in this area.  
14 And, yeah, I think there's more of a chance it won't  
15 pass the longer we let it go and it's gone and you've  
16 got more people voting. I don't have any assurance  
17 it's going to pass. I just think --

18 COMMISSIONER GARCIA: And that --

19 WITNESS SCOBIE: -- it should go forward and  
20 the --

21 COMMISSIONER GARCIA: That's an interesting  
22 point --

23 WITNESS SCOBIE: -- customer --

24 COMMISSIONER GARCIA: -- though. You  
25 believe that as more people move in, you probably have



1 less chance of winning the ballot.

2 WITNESS SCOBIE: I don't know. I -- there's  
3 a possibility there.

4 COMMISSIONER GARCIA: Why? Wouldn't people  
5 want to take what's easiest and simple to understand?  
6 And basically your argument is that what we're doing  
7 here, or what you want us to do here, is something  
8 that's more understandable and easier for people and  
9 more convenient for people, correct?

10 WITNESS SCOBIE: Right. And I guess --  
11 well, let me think about that. I guess since now  
12 there isn't a number change involved, that -- you  
13 know, that it may not be as difficult a choice or  
14 decision. But I don't know. I'm not sure.

15 COMMISSIONER CLARK: I understood the  
16 rationale you were following when you proposed this  
17 was this was a whole planned development, and you have  
18 concerns that there will be that corporate park and  
19 the parts of the development that are south of  
20 University that will not have the same calling scope  
21 as those north, right?

22 WITNESS SCOBIE: Well -- and yes, that's  
23 correct partially, but you also have those that are  
24 now north that are served by this remote with those  
25 same NXXs that will not have the same calling scope as

1 potentially somebody across the street from them here  
2 if we have to -- if the ballot doesn't go forward, or  
3 if the ballot doesn't pass.

4 COMMISSIONER GARCIA: Where is it now?

5 Because you keep drawing a line in a horizontal  
6 pattern right in the middle of the development.

7 WITNESS SCOBIE: I'm sorry. Where is what?

8 COMMISSIONER GARCIA: It's confusing. When  
9 I asked you to draw the line, you drew it somewhere  
10 off to the right side of the map, or towards the --

11 WITNESS SCOBIE: Of what we're trying to  
12 transfer, right?

13 COMMISSIONER GARCIA: -- east. Right.

14 COMMISSIONER CLARK: I think the confusion  
15 is --

16 WITNESS SCOBIE: The cross-boundary  
17 situation.

18 COMMISSIONER CLARK: -- that you have that  
19 remote switch located in Bradenton, and all those  
20 numbers even in the Sarasota exchange are being homed  
21 in on there but you're rating them out of Sarasota.

22 WITNESS SCOBIE: Right, and they're actually  
23 homed back to a Sarasota ex -- Sarasota central office  
24 to provide --

25 COMMISSIONER GARCIA: But you keep saying

1 "Potentially we're going to have people calling  
2 cross-boundary," and then you draw a line somewhere --

3 WITNESS SCOBIE: Well, today --

4 COMMISSIONER GARCIA: Where are those --  
5 where are the -- potentially where are those people if  
6 we stay with the existing system?

7 WITNESS SCOBIE: Right.

8 COMMISSIONER GARCIA: Which is directed, I  
9 guess, on a political boundary, right, to some degree?

10 WITNESS SCOBIE: To some degree. That's  
11 where it's been established historically.

12 COMMISSIONER GARCIA: Why is it that you're  
13 saying to us that -- and you're bouncing back and  
14 forth there in the middle of your map saying  
15 potentially these guys on this side are going to be  
16 calling these guys across the street. Where is that  
17 street of yours?

18 WITNESS SCOBIE: That street has -- or that  
19 line hasn't been drawn yet if the ballot doesn't go  
20 forward or if the ballot fails.

21 COMMISSIONER GARCIA: If the ballot fails,  
22 where is that line?

23 WITNESS SCOBIE: We don't know yet. It  
24 will -- what we will -- what I assume will be done,  
25 the engineering people will do, is go back and look



1 and find -- well, if this ballot fails, let's say,  
2 what we would do is have to say -- well, we're still  
3 going to serve it from this remote switching unit.

4 **COMMISSIONER GARCIA:** Right.

5 **WITNESS SCOBIE:** Let's draw another boundary  
6 here and transfer these people. These people then  
7 will be transferred to Sarasota exchange physically --  
8 in the tariff, in the exchange maps. Won't change  
9 their service a bit because they currently have,  
10 quote, unquote, a Sarasota telephone number today, and  
11 are making Sarasota -- or their calling scope as if it  
12 was Sarasota and their calling scope and rates as if  
13 they were Sarasota exchange.

14 So what we would have to do is draw another  
15 boundary here and define what we can serve out -- and  
16 make it Sarasota exchange. We would go north of  
17 University and define that as Sarasota exchange.

18 **COMMISSIONER JACOBS:** And the objective here  
19 again is to keep folks in that one development in the  
20 same exchange?

21 **WITNESS SCOBIE:** That was the initial  
22 objective, yes, sir. I mean, and the development is  
23 going to be all the way up to State Road 70. And,  
24 again, there are already some customers up here off of  
25 State Road 70 served out of Bradenton exchange. So we

1 would -- what we -- I assume the engineering planning  
2 people would do, would find a spot talking to the  
3 developer on where there might be a break point, draw  
4 a line, and then the people in this part of the  
5 exchange -- or this part of the development, would  
6 stay Bradenton and this -- you know, and we'd move  
7 this part of the exchange into Sarasota.

8 COMMISSIONER GARCIA: Now show me your plan.  
9 That's if it doesn't. Now show me your plan.

10 WITNESS SCOBIE: Okay.

11 COMMISSIONER GARCIA: Draw it out --

12 WITNESS SCOBIE: Our plan -- our plan was to  
13 transfer the territory that was below University  
14 Parkway, okay; and it goes across along section lines,  
15 and they're not on this map, but basically encompasses  
16 this commercial development and the Sarasota Polo Club  
17 out basically to Lorraine Road, okay --

18 COMMISSIONER GARCIA: What we have now.

19 WITNESS SCOBIE: Right. And transfer that  
20 area into Bradenton exchange.

21 COMMISSIONER GARCIA: Okay.

22 WITNESS SCOBIE: And then the whole  
23 development, including the commercial, the  
24 residential, and all the way up to State Road 70 will  
25 be served out of Bradenton exchange.

1           Q        (By Ms. Keating) The question I have now  
2 goes back to one I tried to ask earlier. You keep  
3 pointing to a section of the map that's above  
4 University and referring to customers that are above  
5 that line as customers served out of Sarasota.

6           A        That's correct. They are today.

7           Q        So you do have customers in the Bradenton  
8 area that are being served out of the Sarasota  
9 exchange?

10          A        They're being served -- yes, out of this  
11 area right here. (Indicating) That's the development  
12 that's basically occurred since we filed this tariff  
13 back in June, July.

14          Q        So why did that happen in the first place?  
15 Why are customers in Bradenton being served out of  
16 Sarasota exchange anyway?

17          A        Again, when the decision was made back a  
18 year ago approximately to serve all of this  
19 development from one exchange --

20                   COMMISSIONER GARCIA: This was a decision  
21 prior to balloting which you thought was  
22 engineering-wise the best thing --

23                   WITNESS SCOBIE: Yes, sir.

24                   COMMISSIONER GARCIA: -- to do, so you began  
25 to act as if this had passed.



1           **WITNESS SCOBIE:** That's correct. That's  
2 correct.

3           **COMMISSIONER GARCIA:** Because these are new  
4 customers who never had the choice.

5           **WITNESS SCOBIE:** That's correct. But we  
6 were going to -- we had decided -- you know, the  
7 engineering decision was made to serve the whole area  
8 out of one exchange, okay.

9           **COMMISSIONER JACOBS:** Was this at the point  
10 where your SLCS had exhausted?

11           **WITNESS SCOBIE:** Well, it was at the point  
12 where we were -- where the trend line was saying it  
13 was going to exhaust in March of this year, and we  
14 were trying to time it where -- and we, I assume, got  
15 right there when we made the conversion, first week in  
16 March I think it was, and we were pretty much  
17 exhausted from that subscriber line carrier serving  
18 the area.

19           **COMMISSIONER CLARK:** What you did was assume  
20 that you were going to serve the whole community out  
21 of one exchange.

22           **WITNESS SCOBIE:** That's correct.

23           **COMMISSIONER CLARK:** And so you located your  
24 switch there and you have homed people in the  
25 development to that switch, although depending on

1 where they're located -- or I guess all of them now go  
2 to the Sarasota switch.

3 **WITNESS SCOBIE:** All of them now in this  
4 area, that are in this area go to the Sarasota switch  
5 back through the remote, yes. They're homed back to a  
6 Sarasota switch. (Indicating)

7 **COMMISSIONER CLARK:** And what you'd like to  
8 do is take that remote switch and make it part of  
9 Bradenton, continue to have them home in on it, but  
10 they would all be Bradenton exchanges.

11 **WITNESS SCOBIE:** That's correct. And what I  
12 understand is going to happen -- I mean, there  
13 actually is more development. This developer controls  
14 territory north of State Road 70 and, you know, as  
15 that development rolls out, there was going to be a  
16 Bradenton central office built somewhere in this area  
17 that would serve all of that development north of  
18 State Road 70 down to this part of the -- the southern  
19 part of the development here below University Parkway.

20 **COMMISSIONER CLARK:** Let me ask another  
21 question. Would it make any sense for that line where  
22 the Bradenton exchange comes down into Sarasota County  
23 to have it go around the Sarasota Polo Club, that it  
24 would come down Lorraine -- I know it's not at  
25 Lorraine, but let's come south on Lorraine, go west on

1 University and then right there come down.

2           **WITNESS SCOBIE:** Right. And the only  
3 problem with that -- and be assured I asked the  
4 engineers that when Dr. McGinty filed his protest. I  
5 said, is there any way we can leave -- or we can carve  
6 out parts of this. Again, the problem is the  
7 remoteness, the relative remoteness, of this area.  
8 There's no other service back to Sarasota now.

9           **COMMISSIONER CLARK:** So you removed --

10           **WITNESS SCOBIE:** I mean, this is all  
11 nothing. There's no roads, there's no, you know cable  
12 path or anything coming that way.

13           **COMMISSIONER CLARK:** And he was served off  
14 that -- what did you call it?

15           **WITNESS SCOBIE:** Subscriber line carrier,  
16 yes; that unit.

17           **COMMISSIONER CLARK:** And that's gone away,  
18 you've done away with that?

19           **WITNESS SCOBIE:** Yes, ma'am. Well, it  
20 basically homes back to the remote switch.

21           **COMMISSIONER CLARK:** I see. Thank you.

22           **Q**        **(By Ms. Keating)** So you couldn't serve  
23 that area from remote off of Bradenton?

24           **COMMISSIONER GARCIA:** Well, he's doing it  
25 now; could do it now.



1           Q        (By Ms. Keating) You couldn't continue to  
2 do it?

3           A        You mean off of Sarasota, a remote off of  
4 Sarasota?

5           Q        The remote that was -- is in Bradenton,  
6 correct?

7           A        This remote is physically in Bradenton  
8 exchange today. Again, today it is homed back to a  
9 central office in Sarasota for purposes of rating and  
10 billing.

11           COMMISSIONER CLARK: Let me ask it a  
12 different way. Would it be possible to continue that  
13 and that the Sarasota Polo Club and Dr. McGinty's  
14 practice would simply be the couple of numbers that  
15 would continue to be rated out of Sarasota? Can that  
16 be done?

17           WITNESS SCOBIE: (Pause)

18           COMMISSIONER CLARK: Let me ask a  
19 different -- are all the telephone lines being routed  
20 to that remote switch all being homed back to  
21 Sarasota, or do some go to Bradenton?

22           WITNESS SCOBIE: They all go to -- really,  
23 they're all in a new NXX that was just opened for this  
24 development.

25           COMMISSIONER CLARK: Okay.

1           **WITNESS SCOBIE:** And, again, I think the  
2 problem there may be is you can't carve out 50 or 60  
3 or 40 numbers and make it Sarasota while the other  
4 9,950 are Bradenton numbers is the problem there.

5           **MS. KEATING:** Thank you, Mr. Scobie. That's  
6 all that Staff has.

7           **COMMISSIONER CLARK:** Dr. McGinty, would you  
8 like to ask some questions?

9           **DR. MCGINTY:** Oh, yeah, I would now that I'm  
10 relaxed. First off, I'm -- I don't know procedure.

11                           **CROSS EXAMINATION**

12           **BY DR. MCGINTY:**

13           **Q**     Am I in Lakewood Ranch? I didn't buy my  
14 property from Lakewood Ranch.

15           **A**     Dr. McGinty, I don't know that I know the  
16 answer to that.

17           **Q**     Well, I mean, I'm included in this project  
18 that's being built, but, I mean, I've been there for  
19 five or six years.

20           **COMMISSIONER CLARK:** You probably have to  
21 talk to the developer.

22           **DR. MCGINTY:** Well, I mean, they keep  
23 telling me that I'm in Lakewood Ranch, and there's a  
24 big difference between this area and this area, okay?  
25 (Indicating) This was put in first because people at

1 Shroeder Manatee Ranch like to play polo, okay. And  
2 that was there before any of this other was divided.

3 The zoning of the two areas are completely  
4 different. This area up here is all half-acre.

5 COMMISSIONER CLARK: Hang on a minute.  
6 You're testifying now instead of questioning.

7 DR. MCGINTY: Oh. I'm sorry.

8 COMMISSIONER CLARK: And I just want to make  
9 sure Ms. Caswell is okay with that.

10 MS. KEATING: It's okay. Go ahead.

11 DR. MCGINTY: I guess the point I'm making,  
12 or trying to make, haphazardly at best, is the reason  
13 I did -- this area is -- I didn't know I was part of  
14 Lakewood Ranch. And this area, this road right here,  
15 is a county line. The next road down here is  
16 Fruitville Road, which comes to approximately right  
17 about here. (Indicating)

18 What's going to happen when this is  
19 developed in here? Where are they going to go?  
20 Because this is going to be developed. I mean, just  
21 as this is developed. I mean, what exchange are they  
22 going to have here? Because then you're going to have  
23 the same problem; instead of a having a nice, straight  
24 boundary, you're going to have people right here in  
25 Sarasota -- I mean --



1           **COMMISSIONER GARCIA:** Well, you -- that's  
2 what --

3           **COMMISSIONER CLARK:** Let him answer the  
4 question --

5           **COMMISSIONER GARCIA:** Let him answer the  
6 question, because since we've got one, let's answer  
7 it.

8           **DR. McGINTY:** Oh, okay.

9           **COMMISSIONER GARCIA:** Where do they go?

10          **COMMISSIONER CLARK:** Mr. Scobie, what are  
11 the plans if that develops down there?

12          **WITNESS SCOBIE:** Again, I haven't seen a  
13 plan for -- in fact, I haven't seen a development --  
14 any development plan down here, so I don't -- you  
15 know, I don't know specifically what's going to be in  
16 the development or how large or what type of  
17 development.

18               But if there would be development down  
19 here -- and, again, down there is approximately  
20 two miles. I think Fruitville Road is approximately  
21 two miles south --

22          **COMMISSIONER GARCIA:** This is Florida.  
23 Let's assume that everything eventually will be  
24 concreted over and there's going to be development  
25 there. What are you going to do with it, Mr. Scobie?

1 I know GTE is a visionary company, so it hopes for  
2 growth in all areas.

3 WITNESS SCOBIE: Commissioner Garcia, if GTE  
4 was that visionary a company, we wouldn't be here  
5 today. We would have transferred the vacant land back  
6 probably two, three or four years ago.

7 But, again -- and, again, we don't -- we  
8 certainly don't like to move boundaries when there are  
9 people -- when there are customers impacted, and we  
10 try our darndest not to move boundaries when customers  
11 are impacted.

12 If it was vacant land, if it was the same  
13 developer and he wanted this sort of thing, we might  
14 be able to accommodate him, or we might accommodate  
15 him within this area. I don't know the answer to  
16 that. But, again, if it's vacant land, you know, we  
17 would look at it, one, what's the most cost-effective  
18 way for us to serve it; two, what the development  
19 plans are, what they're looking for and how we can  
20 best respond to it, and we try to do it.

21 Q (By Dr. McGinty) I mean, at that point  
22 you're getting pretty far down into Sarasota County  
23 for it to be in a Bradenton --

24 A I agree; yes, sir.

25 COMMISSIONER CLARK: Mr. Scobie, wouldn't

1 that be a factor? I mean, you would be very hesitant  
2 to transfer to another county exchange a geographic  
3 area that was deep into another county.

4 **WITNESS SCOBIE:** Yes, I would say that would  
5 be a policy we try to ascribe to, not to do that.

6 **COMMISSIONER JACOBS:** You indicated earlier  
7 that probably the most likely scenario that you're  
8 going to want is building a CO out here somewhere.

9 **WITNESS SCOBIE:** That was what's been  
10 explained to me by the engineering -- if the  
11 development continues -- and, again, this developer  
12 that controls land north of State Road 70, if that  
13 develops, there would be a central office somewhere in  
14 this area, probably north of State Road 70, serving  
15 this whole development.

16 **COMMISSIONER JACOBS:** Okay. Let's follow  
17 that logic for a moment. In that event, what then  
18 happens if the property below Sarasota Polo Club is  
19 developed? Would you still maintain the  
20 Bradenton/Sarasota exchange lines or some dichotomy  
21 between Sarasota and Bradenton, or would there be  
22 something else develop there?

23 **WITNESS SCOBIE:** Again, I think one of  
24 the -- one of the policies from a regulatory input, we  
25 wouldn't want to move the boundary too far into



1 Sarasota County.

2 COMMISSIONER JACOBS: So you would keep the  
3 exchange boundaries.

4 WITNESS SCOBIE: Well, again, that would be  
5 one input to the decision process that we -- again,  
6 what -- the engineering planning people would look at  
7 what's the most cost-effective. I mean, maybe there's  
8 a -- maybe there will be an easier way then to serve  
9 it from Sarasota Northside if the development -- if  
10 there's development here, there may be a south, you  
11 know, ingress and egress back here that will get us  
12 back into Sarasota easier.

13 There is no such way to do that right now  
14 other than coming out University Parkway. I mean, off  
15 of Fruitville Road -- if the development is from  
16 Fruitville Road north, yeah, there may be cable  
17 facilities out of Sarasota that can serve that area  
18 out of Sarasota exchange and not change the boundary.

19 COMMISSIONER JACOBS: But that decision  
20 sounds like it would not be greatly impacted if in the  
21 event you build a CO up here, you wouldn't be running  
22 facilities down from there.

23 WITNESS SCOBIE: Possible -- yeah, it  
24 probably wouldn't, but I don't know. You know, it'd  
25 depend on -- again, it depends on the engineering loop

1 links, how long a loop, how far we're talking about;  
2 is it certainly closer to serve it from Sarasota  
3 Northside than wherever this exchange -- this central  
4 office is going to be up north of State Road 70. That  
5 would be an input.

6 DR. MCGINTY: My turn again?

7 Q (By Dr. McGinty) In your testimony I see  
8 you said GTEFL decided to serve a complete development  
9 out of one exchange to avoid a situation of close  
10 neighbors in the development of having different  
11 calling scopes and different local rates.

12 In this particular Lakewood Ranch area,  
13 you've driven out there and you can see the difference  
14 between -- it's not really one neighborhood. When you  
15 look at this out here, north of University Parkway is  
16 quarter-acre lots and houses. South of there is the  
17 polo grounds, which is nothing but barns, and this  
18 commercial -- the corporate park, I don't think can  
19 ever be really highly developed just because of the  
20 nature of the land, if you look to see how much  
21 wetlands is there.

22 So wouldn't you think that if -- since the  
23 dividing line is there already and that it's not going  
24 to be, you know, somebody in one house calling another  
25 house -- there's very little communication between

1 those two. So I guess what I'm saying is, can you see  
2 how it doesn't look exactly like one neighborhood out  
3 there?

4 A I would agree that it's not one -- I mean,  
5 they're defining it as different neighborhoods. The  
6 development is going to have different neighborhood  
7 names, I guess. But unfortunately now with the  
8 development that has occurred since June of last year  
9 in this area, you know, wherever you draw the line  
10 there's already going to be customers, residential  
11 customers, up here that theoretically, you know, would  
12 be in a different exchange from a guy a quarter acre  
13 away or a half acre away.

14 Q Could you explain again?

15 A Well, because -- there's already residential  
16 customers up here, right, that are served from the  
17 Sarasota exchange, okay. And if the ballot doesn't  
18 occur or if the ballot fails, we're going to have to  
19 draw a line up here, and customers north of that line  
20 who may be across the street or in the next  
21 neighborhood over would have different calling scopes.

22 Q You keep pointing to this area up here,  
23 okay. And were they balloted originally when I made  
24 my -- I said I didn't want to do it?

25 A Nobody has been balloted yet, sir.



1           Q     No, not balloted. But, I mean, how I got  
2 here was somebody sent me a letter asking if I  
3 would --

4           A     Yes, yes. They all received letters. They  
5 were all notified when the Commission Staff ordered us  
6 to do it when the original tariff was --

7           Q     Because the thing that was talking to me,  
8 the thing that I said talked about this area down here  
9 and had no mention of anything up here. So I thought  
10 all the balloting and everything was down -- everybody  
11 down here. I mean, specifically I think it says that  
12 area south of University Parkway.

13          A     Right, because that -- from a tarified or a  
14 regulatory perspective, the boundary today and the  
15 tariff runs along University Parkway, and that -- and  
16 the tariff is what has to be changed and what we filed  
17 to change. Because of this development that basically  
18 has gone on over here that we have served from this  
19 same area, we've got a cross-boundary service  
20 situation that we will have to correct one way or the  
21 other, either through ballot --

22               COMMISSIONER GARCIA: Let's not confuse the  
23 issue because I want to come back to something. And  
24 he's making a very good point is that you've proceeded  
25 as if -- with those customers since they have no

1 knowledge of what it used to be, you've proceeded with  
2 placing them all in the other LATA, or in the other  
3 service area? They're in the Bradenton exchange?

4           **WITNESS SCOBIE:** They're physically located  
5 from a tariff -- what it says in the tariff today,  
6 they are -- these people above -- north of university  
7 that are currently in place that are physically in the  
8 Bradenton exchange, they're being served from the --

9           **COMMISSIONER GARCIA:** From the Sarasota  
10 exchange.

11           **WITNESS SCOBIE:** -- from the Sarasota  
12 exchange.

13           **COMMISSIONER CLARK:** Where are they being  
14 rated?

15           **WITNESS SCOBIE:** Sarasota exchange.

16           **COMMISSIONER CLARK:** So the only people  
17 balloted for this proceeding are going to be south of  
18 University?

19           **WITNESS SCOBIE:** No, ma'am; it will be  
20 everyone who now has a Sarasota telephone number in  
21 this area who has rating and local service rates and  
22 calling scopes in Sarasota, in this geographic area.

23           **COMMISSIONER CLARK:** Dr. McGinty, is your  
24 concern that originally you had understood it to be  
25 only the people south of University would be balloted?

1           **DR. MCGINTY:** It says the proposed  
2 transferred generally described is approximately  
3 11 square miles east of Interstate 75 and south of  
4 University Parkway.

5           **COMMISSIONER CLARK:** Let me ask the question  
6 I think he may be getting at. Why are you serving  
7 currently the ones north of University Park and rating  
8 them out of Sarasota? Because they are part of the  
9 Bradenton exchange?

10           **WITNESS SCOBIE:** That's correct. And,  
11 again, because of the remoteness of the area and the  
12 way it was being served before, there was no way to  
13 serve them from Bradenton. There was no way to get to  
14 a Bradenton exchange.

15           **COMMISSIONER CLARK:** From an engineering  
16 standpoint you had to consolidate them, right?

17           **WITNESS SCOBIE:** That's -- yes. There was  
18 no way to get -- I mean, this road doesn't go through.  
19 Lakewood Ranch Boulevard doesn't go through yet.  
20 That's not a road. There's no way to come down from  
21 Bradenton to even get to these people at this point in  
22 time.

23           **COMMISSIONER CLARK:** And you would have  
24 only -- prior to having any development up there,  
25 there would be no need to ballot them because nobody



1 was there.

2 **WITNESS SCOBIE:** That's correct.

3 **COMMISSIONER CLARK:** And you would only have  
4 balloted down there. But now that you have people in  
5 there, you have to ballot them.

6 **WITNESS SCOBIE:** That's correct, because we  
7 have to move them into the Bradenton exchange with --  
8 I mean, they're already in the --

9 **COMMISSIONER GARCIA:** But why do we --

10 **WITNESS SCOBIE:** -- they're physically  
11 there --

12 **COMMISSIONER GARCIA:** But we're going to use  
13 if we -- if this ballot fails, then University will be  
14 the cut-off, correct?

15 **WITNESS SCOBIE:** No. What will happen if  
16 the ballot fails, we will come back with another  
17 tariff filing to move some area above University into  
18 the Sarasota exchange.

19 **COMMISSIONER GARCIA:** But we could in theory  
20 deny that and say, no, your boundary is going to be  
21 University Drive.

22 **WITNESS SCOBIE:** Well, then you will have  
23 Sarasota customers then north of University that need  
24 to be in the Sarasota exchange that --

25 **COMMISSIONER GARCIA:** Well, they're Sarasota

1 customers because you made them such, correct? Not  
2 because of politics or anything, it's GTE made them  
3 Sarasota customers, but --

4 WITNESS SCOBIE: Right. We've --

5 COMMISSIONER GARCIA: -- they are in  
6 Bradenton.

7 WITNESS SCOBIE: Yes, right. We are served  
8 them -- serving them this way, yes.

9 COMMISSIONER GARCIA: But we could, this  
10 Commission could say to you, no, I want you to serve  
11 them -- I mean, obviously you'd have to file with us  
12 or whatever -- but you have to serve those people from  
13 the Bradenton exchange somehow, and then everyone  
14 south of University will be served from the Sarasota  
15 exchange. We could do that.

16 WITNESS SCOBIE: I assume you could do that,  
17 yes, sir.

18 COMMISSIONER CLARK: Do you have an  
19 indication of the expense involved in that? What does  
20 that mean for --

21 WITNESS SCOBIE: You mean to serve those  
22 people -- these people from Bradenton exchange?  
23 (Indicating)

24 COMMISSIONER CLARK: Yes. What does it mean  
25 if we say you will maintain the exchange boundaries

1 where they are; regardless of how you're engineering  
2 them, that you will maintain those boundaries? And I  
3 would presume that means part of that remote switch  
4 that you have highlighted in orange there. Part of  
5 those numbers are going to go to Sarasota and part  
6 will go to Bradenton. Do you have an estimate of if  
7 you can do that and how much it costs?

8           **WITNESS SCOBIE:** Well, I don't have an  
9 estimate currently. Basically what you'd have is  
10 you'd have, you know, a lot of stranded capacity in  
11 this remote switching unit. You would have customers  
12 here -- customers somewhere you've got to change their  
13 number again, okay, because somebody will be Sarasota  
14 and somebody will be Bradenton, where today they're  
15 all Sarasota.

16           **COMMISSIONER CLARK:** All right.

17           **WITNESS SCOBIE:** But, no, I don't have a  
18 cost estimate yet of the existing --

19           **COMMISSIONER GARCIA:** Why would they have to  
20 change their number?

21           **WITNESS SCOBIE:** Because this number, this  
22 NXX --

23           **COMMISSIONER GARCIA:** Across the --

24           **WITNESS SCOBIE:** Well, it was designed to  
25 serve the whole exchange, and you have customers here



1 and here with that new NXX, and if you're going to say  
2 part of them will go back or be Bradenton, those  
3 people will have to take a number change, or if you're  
4 going to serve this area --

5 **COMMISSIONER GARCIA:** You just used the word  
6 "again". What do you mean by again? Has someone had  
7 to change their number?

8 **WITNESS SCOBIE:** Yes. These people changed  
9 their numbers within the last month, I guess at the  
10 1st of the month.

11 **COMMISSIONER GARCIA:** I remember vaguely,  
12 but why? Why is it that they changed their numbers?

13 **WITNESS SCOBIE:** Again, prior to the first  
14 of March, this area was served from Sarasota Northside  
15 out of a pair gain device, a subscriber line carrier  
16 unit.

17 When the decision was made to serve the  
18 whole development or to serve this development out of  
19 this remote switch out of a digital switch that  
20 provides enhanced services and -- secondly, we were  
21 out of capacity in the subscriber line carrier at the  
22 1st of the month. We'd say we will serve everybody  
23 out of this remote switch and that will cause them to  
24 take a number change to this new NXX that's going to  
25 serve the whole development.

1           **COMMISSIONER JACOBS:** At the time-- I don't  
2 know when it would have occurred, but it would appear  
3 to me that at some point in time you would have done  
4 an analysis to determine where the least cost was to  
5 serve this growth area, whether it was, indeed, from  
6 that remote or try to do something from Sarasota  
7 County. Do you know if anything like that was done?

8           **WITNESS SCOBIE:** I believe it was done. I  
9 have not seen the figures. I mean, that was the  
10 decision or how the -- I assume how the decision was  
11 made to place this remote switch there, yes. I mean,  
12 they looked at serving, you know, subscriber line  
13 carriers all over the place, subscriber line carrier  
14 units versus one remote switch, and there was -- I  
15 assume they looked at, you know, lower or the lowest  
16 or most efficient engineering cost involved.

17           **COMMISSIONER JACOBS:** I think it would be  
18 worthwhile to see that.

19           **COMMISSIONER CLARK:** Tell me what it is you  
20 want. The cost information on the --

21           **COMMISSIONER JACOBS:** I need the cost  
22 analysis that was done at the time they put in the  
23 remote as to whether it would have been better to  
24 locate it -- or serve it from Sarasota County or  
25 Bradenton exchange.

1           **COMMISSIONER CLARK:** Mr. Scobie, do you  
2 understand what we're looking for?

3           **WITNESS SCOBIE:** I believe so.

4           **COMMISSIONER CLARK:** That will be identified  
5 as Late-filed Exhibit 2, cost analysis for decision to  
6 put in remote and serve out of Sarasota.

7           (Late-Filed Exhibit 2 identified.)

8           **Q**        **(By Dr. McGinty)** What happened to the  
9 exchange I was, the 355 number? That came from north  
10 Sarasota, and --

11          **A**        Northside, yes, sir.

12          **Q**        And that's gone?

13          **A**        Well, right today, I mean, it's still on  
14 intercept, operator intercept, and it's intercepting  
15 and sending them to your new number.

16               **COMMISSIONER CLARK:** Let me ask it a  
17 different way. What are you going to do with those  
18 exchange numbers? You will leave them dormant for a  
19 while and --

20               **WITNESS SCOBIE:** Yeah, until the next  
21 directory, which I think is in October or September  
22 out there in Sarasota.

23               **COMMISSIONER CLARK:** At some point,  
24 though --

25               **WITNESS SCOBIE:** They will stay on directory



1 assistance until that time, and then they will go back  
2 to be reassigned, Sarasota Northside.

3 COMMISSIONER GARCIA: So there's no 355  
4 numbers.

5 WITNESS SCOBIE: There are specific 355  
6 numbers that were assigned to these people here.  
7 Those numbers are now --

8 DR. MCGINTY: 907.

9 WITNESS SCOBIE: -- going from operator  
10 intercept to 907. Those are basically tied up on  
11 intercept today, and it's not all the 35 -- there's  
12 still 355 numbers in Sarasota Northside that are in  
13 service. The whole--

14 COMMISSIONER GARCIA: So that --

15 WITNESS SCOBIE: -- 355 --

16 COMMISSIONER GARCIA: -- is going to go back  
17 to another central office.

18 WITNESS SCOBIE: The specific individual 355  
19 numbers that are -- that were assigned here, they will  
20 go back to be reassigned in the Sarasota Northside  
21 central office.

22 COMMISSIONER CLARK: Your question was  
23 whether that NXX --

24 WITNESS SCOBIE: It's not a --

25 COMMISSIONER CLARK: -- but not all --

1           **WITNESS SCOBIE:** Yeah, it wasn't a whole

2   **NXX.**

3           **COMMISSIONER CLARK:** It's those that were  
4   assigned --

5           **COMMISSIONER GARCIA:** Right, right. It was  
6   just the ones you took over from that -- from this new  
7   office.

8           **DR. MCGINTY:** I guess it's my question  
9   again, huh?

10          **COMMISSIONER CLARK:** Do you have any --

11          **DR. MCGINTY:** Only one other.

12          **Q**       **(By Dr. McGinty)** And I'm a little  
13   confused -- is we had -- I'll speak in terms I know.  
14   The 355 number, that disappeared because the lines  
15   disappeared?

16          **A**       No. The -- well, the number now is on  
17   operator intercept. If you were to call your 355  
18   number --

19          **Q**       Right, right.

20          **A**       You would be intercepted and say "The number  
21   is changed; it's 907 --

22          **Q**       Right. Right. In other words, the physical  
23   capability of bringing that 355 number into my office  
24   down there, what has happened to that?

25          **A**       That has gone away, because the physical

1 facilities that gets out to your office no longer goes  
2 back to Sarasota Northside, the physical cable pair.  
3 It now goes up to this remote switch that's serving  
4 this physical --

5           **COMMISSIONER GARCIA:** Let me try,  
6 Mr. Scobie, and you tell me if I'm -- so this is a  
7 question to you, and you tell me if I'm right or wrong  
8 so that I don't end up testifying. What happened is  
9 that your numbers were taken -- your numbers still --  
10 that 355 is a number that's still being used out of  
11 that -- out of another central office.

12           **DR. MCGINTY:** Right.

13           **COMMISSIONER GARCIA:** Your numbers are now  
14 placed on intercept, so when someone calls you they  
15 get the new information or your new number. Those  
16 numbers will eventually, when the new phone book comes  
17 out, will be given to customers out of that central  
18 office that they were coming from; and then the  
19 central office that you're working out of, or that  
20 remote station that you're working out of is assigning  
21 you a new NXX to deal with you from that office.

22           **DR. MCGINTY:** Okay.

23           **COMMISSIONER GARCIA:** So your number still  
24 exists for you, but eventually it will be reassigned  
25 from that central office.



1           **DR. MCGINTY:** Okay. My question was, I was  
2 being served out of Sarasota; why am I not being  
3 served out of Sarasota now?

4           **COMMISSIONER GARCIA:** Well--

5           **WITNESS SCOBIE:** Why --

6           **COMMISSIONER GARCIA:** -- you are being  
7 served out of Sarasota or are you not -- he is still  
8 being served out Sarasota, is he not?

9           **WITNESS SCOBIE:** Yes, just a different  
10 central office in Sarasota. And the reason why is  
11 today there are no facilities, there are no physical  
12 cable facilities to get back from Sarasota Equine back  
13 to Sarasota Northside where your number resides in the  
14 central office.

15           **Q**        **(By Dr. McGinty)** What happened to it?

16           **A**        Those physical facilities now go to this  
17 remote switching unit here serving the whole Lakewood  
18 Ranch development.

19           **Q**        So that the wires are not --

20           **COMMISSIONER GARCIA:** No, no; the wires are  
21 there. Here we go. Another question, Mr. Scobie.  
22 There were wires. There were limited wires coming  
23 from the central office where the 355 was being served  
24 out of, and it was -- you know, you went into that  
25 technical discussion about pairs and pairing and all

1 of that wonderful stuff. But that's how they got  
2 those numbers to you, because there weren't that many  
3 users, so it was economically affordable and  
4 technically feasible to take out lines to a small  
5 number of customers.

6           However, with this growth of customers, they  
7 require a larger office, which means that your -- the  
8 pair that went out to you no longer could serve you,  
9 so they -- yes or no will be the answer to the  
10 question.

11           WITNESS SCOBIE: I was going to say. I was  
12 trying to figure out where the question was coming --

13           COMMISSIONER GARCIA: And you put up a new  
14 central office, or a new remote office, which is now  
15 distributing new NXX numbers, or new -- the  
16 three-digit --

17           WITNESS SCOBIE: For the 907 NXX.

18           COMMISSIONER GARCIA: Correct? Am I  
19 correct?

20           WITNESS SCOBIE: That's correct.

21           DR. MCGINTY: Well, shouldn't that have been  
22 done after this?

23           WITNESS SCOBIE: No, because, again,  
24 everything is still in the Sarasota exchange. There  
25 was no change to your local calling rates --

1           **COMMISSIONER GARCIA:** But Mr. Scobie --

2           **WITNESS SCOBIE:** -- or to your local --

3           **COMMISSIONER GARCIA:** -- there is a point  
4 there. Here we have an obvious political boundary. I  
5 know that -- and we'll get into this when Mr. McGinty  
6 testifies. But we clearly have a boundary, a county  
7 boundary, which was being respected until this  
8 developer came to you. And I understand the company's  
9 willingness to work with the developer. It's a large  
10 development. There's going to be a lot of people, and  
11 you don't want people to have to call long distance to  
12 their job which is basically across a street.

13           But this is a common thing we have across  
14 the state. But nonetheless the question that  
15 Mr. McGinty poses is a very rational one, is that you  
16 did -- the reason that remote station is there is  
17 because you decided to put it there, and you decided  
18 to serve it out of that remote station in Bradenton  
19 that is sending back to Sarasota; but that was your  
20 decision.

21           **WITNESS SCOBIE:** That's correct, but, again,  
22 on the premise that the customers, affected customers,  
23 would have to be balloted. If the ballot fails, okay,  
24 that will still remain Sarasota, the 907 code. These  
25 customers will still be served from the Sarasota



1 exchange. There will be no impact to their local  
2 calling scope or to their monthly rates.

3 **COMMISSIONER GARCIA:** I want Mr. McGinty to  
4 understand something. So, again, yes or no at the end  
5 of this. Regardless of what we do with this boundary  
6 and how -- where -- how you decide to serve these  
7 customers, his 355 could not continue to serve his  
8 area.

9 **WITNESS SCOBIE:** That's correct.

10 **COMMISSIONER GARCIA:** And that's why you had  
11 to -- and I wanted to make sure we had that right,  
12 because someone who is sitting there -- and if I were  
13 Mr. McGinty, I would have thought, you know, what a  
14 fast one; they suddenly changed my number anyway, so  
15 my argument about changing stationary and everything  
16 is sort of false because they changed my number  
17 anyway. And the reason you changed it is it was  
18 technically impossible to serve out of that central  
19 office where the 355 was located out of these new --  
20 this new growth of customers.

21 **WITNESS SCOBIE:** That's correct.

22 **COMMISSIONER CLARK:** Mr. Scobie, can I ask  
23 you a different question. When you took out the  
24 subscriber line, you took out the subscriber line  
25 carrier; is that correct?

1           **WITNESS SCOBIE:** No, ma'am,

2           **COMMISSIONER CLARK:** All right. It's still  
3 there.

4           **WITNESS SCOBIE:** The subscriber line carrier  
5 is still there, but, again, the feed coming out of the  
6 subscriber line carrier, or the tether back to a  
7 central office, is tethered back to this remote switch  
8 now rather than tethered back to the Sarasota  
9 Northside. That came out -- the facility that goes  
10 back to Sarasota Northside is no longer there. It's  
11 now homed --

12           **COMMISSIONER CLARK:** You actually took it  
13 out.

14           **WITNESS SCOBIE:** I understand they did.

15           **COMMISSIONER CLARK:** And what is the tether  
16 between the remote office and Sarasota?

17           **WITNESS SCOBIE:** It's, I assume, a  
18 fiberoptic connection.

19           **COMMISSIONER CLARK:** And where does it go  
20 physically? Does it go back up to Bradenton?

21           **WITNESS SCOBIE:** I do not know. I believe  
22 it goes -- no, it doesn't go back up to Bradenton. It  
23 goes back to the Sarasota office, I think Sarasota  
24 Main is where it's homed.

25           **COMMISSIONER CLARK:** Okay.

1           **COMMISSIONER GARCIA:** Mr. Scobie, let's say  
2 that this Commission thinks -- first, let me ask you  
3 two things. First, let me ask you to file what is the  
4 least -- I want you to file something with us  
5 explaining what is the least cost alternative to serve  
6 the Sarasota Polo Club from the Sarasota -- keeping  
7 them in the Sarasota exchange.

8           Then I have another question. I'm going to  
9 walk over there so I can ask you the question so that  
10 we're not -- what if this Commission decides that the  
11 best way to keep -- because of future growth in all  
12 this area, we decide that the best division is the  
13 natural division -- well, the University Parkway  
14 division.

15           **COMMISSIONER CLARK:** It's the county  
16 division.

17           **COMMISSIONER GARCIA:** The county division,  
18 the political boundary that is understood by the  
19 residents of this area. What then would you do with  
20 this office that you have here? That's question one.  
21 And how would you serve the needs of this corporate  
22 park, which are clearly going to be complex, and it's  
23 a customer that you wish to serve?

24           **WITNESS SCOBIE:** Well, I don't know that I  
25 know the answer to that question. But one of the



1 things that was explained to me is that I assume we'd  
2 have to bring a new way of serving, a new -- you know,  
3 a new means to serve this area north of University  
4 Parkway. This remote switch that can serve 10,000  
5 lines would basically serve 100 lines in this area.  
6 This switch would serve this area, okay. (Indicating)

7 COMMISSIONER GARCIA: But isn't --

8 WITNESS SCOBIE: Because, again, because  
9 this switch is tethered back to Sarasota Main  
10 providing the enhanced features the developer  
11 requested, okay. Just because it's located here, you  
12 know, we can serve -- we'll serve Sarasota today. It  
13 will just serve a lot less -- it will be an  
14 underutilized switch, and we will have to bring in  
15 facilities somewhere from Bradenton some way to get to  
16 everything north of University Parkway. You'll  
17 basically serve --

18 COMMISSIONER GARCIA: How many people are  
19 going to live in that area -- you prepared that switch  
20 to serve how many people?

21 WITNESS SCOBIE: I believe the developer  
22 said --

23 COMMISSIONER GARCIA: It's in your  
24 testimony.

25 WITNESS SCOBIE: -- business -- I think it

1 was 8,400 lines.

2 COMMISSIONER GARCIA: 8,400 lines.

3 WITNESS SCOBIE: Yes. That's my  
4 understanding.

5 COMMISSIONER GARCIA: And what was the  
6 division there between residential and business? Do  
7 you remember?

8 WITNESS SCOBIE: No, sir. I don't know that  
9 I've seen that. I assume it would be a vast majority  
10 would be residence.

11 COMMISSIONER GARCIA: This corporate park  
12 area is going to be a large user of those lines,  
13 correct?

14 WITNESS SCOBIE: It would be --

15 COMMISSIONER GARCIA: And I'm sure you're  
16 running ISDN and other capacity out there because --  
17 probably more for the business community than actually  
18 the residential community.

19 COMMISSIONER CLARK: I think -- if I can  
20 interrupt you -- we need to be careful to not talk at  
21 the same time, so that we can --

22 COMMISSIONER GARCIA: I'm sorry. You're  
23 running ISDN or other more advanced -- not necessarily  
24 for those who will be living north of University  
25 Drive, but -- is it University Drive?

1           **WITNESS SCOBIE:** University Parkway.

2           **COMMISSIONER GARCIA:** Parkway. But mainly I  
3 would assume it's for the corporate park area.

4           **WITNESS SCOBIE:** Well, again, what was  
5 explained or provided to me to through our contact  
6 with the developer was that the people that were going  
7 to be living there, some of them would be working in  
8 the corporate park. Some of them would want  
9 single-line ISDN. They would have work at home type  
10 requirements and those type -- remote working type  
11 requirements.

12           **COMMISSIONER GARCIA:** I understand that, but  
13 what I'm saying to you is that the more advanced  
14 systems in your -- aren't designed necessarily for the  
15 home. I understand you may -- because this is a  
16 special community, but the corporate park would  
17 probably be a user of a large portion of those lines,  
18 correct?

19           **WITNESS SCOBIE:** As far as physical numbers,  
20 yeah, I would probably agree with that.

21           **COMMISSIONER CLARK:** Okay. Dr. McGinty, do  
22 you have any more?

23           **DR. MCGINTY:** One last thing.

24           **COMMISSIONER GARCIA:** Dr. McGinty, you can  
25 ask as many as you want. We're not going to hurry



1 you. I mean, we're in Sarasota because of you.

2 DR. MCGINTY: Yeah, I'm sorry.

3 COMMISSIONER GARCIA: No. no; that's fine.

4 That's fine. It's a beautiful day here.

5 Q (By Dr. McGinty) You did say earlier that  
6 this was not -- or I believe you asked (indicating) --  
7 whether it was a vacation type thing. What I said in  
8 my statements here, I said that there was a transient  
9 population, and -- well, I can't form the question. I  
10 guess it's testimony.

11 COMMISSIONER CLARK: Go ahead and testify,  
12 and --

13 DR. MCGINTY: All I wanted to say is that  
14 that area north of the University Parkway is true  
15 residential area. Sarasota Polo, the polo season  
16 lasts four, five months tops, and then it's like a  
17 desert out there.

18 COMMISSIONER CLARK: What are the months?

19 DR. MCGINTY: They start coming in late  
20 November to start getting the horses ready, just the  
21 grooms and stuff, and then they'll -- they stop  
22 playing right about now. They're already headed  
23 north. So that was my concern about a ballot.

24 COMMISSIONER CLARK: And your concern is  
25 that if you ballot at this time, that you will not, as

1 I understood your testimony, you will not get --  
2 people will probably not vote.

3 DR. McSINTY: Well, yeah, because they're  
4 all scattered.

5 COMMISSIONER CLARK: Let me ask you -- well,  
6 I'll leave it until you --

7 COMMISSIONER GARCIA: Why don't we let  
8 Ms. Caswell --

9 COMMISSIONER CLARK: You originally filed  
10 the tariff change in July, right?

11 WITNESS SCOBIE: I believe -- yes.

12 COMMISSIONER CLARK: What would happen if we  
13 chose to delay the balloting so that it was -- it  
14 could take into account having the people that would  
15 be interested in this back down from wherever they  
16 are?

17 WITNESS SCOBIE: I guess potentially the  
18 only thing -- we would be balloting more people as  
19 more development occurs whenever that ballot takes  
20 place.

21 COMMISSIONER CLARK: Okay.

22 WITNESS SCOBIE: That's the only --

23 COMMISSIONER GARCIA: Which would be  
24 affecting people because they came in with one concept  
25 and now they're going to another.

1           **WITNESS SCOBIE:** Well, now customers coming  
2 in there -- yeah. I'm not sure again what the  
3 builders or developers are telling them, but, I mean,  
4 they're getting a telephone number, a 907 telephone  
5 number, as if it were Sarasota exchange today.

6           **COMMISSIONER CLARK:** Are they being told  
7 that it may be changed to a Bradenton exchange at all?

8           **WITNESS SCOBIE:** I do not know the answer to  
9 that --

10          **COMMISSIONER GARCIA:** Have you given any  
11 more of that NXX number, that 907 exchange, or are you  
12 holding it for that area?

13          **WITNESS SCOBIE:** No. It will be held only  
14 for this area.

15          **COMMISSIONER GARCIA:** Well, so then we don't  
16 have to worry about changing their number if we decide  
17 to -- yeah, we do.

18          **WITNESS SCOBIE:** Unless you --

19          **COMMISSIONER GARCIA:** Yeah, we do.

20          **COMMISSIONER CLARK:** It will change their  
21 calling scope.

22          **COMMISSIONER GARCIA:** It'll change their  
23 calling scope, but it won't --

24          **WITNESS SCOBIE:** If you're determined to  
25 keep the boundary here, yes, these people -- somebody



1 will have to take a number change if we're not allowed  
2 to at least move these people into Sarasota exchange,  
3 given they're already in Sarasota exchange from a  
4 service and rating standpoint today.

5 COMMISSIONER CLARK: But when we are  
6 balloting them it won't carry with it the number  
7 change; it will carry with it the change of calling  
8 scope.

9 WITNESS SCOBIE: And monthly rate, yes,  
10 that's correct.

11 COMMISSIONER CLARK: All right.

12 Q (By Dr. McGinty) So if it is balloted,  
13 the people north of University Parkway are not going  
14 to have their number changed?

15 A No -- well, no, because they -- if there  
16 were any people, let's say, that moved in there  
17 between June of last year and March when the number  
18 change occurred, they've already had their number  
19 changed to 907 from 355 or 351, whatever it was.  
20 There won't be a -- as far as the result of the  
21 balloting occurring won't change their number again,  
22 okay.

23 DR. MCGINTY: I don't have any more  
24 questions.

25 COMMISSIONER CLARK: Commissioners, anything

1 else? Redirect?

2 MS. CASWELL: Yes. Thank you. I just have  
3 a few questions.

4 REDIRECT EXAMINATION

5 BY MS. CASWELL:

6 Q Mr. Scobie, what is the count today of  
7 customers in the proposed transfer area, the customers  
8 that would be balloted?

9 A Well, the latest count I had -- and it was  
10 earlier this year; I don't have a count today -- but  
11 the latest count we had, there were, I believe, 42  
12 business customers and 73 residential customers.

13 Q And can you make a split as to how many are  
14 north of the Parkway and how many are south of the  
15 Parkway?

16 A Yeah. North of the Parkway there are 35  
17 business customers and 51 residential customers.  
18 South of the Parkway there are 7 business customers  
19 and 22 residential customers.

20 COMMISSIONER GARCIA: The 22 would largely  
21 be located in the Sarasota Polo Club area?

22 WITNESS SCOBIE: I believe they're all in  
23 the Sarasota Polo Club, in the barns or wherever they  
24 have residential lines out there.

25 Q (By Ms. Caswell) Mr. Scobie, you talked a

1 little bit about Mr. McGinty's number change that's  
2 already occurred. I want to make sure I understand  
3 something with regard to remote call forwarding.

4 If he took the remote call forwarding  
5 service, could he still get to effectively keep that  
6 355 number through the RCF service?

7 A Yes. I believe -- given the timing of when  
8 the remote call forwarding was subscribed to -- I  
9 mean, once the new directory is converted, I think the  
10 number will go back in for assignment in Sarasota  
11 Northside. But yes, that number could be used for the  
12 remote call forwarding service.

13 Q Okay.

14 COMMISSIONER CLARK: While you're looking  
15 that over, Ms. Caswell, I forgot to ask something.  
16 Does GTE provide mobile service down here?

17 WITNESS SCOBIE: You mean like a cellular  
18 wireless service?

19 COMMISSIONER CLARK: Yes.

20 WITNESS SCOBIE: I believe GTE Wireless  
21 does, yes.

22 COMMISSIONER CLARK: Who else provides  
23 wireless service down here?

24 WITNESS SCOBIE: Well, I believe AT&T, AT&T  
25 Wireless, and I'm not sure how many PCS -- you know



1 PCS firms. There are probably a number of them  
2 licensed, and I don't know exactly. There may be two  
3 or three in the Sarasota area.

4 COMMISSIONER CLARK: Okay. Thanks.

5 MS. CASWELL: That's all I have. Thank you.

6 COMMISSIONER CLARK: All right.

7 Mr. McGinty, you are our next witness.

8 MS. KEATING: Was there a third late-filed  
9 exhibit?

10 COMMISSIONER CLARK: Yes. I'm sorry. Thank  
11 you. Commissioner Garcia asked for a late-filed  
12 exhibit, and I had understood him to ask for the least  
13 cost alternative to serve the Polo Club from the  
14 Sarasota exchange, and I took that to mean that that  
15 which was above University Parkway would continue to  
16 serve from Bradenton, be out of the Bradenton  
17 exchange?

18 COMMISSIONER GARCIA: No. I thought just  
19 the Sarasota Polo Club. If we were to keep that, what  
20 is the least cost alternative to just -- because I  
21 understand the developers need --

22 COMMISSIONER CLARK: Correct. So that would  
23 be --

24 WITNESS SCOBIE: That's the way I understand  
25 the request.

1           **COMMISSIONER CLARK:** So that would be what  
2 is north of University would be in the Bradenton  
3 exchange.

4           **WITNESS SCOBIE:** As well as this.  
5 (Indicating) The Polo --

6           **COMMISSIONER GARCIA:** Isolate -- keeping  
7 Mr. McGinty's area --

8           **WITNESS SCOBIE:** -- Club -- right; what it  
9 would cost to serve just this area out of Sarasota  
10 Northside.

11           **COMMISSIONER CLARK:** Okay. So you  
12 understand what is --

13           **WITNESS SCOBIE:** I think so.

14           **COMMISSIONER CLARK:** -- requested. And that  
15 will be Late-filed Exhibit 3 and, again, the title is  
16 "Least cost alternative to serve Polo Club from  
17 Sarasota exchange."

18           (Late-Filed Exhibit 3 identified.)

19           **COMMISSIONER CLARK:** All right. We'll take  
20 a break until noon.

21           (Brief recess.)

22                               - - - - -

23

24

25

1                               **DR. WILLIAM MCGINTY**  
2 was called as a witness on behalf of Sarasota Equine  
3 Association and, having been duly sworn, testified as  
4 follows:

5                               **DIRECT STATEMENT**

6                               **COMMISSIONER CLARK:** We're back on the  
7 record. And, Dr. McGinty, we have stipulated the  
8 testimony into the record as though read for both  
9 Mr. Scobie and Dr. McGinty's direct and rebuttal, and  
10 I'd like to ask you Dr. McGinty, if you'd like to give  
11 a summary of your testimony, and you should keep in  
12 mind that we have all read it.

13                              **DR. MCGINTY:** Yeah, I don't have my copy,  
14 though.

15                              **COMMISSIONER CLARK:** I can give you mine.

16                              **COMMISSIONER GARCIA:** Mr. McGinty, I think  
17 you'd best be served by responding to some of the  
18 issues perhaps that Mr. Scobie raised that you were  
19 able to question him on, and then maybe give us a  
20 statement of more or less what you had in your  
21 testimony, because as Commissioner Clark said, we've  
22 all read it.

23                              **DR. MCGINTY:** You've read it and know what's  
24 going on.

25                              **COMMISSIONER CLARK:** We know it by heart,



1 but why don't you sort of summarize for us the key  
2 points. You can stay there or you can go to the  
3 microphone. If you're more comfortable there, please  
4 go ahead and stay.

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SARASOTA EQUINE ASSOCIATES  
DIRECT TESTIMONY OF WILLIAM J. MCGINTY, DVM  
DOCKET NO. 970990-TL

1  
2  
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5  
6 Q. PLEASE STATE YOUR NAME AND ADDRESS

7 A. My name is William James Bryan McGinty. My business  
8 address is 8325 Whiskey Pond Lane, Sarasota, Florida.  
9

10 Q. BY WHOM ARE YOU EMPLOYED AND IN WHAT CAPACITY?

11 A. I am self-employed as a veterinarian, and a partner  
12 of Sarasota Equine Associates (SEA). This is a  
13 large animal veterinary practice, a majority of  
14 which is mobile. Most of our work is done on the  
15 farms and at stables.  
16

17 Q. WILL YOU BRIEFLY STATE YOUR EXPERIENCE WITH SEA?

18 A. I have been a partner since SEA was formed about  
19 twelve years ago. I treat and take care of most  
20 kinds of large animals, a majority of which are  
21 horses. I travel quite a bit as most of our clients  
22 can not bring the animals to us.

23 Q. WHAT IS THE PURPOSE OF YOUR TESTIMONY IN THIS DOCKET?

24 A. The purposes of my testimony is to present SEA's  
25 position on the issues in this docket. I will



1 explain SEA's reasons for not wanting the transfer  
2 this part of the Sarasota Exchange to the Bradenton  
3 Exchange.

4 This transfer will create unreasonable expense to  
5 SEA. In addition to the increased cost of telephone  
6 service to our already established clients in the  
7 Venice area, SEA will have a loss of revenue. Many calls  
8 we receive are from pay phones at stables or near  
9 pastures where horses are kept. These calls often  
10 are for emergency care of the animals. If this becomes  
11 a toll call, these people will call other veterinary  
12 practices thinking that because it is a long distance  
13 call, SEA must be further away, thus having a longer  
14 travel time. In actuality, we are no further away.  
15 SEA specifically remained in Sarasota county so that  
16 we could service both Bradenton and Venice areas.  
17 We need the emergency calls from the Venice area, and  
18 can ill afford to lose them simply from a misconception  
19 that we are too far away to be of help in an emergency  
20 situation. A large portion of our business is emergency  
21 in nature. Furthermore, these emergency calls then  
22 lead to future regular appointments, once we have  
23 shown that we can meet emergency needs.  
24 There are parts of our business that are seasonal. There  
25 is a major horse showground in Venice where people bring



1        their horses down to Florida to show them during the  
2        winter. We have been the normal veterinarians on call  
3        there for the past twelve years. This has occurred  
4        because of our accessibility. Every years there is  
5        a new group of owners who don't know the area  
6        and again, will assume the SEA is too far to be  
7        of service.

8        All suggestions GTEFL has offered will only add to  
9        the cost of telephone service to Venice or make it  
10       more difficult for people to reach SEA.

11       I realize that with the new boundaries that calls  
12       to the Palmetto area will not be a toll call, however  
13       this is like robbing Peter to pay Paul. We are not  
14       ~~we are not nearly as compromised by having Palmetto~~  
15       a toll call as we would be if this transfer is approved.  
16       I do not believe that we, as a small business should  
17       penalized for what future development may take place.  
18       We have been in this location for over four years and  
19       in moving here we felt that since we remained in  
20       Sarasota County, we would not change our ~~status~~  
21       a Sarasota telephone number. At the time we moved to  
22       this location we even tried to keep our old telephone  
23       number. Even this change led to confusion of our  
24       clients as seldom are there current telephone directories  
25       kept in stables. The telephone is a very integral

1 part of our business and can ill afford any changes  
2 that may make it more difficult for our clients  
3 to contact us. Any nominal decrease in monthly  
4 telephone rates will not make up for a reduced  
5 number of calls from the Venice area.  
6

7 Q. SHOULD AFFECTED CUSTOMERS BE BALLOTTED IN ORDER TO  
8 DETERMINE IF THEY ARE IN FAVOR OF THE BOUNDARY CHANGE?  
9

10 A. No. There is a large number of transient customers  
11 in the proposed area. All residents in the area  
12 are located in the Sarasota Polo Club. This Club is  
13 actively in operation only a few months of the year.  
14 These people are not local nor are they aware of any  
15 boundaries. They are not making calls to the  
16 Venice area for business purposes. Local boundaries  
17 have no affect on them. SEA is afraid that the other  
18 customers will agree to a change of boundaries  
19 simply because of indifference, not knowing that  
20 it will adversely affect those neighbors that do  
21 call the Venice area. As I have stated this is  
22 not a normal neighborhood, otherwise SEA would  
23 agree to a balloting. If the commission decides that  
24 a ballot is absolutely necessary, SEA needs to  
25 be able to contact all of the involved customers



1 to be able to explain our reasons for not wanting  
2 the transfer and how it may affect them in the future.

3 Q WHAT DO YOU FEEL IS THE BEST CASE ~~SCENARIO~~ SCENARIO?

4 A The boundary should remain where it is, along the  
5 county line. This is where it makes most sense.  
6 It will not lead to confusion in the future. Those who  
7 wish to have the amenities of Sarasota County will  
8 live in Sarasota County, thoses who like Manatee, will  
9 live in Manatee. It does not make sense, nor is it  
10 fair for a small business, already in location to  
11 have to change either for future growth nor because  
12 it may be more economically feasible for a large company  
13 to change the existing boundaries. Especially when  
14 there is no other choice but to use GTEFL

15

16 Q. DOES THIS END YOUR TESTIMONY?

17 A. Yes it does.



SARASOTA EQUINE ASSOCIATES  
REBUTTAL TESTIMONY OF WILLIAM MCGINTY  
DOCKET NO. 970990-TL

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Q. WHAT IS YOUR RESPONSE TO GTEFL'S REASON FOR THIS  
TRANSFER?

A. The only residential developement south of University  
Parkway is the Sarasota Polo Club. This is part of  
Lakewood Ranch in name only. It can not be considered  
part of the neighborhood, it consists of polo barns,  
and not houses on small plots of land. There is little  
communication between the polo grounds and Lakewood  
Ranch. If the area in Sarasota county remains a Sarasota  
exchange, it will not affect anyone living either  
north or south of University Parkway. It will be a local  
call for both. If GTEFL is worried about close  
neighbors having different calling scopes and  
different local rates, they will have the same  
problem with the area just south of theip propsed  
new line. This will be quite far into Sarasota county.  
The plans that I have seen for the area south of  
University Parkway, is for commercial use, again,  
this does not divide a residential neighborhood.  
University Parkway is a four lane road with a median.

1 It is also the boundary between Sarasota and Manatee  
2 counties. It also remains a good division for the  
3 telephone company. To me it makes good sense to keep  
4 that which is in Manatee in Manatee and that which  
5 is in Sarasota, in Sarasota. Again, for us, we are  
6 only concerned with our ability to make and receive  
7 local calls to the Venice area. Our business will  
8 be compromised if we are unable to continue this.

9  
10 Q. DO YOU KNOW HOW MANY CUSTOMERS WILL BE AFFECTED?

11

12 A. Including Horses? No I do not, but from driving around  
13 most of the area is not developed and on the plans  
14 that I have seen it will be commercial. The 73 residential  
15 customers have to be in the polo club.

16

17 Q. What is your response to GTEFL's options for your  
18 situation?

19 A. All options would have added cost to Sarasota Equine.

20 I am not as concerned about the added cost to make  
21 a call as I am about the possible loss of client  
22 calls to us because they may think we are too far away to be of  
23 service. Had Venice always been a toll call, I would  
24 not be as concerned.

25 Q. Does this end your rebuttal?

26 A. Yes Can you tell I typed this myself?



1           **COMMISSIONER CLARK:** I take it to be your  
2 concern that -- one of the things you're concerned  
3 about is that if you don't maintain a Sarasota  
4 presence, you begin to look like you're long distance  
5 to people.

6           **DR. MCGINTY:** Right.

7           **COMMISSIONER CLARK:** And I take it from your  
8 testimony you don't get the same people coming back  
9 every time --

10          **DR. MCGINTY:** Right.

11          **COMMISSIONER CLARK:** -- and it's important  
12 for your business for them to know that you are local.

13          **DR. MCGINTY:** My practice, it's a large  
14 animal practice. Its office is situated in Sarasota  
15 polo, but the majority of my work is out on the roads;  
16 and we go from Fort Myers almost to Tampa, but in  
17 general we stay in Sarasota and Manatee County.

18                 Approximately a third of it would be in the  
19 Venice area, a third of it in Sarasota, and a third of  
20 it in Manatee County. There's this change -- you  
21 know, the calls to Venice are going to change, to  
22 North Port are going to change and to Englewood are  
23 going to change, and that will affect me.

24          **COMMISSIONER CLARK:** And I take it that's  
25 your primary concern.



1 DR. MCGINTY: That's my whole concern, okay.

2 COMMISSIONER CLARK: Okay. And have you  
3 looked at if you would respond to the offer by GTE  
4 that they do that remote call forwarding and that in  
5 the future that you would use remote call forwarding  
6 to address your concern that people think you're long  
7 distance, or that you are not nearby?

8 DR. MCGINTY: That would address -- you  
9 asked me whether that would address the situation or  
10 not?

11 COMMISSIONER CLARK: Right.

12 DR. MCGINTY: What number do I get?

13 COMMISSIONER CLARK: Well, as I understand  
14 it, you could maintain the 3 --

15 DR. MCGINTY: 355 number.

16 COMMISSIONER CLARK: The 355 number.

17 DR. MCGINTY: Well, see, I don't need the  
18 355 number anymore, because now, because they've  
19 changed to the 907. Now it's all -- everything is  
20 907, and it is in the Sarasota area.

21 COMMISSIONER GARCIA: Right, but you could  
22 in theory, so that people wouldn't have to make that  
23 long distance call, they've -- I think Mr. Scobie  
24 stated, maybe not directly, but -- or maybe he did --  
25 that you could keep the 355 so that your customers in

1 the Sarasota area would be able to call you at that  
2 number and it would be a local call for them. There  
3 would be a cost for you, if I'm not mistaken.

4 DR. McGINTY: Then I'd have two numbers for  
5 one business, okay. And horse show -- people that  
6 show these horses, they move things around all the  
7 time. I mean, you know, and that would be a problem  
8 with that. I certainly don't want to have one  
9 telephone number for the people down south and another  
10 telephone number for the people up north.

11 COMMISSIONER GARCIA: It would probably be a  
12 very similar number, because they could probably give  
13 you the same final four digits, so it would probably  
14 be a number --

15 DR. McGINTY: That would be even more  
16 confusing, I would think. I mean, I would. I mean,  
17 you know, I brought in papers here -- I don't know  
18 whether I need them or not; I mean, for example, a  
19 list of clients in the Venice area to show you that  
20 there's not a few of them; there's over 300.

21 COMMISSIONER JACOBS: That was going to be a  
22 question I had.

23 COMMISSIONER CLARK: Did you bring more than  
24 one copy of it?

25 DR. McGINTY: (Shaking head.)

1           **COMMISSIONER CLARK:** No. All right. Let's,  
2 nonetheless, mark it as an exhibit, and we'll take  
3 care of getting copies of it. We'll mark it as  
4 Exhibit No. 4, and --

5           **COMMISSIONER GARCIA:** I don't think he wants  
6 to let go of his client list anyway.

7           **COMMISSIONER CLARK:** Okay.

8           **COMMISSIONER GARCIA:** I certainly wouldn't.

9           **COMMISSIONER CLARK:** All right. Let's not  
10 mark it as an exhibit then. We'll take a look at it.

11           **DR. MCGINTY:** Oh, sure.

12           **COMMISSIONER CLARK:** Can you give us an  
13 estimate about how many clients you do have that this  
14 kind of change would affect?

15           **DR. MCGINTY:** Those are the -- those; those  
16 in Venice, North Port, Englewood.

17           And my question about the going forward to  
18 the call forwarding or whatever it is, how is that  
19 going to affect the -- for example, I'm not -- and I  
20 don't know. Maybe you could answer me better. You  
21 could answer it -- is right now Venice doesn't cost  
22 anything, okay. Englewood, does that not cost me  
23 anything?

24           **COMMISSIONER CLARK:** Englewood is ECS, I  
25 think, isn't it? So it does cost something.



1           **COMMISSIONER GARCIA:** Presently it's  
2 costing.

3           **DR. MCGINTY:** Okay. What happens if this  
4 change goes in, then it's going to -- then even if I  
5 have a call forwarding thing, what is that going to  
6 do? I think, I think basically if this thing goes  
7 through it's going to end up costing my practice -- it  
8 is.

9           **COMMISSIONER CLARK:** I think the real  
10 problem will be that Venice will no longer be flat  
11 rated and if they're with respect to Englewood and  
12 North Port, they are now ECS, so they do cost, but  
13 they would be toll charges now. They would be like  
14 regular long distance calls.

15           **WITNESS SCOBIE:** If they do not utilize the  
16 remote call forwarding.

17           **COMMISSIONER CLARK:** It may be a good idea  
18 if, Mr. Scobie, you would come up to the microphone  
19 and answer the question that Dr. McGinty asked.

20           **DR. MCGINTY:** Go ahead.

21           **WITNESS SCOBIE:** Could you restate your  
22 question?

23           **COMMISSIONER CLARK:** Your concern,  
24 Dr. McGinty, about your customers in Venice,  
25 Englewood, and North Port, and with respect to the

1 Venice exchange, it is now what we call EAS, so  
2 there's no charge for that. When they call you at  
3 your present number, there's no charge.

4 Now, when customers in Englewood or North  
5 Port call Dr. McGinty today, what is the charge?

6 **WITNESS SCOBIE:** It is an ECS charge. If it  
7 comes from a residential customer, it would be  
8 25 cents today to the person originating that call  
9 from Englewood or North Port.

10 **COMMISSIONER CLARK:** And if it changes, it  
11 will be a toll call. It isn't the 25 --

12 **WITNESS SCOBIE:** If it changes and he just  
13 keeps his 907 number as a Bradenton number, yes, it  
14 would be a toll call.

15 **DR. MCGINTY:** But then at the end -- so what  
16 you're telling me is that in order for me to keep what  
17 I have now, I have to pay \$16 a month plus be charged  
18 what is -- what is the cost when people call me from  
19 there. Because what's happening then if you do that,  
20 you're taking --

21 **COMMISSIONER CLARK:** I think the answer to  
22 that is yes.

23 **WITNESS SCOBIE:** I'm not sure what the  
24 question was. I'm sorry.

25 **COMMISSIONER CLARK:** Ask it again and pause

1 so he can confirm that, and then you can indicate how  
2 that impacts you.

3 I think what he's saying is if he gets  
4 changed to the Bradenton exchange but he uses the  
5 remote call forwarding, when anyone in the Sarasota  
6 exchange -- I'm sorry, not the Sarasota -- yes, it  
7 would be -- the Sarasota exchange, Englewood, North  
8 Port or Venice call him, he will be charged a usage  
9 charge under the remote call forwarding.

10 WITNESS SCOBIE: That is correct. He would  
11 be charged a usage charge. The customers would not  
12 pay anything different than what they're paying today,  
13 his clients.

14 COMMISSIONER CLARK: So you would pay the  
15 \$16 a month, and then when you got calls from Venice  
16 Sarasota, Englewood and North Port --

17 WITNESS SCOBIE: That's correct.

18 DR. MCGINTY: I'm in Sarasota.

19 COMMISSIONER CLARK: You would get --

20 DR. MCGINTY: I'd get charged for it.

21 COMMISSIONER CLARK: Correct.

22 WITNESS SCOBIE: And the basis for that  
23 charge is your -- the network is reoriginating a  
24 second call. The first call is being made, let's say,  
25 from Sarasota -- or from Venice to the remote call



1 forwarding number, the 355 number, let's say, for  
2 example.

3 Well, then the switch then reoriginates a  
4 second call from that number to your physical location  
5 there at Sarasota Equine to your 907 number.

6 DR. MCGINTY: So you can understand why I  
7 wouldn't want something like that.

8 WITNESS SCOBIE: I can understand that there  
9 is an -- there would be an impact to you, yes, sir.  
10 The magnitude of the impact is what we don't know, I  
11 guess.

12 COMMISSIONER CLARK: But he has -- I don't  
13 know who has the list of numbers. Is that a monthly  
14 list?

15 DR. MCGINTY: This -- I asked the lady that  
16 runs my office to print out a listing of our clients  
17 from Venice, North Port, any area south that would be  
18 affected.

19 COMMISSIONER CLARK: Let me ask you a  
20 question, Dr. McGinty. You obviously have a pager and  
21 a mobile phone, too.

22 DR. MCGINTY: Oh, yes.

23 COMMISSIONER CLARK: Can you tell me if you  
24 have explored using that for people to call you?

25 DR. MCGINTY: Yes, I have. Without anybody

1 calling me my mobile phone was about \$600 a month, and  
2 that's because it's -- because it's -- if I gave that,  
3 my mobile phone number, out to the public, I would  
4 never be off of it, because people would have little  
5 questions to ask of me all the time. That mobile  
6 phone that I use is for me to the office and me to my  
7 partner only.

8 COMMISSIONER CLARK: Let me ask it a  
9 different way. Have you considered using a cellular  
10 phone as your -- people to call you in? Have you  
11 explored that at all with a mobile phone carrier?

12 DR. MCGINTY: You mean have I thought about  
13 having people call a mobile phone to me to set up  
14 appointments and stuff?

15 COMMISSIONER CLARK: Right.

16 DR. MCGINTY: See, I don't set up  
17 appointments. That goes back to the office.

18 COMMISSIONER CLARK: What I'm suggesting is,  
19 do you currently have people call you that it is long  
20 distance? You say your practice goes from Tampa --

21 DR. MCGINTY: Oh, yes, I have people who  
22 call me long distance.

23 COMMISSIONER CLARK: And they use the  
24 Sarasota number to call you, right?

25 DR. MCGINTY: Right.

1           **COMMISSIONER CLARK:** Have you explored at  
2 all the notion of having your business number be a  
3 mobile cell number?

4           **DR. MCGINTY:** I have not explored it, no,  
5 because I thought it would be cost prohibitive.

6           **COMMISSIONER CLARK:** Well, I agree that it  
7 could be, but I also know that, for instance, where I  
8 live, in Tallahassee, they offer plans where you get  
9 weekends free that happen to be very good if you have  
10 teenage children. But I've also noticed that they  
11 have -- you can make a local call from Panama City,  
12 that if you choose that kind of area, it can be a  
13 local call. And I guess understanding the mobile  
14 nature of your business and the fact that it is a wide  
15 area, I was wondering if that is -- had you explored  
16 that.

17           **DR. MCGINTY:** I have not deeply explored it,  
18 no. I mean, the cost was one concern. The other  
19 concern was, "Hello, this is Bill McGinty --  
20 ch-ch-ch-ch-ch."

21           **COMMISSIONER CLARK:** That's a good point.

22           **DR. MCGINTY:** You know, and it doesn't --  
23 nothing against GTE Mobile Net, but it, you know,  
24 doesn't work all the time. But, no, I mean, I have  
25 not explored it in any depth because I thought it



1 would be cost prohibitive.

2 COMMISSIONER CLARK: Okay. I guess my  
3 initial reaction would be that it would be cost  
4 prohibitive, but I keep hearing these things that  
5 indicate that if that you kind of have a -- if you can  
6 identify where your calls are coming from and that  
7 sort of thing --

8 DR. MCGINTY: Uh-huh.

9 COMMISSIONER CLARK: -- sometimes --

10 DR. MCGINTY: Oh, I have that, but I just  
11 don't put it out to the practice.

12 COMMISSIONER CLARK: But I mean that there  
13 are situations, I think, where that kind of solution  
14 may be cost-effective.

15 Mr. Scobie, GTE Mobile Net, that's separate  
16 from you all, isn't it?

17 WITNESS SCOBIE: Yes, it is.

18 COMMISSIONER CLARK: Okay. I'm just  
19 wondering if anyone -- if you have explored that at  
20 all as a way of addressing this issue for Dr. McGinty.

21 WITNESS SCOBIE: No, we did not. Again, we  
22 believe that the local remote call forwarding was  
23 certainly the most cost-effective, you know, method.

24 COMMISSIONER CLARK: Okay.

25 COMMISSIONER JACOBS: One question. I

1 keep -- and really it's a matter of clarification.  
2 Dr. McGinty's present 355 number is on an intercept;  
3 is that correct?

4 **WITNESS SCOBIE:** That's correct.

5 **COMMISSIONER JACOBS:** And if he were to  
6 enlist the remote call forwarding service, that same  
7 NXX number he would keep and it would now go through  
8 the remote call forwarding service; is that correct?

9 **WITNESS SCOBIE:** Yes, he could do that, and  
10 the cost of the 355 number would be forwarded to the  
11 destination he selected. It would be the 907-1147 --  
12 whatever.

13 **COMMISSIONER JACOBS:** Even though he  
14 presently has a 907 NXX number.

15 **WITNESS SCOBIE:** That's correct. I mean,  
16 Any call forwarding or remote call forwarding service  
17 has to be forwarded to another physical location and  
18 number.

19 **COMMISSIONER CLARK:** Dr. McGinty, we're  
20 technically on you testifying here, and I would like  
21 to ask another question. Mr. Scobie indicated where  
22 your practice is located. Did you agree basically?

23 **DR. MCGINTY:** Yes. Yes, I'm down in that  
24 far, far right-hand corner.

25 **COMMISSIONER CLARK:** And that area currently

1 described as Sarasota Polo Club, is that roughly the  
2 area the Polo Club occupies?

3 DR. McGINTY: Yes, it's about approximately  
4 600 acres.

5 COMMISSIONER CLARK: 600 acres. And tell me  
6 what is on it in the way of structures and -- I guess,  
7 polo fields. What is there?

8 DR. McGINTY: There is -- which I would  
9 assume is one of the businesses is -- here is a --  
10 there's a -- that's a clubhouse that's there. That  
11 area right there is the main field, polo field's  
12 10 acres. (Indicating)

13 COMMISSIONER CLARK: Okay. One field is  
14 10 acres?

15 DR. McGINTY: Yes.

16 COMMISSIONER CLARK: I'm not very conversant  
17 in this sport.

18 DR. McGINTY: And all throughout here I  
19 believe there are 48 lots ranging from 5 to 12 acres,  
20 and there are -- I have it written down somewhere here  
21 the number of barns that are on there. They are all  
22 barns.

23 COMMISSIONER CLARK: They will always be  
24 barns and never residences?

25 DR. McGINTY: No. What they do is they



1 build a -- it takes a bunch -- it takes about 12  
2 horses to play polo. So they're big barns, and then  
3 they have to have a groom or somebody to take care of  
4 the horses. So they build a little apartment in  
5 there, but they don't put a stove in because then it  
6 would make it a residential thing.

7 **COMMISSIONER CLARK:** It's not intended that  
8 that develop as a residential community.

9 **DR. MCGINTY:** There are houses in there.  
10 There's two houses in there.

11 **COMMISSIONER CLARK:** Let me ask it a  
12 different way. Who controls the area called Sarasota  
13 Polo Club?

14 **DR. MCGINTY:** The Sarasota Polo Club.

15 **COMMISSIONER CLARK:** And they, I take it,  
16 sell parcels.

17 **DR. MCGINTY:** Right.

18 **COMMISSIONER CLARK:** To people who are  
19 interested in building barns and having -- being able  
20 to play polo there.

21 **DR. MCGINTY:** Right.

22 **COMMISSIONER CLARK:** Would the Sarasota Polo  
23 Club allow people to build single-family homes on  
24 those parcels.

25 **DR. MCGINTY:** Okay. Yes. Okay. Those are

1 zoned five -- minimum five acres as opposed to what's  
2 on the north side, because it's Sarasota County, and  
3 Sarasota County does not allow that small an area to  
4 be developed.

5 COMMISSIONER GARCIA: Tell me what's south  
6 of you --

7 DR. MCGINTY: Okay.

8 COMMISSIONER GARCIA: -- Sarasota Polo Club.

9 DR. MCGINTY: No, no, no. University  
10 Parkway. The area in contention -- this area right  
11 here is in Sarasota County. (Indicating)

12 COMMISSIONER GARCIA: I understand, but tell  
13 me what's south of you.

14 DR. MCGINTY: What's south of this area?  
15 Undeveloped land for approximately another mile, then  
16 Fruitville Road.

17 COMMISSIONER GARCIA: Then what's on  
18 Fruitville Road?

19 DR. MCGINTY: What's on Fruitville Road?  
20 There's little developments going on. There's some  
21 ranches in there, small ranches, and not a planned  
22 community, but houses.

23 COMMISSIONER GARCIA: Lot of houses, or --

24 DR. MCGINTY: Yeah. I mean, if you drive  
25 out Fruitville Road around 5:00, it's real busy. I

1 mean, there's a lot of things that are going on.

2 But in here, to own a piece of property in  
3 Sarasota Polo Club, unless you're a veterinarian,  
4 you've got to play polo.

5 COMMISSIONER CLARK: That's a requirement?

6 DR. MCGINTY: Yeah.

7 COMMISSIONER CLARK: Okay. How do you  
8 fulfill that requirement?

9 COMMISSIONER GARCIA: You've got to have 12  
10 horses. (Laughter)

11 DR. MCGINTY: You've got to have 12 horses.  
12 I didn't say you had to be a good polo player.

13 COMMISSIONER CLARK: What do you do if they  
14 quit playing? Kick them out?

15 DR. MCGINTY: I don't know. Actually we had  
16 a guy that he was injured playing polo and he can't  
17 play anymore; and he had built a beautiful barn. But  
18 he still has his horses and he's -- you know, it's  
19 likes a resort area for some -- I mean, you know,  
20 they're coming down.

21 I mean, the owners of these pieces of  
22 property are here maybe three or four months out of  
23 the year, and they don't even -- right now most of  
24 them don't stay there. Those that are truly into  
25 playing polo will never build a house. You know,



1 they'll just come and go.

2 COMMISSIONER CLARK: When they do come down  
3 here, where do they stay?

4 DR. MCGINTY: Various places. The groom --  
5 as I say each place has an apartment or something, you  
6 know, and a groom will stay there or the help will  
7 stay there and the -- but the owners usually don't.  
8 So that's what I was talking about, it being kind of a  
9 transient -- I mean, I know the --

10 COMMISSIONER GARCIA: But before you move  
11 on, I'm going to ask GTE to also give me a late-filed  
12 exhibit on how it intends to serve -- or how it is  
13 serving the people on Fruit --

14 DR. MCGINTY: Fruitville.

15 COMMISSIONER GARCIA: -- Fruitville Road and  
16 the developments out to the south of the Polo Club and  
17 also to the southeast of the Polo Club, because I  
18 assume that, like I stated in my question, there's  
19 going to be a growth in that area.

20 And, again, I ask this to Staff, because I  
21 guess Staff will be the one analyzing this. We really  
22 do have to try to think four or five years in the  
23 future. I think we've had that clarity of thought  
24 when we've been changing area codes. We've tried to  
25 think what is the thing that will least bother people.

1 And if there was ever a time we needed to, it's right  
2 about now, because there is going to be growth out  
3 there.

4 And we might want to even contact, have  
5 Staff to contact the local government here and ask  
6 them what their plans are in that area to see what the  
7 growth pattern is, because usually in their  
8 comprehensive plans they tell you where they expect  
9 the growth, and just so we have an idea of what  
10 concurrency limits are in that area so that we can  
11 have an idea, because it may be -- and obviously I  
12 ask -- GTE must have done this, I hope, so maybe they  
13 can give you the information.

14 COMMISSIONER CLARK: Let me give that --

15 COMMISSIONER GARCIA: They're probably  
16 planning down that way.

17 COMMISSIONER CLARK: Let me give that a  
18 number and a title. That's Late-filed Exhibit No.4,  
19 and it will be entitled "How customers are served on  
20 Fruitville Road and south and southeast of the Polo  
21 Club."

22 (Late-Filed Exhibit 4 identified.)

23 COMMISSIONER CLARK: Dr. McGinty, let me ask  
24 you something else. You've indicated they are a  
25 transient population and it's not the same individuals

1 that come down every year.

2 DR. MCGINTY: No. We're confusing two  
3 things. No -- oh, yes. In Sarasota Polo?

4 COMMISSIONER CLARK: Right.

5 DR. MCGINTY: Yeah, they're people that will  
6 lease out barns, and they will change.

7 COMMISSIONER CLARK: They'll lease out --

8 DR. MCGINTY: Yeah. They'll change, and  
9 there'll be people that come in that -- there's the  
10 people that own the property, and then there are  
11 people that come down just to play. Sometimes people  
12 that come down just to play will lease somebody's  
13 barn, and so that changes. The other transient  
14 population of horses I was talking about was for the  
15 showgrounds in Venice, which we haven't talked about  
16 yet.

17 COMMISSIONER CLARK: But not only are the  
18 horses transient, the people are, too, right?

19 DR. MCGINTY: Oh, yeah.

20 COMMISSIONER CLARK: Okay.

21 COMMISSIONER GARCIA: Tell us about the --  
22 before we move off that, tell us about the --

23 COMMISSIONER CLARK: I'm not moving off that  
24 yet. I'm --

25 COMMISSIONER GARCIA: Oh, I'm sorry.



1           **COMMISSIONER CLARK:** How long has the Polo  
2 Club been operating?

3           **DR. MCGINTY:** 1993, '94.

4           **COMMISSIONER CLARK:** 1993. And you've  
5 indicated where you're located.

6           **DR. MCGINTY:** Uh-huh.

7           **COMMISSIONER CLARK:** Is there another large  
8 animal veterinarian around?

9           **DR. MCGINTY:** In Sarasota Polo Grounds?

10          **COMMISSIONER CLARK:** Right.

11          **DR. MCGINTY:** No.

12          **COMMISSIONER CLARK:** Well, you've indicated  
13 your concern that people will think it is long  
14 distance to call you.

15          **DR. MCGINTY:** Uh-huh.

16          **COMMISSIONER CLARK:** Let me ask it a  
17 different way: Who, besides the people in the Polo  
18 Club, where generally are those people located?

19          **DR. MCGINTY:** With the horses that I work  
20 on?

21          **COMMISSIONER CLARK:** Yes.

22          **DR. MCGINTY:** Venice, North Port, Englewood,  
23 Sarasota, Bradenton, Palmetto, Myakka City.

24          **COMMISSIONER CLARK:** Myakka City, is that a  
25 long distance call for you?

1 DR. MCGINTY: No.

2 COMMISSIONER CLARK: All right.

3 DR. MCGINTY: The part of my practice is --  
4 that Polo Club probably represents about 15% of my  
5 practice.

6 COMMISSIONER CLARK: Okay. Good. Give me a  
7 sort of estimate of where the other percentages come  
8 from.

9 DR. MCGINTY: I would say -- I would have to  
10 guess -- there's a group in Palmetto -- I would have  
11 to divide it up approximately a third by the towns; a  
12 third in Venice, a third in Sarasota, a third in  
13 Bradenton, and then what's left over is North Port and  
14 that area.

15 COMMISSIONER CLARK: Are the customers you  
16 serve in those areas you've just described transient  
17 in nature?

18 DR. MCGINTY: Some of them.

19 COMMISSIONER CLARK: Some of them.

20 DR. MCGINTY: Yes. There is a showgrounds  
21 in Venice that puts on what are called A rated shows  
22 where they'll have 200 horses in for a weekend, okay.  
23 And they call -- now, a lot of them use a mobile  
24 phone; They have a mobile phone. They get our number  
25 from some -- which is written down there, and call on

1 the mobile phone or they'll call from the payphone  
2 that's there; and that's where a lot of our emergency  
3 work comes from.

4           **COMMISSIONER CLARK:** One of the things  
5 you've indicated is your concern that people coming  
6 down will think it's long distance and not give you a  
7 call. How do you normally get business? Is it word  
8 of mouth?

9           **DR. MCGINTY:** A lot of it.

10           **COMMISSIONER CLARK:** So won't they say --  
11 won't they still be saying you're the person to call  
12 and you're located right down there?

13           **DR. MCGINTY:** Most of them don't know where  
14 we are, I mean, because most of my work is on the  
15 farms, okay. But, again, every year, for example -- I  
16 keep coming back to this Fox Lea Showgrounds, which is  
17 in Venice.

18           Every winter there's a whole entourage of  
19 dressage horses that come down, okay, and some of them  
20 come down every year, but a majority of them are  
21 transient. I mean, they come down to show not only in  
22 this area, but West Palm, and there's a whole Florida  
23 show circuit that they come down on. And they come  
24 down and they really don't know anybody yet. I mean,  
25 we -- I've been doing that work for 12 years, so I



1 make it a point to be down there.

2 COMMISSIONER CLARK: Right. Let me ask you  
3 the question differently. If I'm looking for a doctor  
4 for myself or even a vet for my animal, I am less  
5 likely to use the yellow pages than to ask somebody I  
6 know.

7 DR. MCGINTY: Most -- in my practice it's  
8 mostly word of mouth, without a doubt.

9 COMMISSIONER CLARK: I would imagine not  
10 only do they want to know you're a vet, they want to  
11 know --

12 DR. MCGINTY: Whether you're good or not.

13 COMMISSIONER CLARK: What your reputation  
14 is.

15 DR. MCGINTY: Right.

16 COMMISSIONER CLARK: So I guess even though  
17 you've identified your concern that they'll think it's  
18 long distance, that the people who are referring you  
19 will, in fact, have that information that you're here,  
20 you're nearby and so --

21 DR. MCGINTY: Not all of them.

22 COMMISSIONER CLARK: I agree not all of  
23 them. But you've been concerned of the impact on your  
24 practice.

25 DR. MCGINTY: Yes.

1           **COMMISSIONER CLARK:** And if your practice is  
2 word of mouth, do you still have that concern?

3           **DR. MCGINTY:** If my practice what?

4           **COMMISSIONER CLARK:** If your practice, a  
5 good deal of it, is word of mouth. I think you have  
6 identified the concern about loss of revenue to you.  
7 Can you sort of estimate what that would be, given the  
8 fact that --

9           **DR. MCGINTY:** Loss of revenue?

10          **COMMISSIONER CLARK:** Yes.

11          **DR. MCGINTY:** I don't know.

12          **COMMISSIONER CLARK:** Percentage-wise.

13          **DR. MCGINTY:** I don't know. I wish I could.

14 Let me say this: I'm very concerned about it, and the  
15 reason is I'm not talking about people that come down  
16 here and their horse becomes lame, okay, it's limping  
17 for some reason and they need to find somebody. I'm  
18 going to get that, a majority of that work, by word of  
19 mouth. But it's the calls at 10:00, 11:00 at night  
20 where a horse is colicky, okay, which is where you've  
21 got an emergency type situation. Then if somebody  
22 thinks that that's a long -- I wouldn't call somebody  
23 long distance.

24          **COMMISSIONER CLARK:** I see. It is the  
25 emergency type call where they would be evaluating how

1 quick you could get there.

2 DR. MCGINTY: Right.

3 COMMISSIONER CLARK: Okay.

4 DR. MCGINTY: And that leads on to, "Well,  
5 geez, he's really sick now, but yesterday he was  
6 limping, can you come back tomorrow and see why he's  
7 limping?"

8 COMMISSIONER GARCIA: Isn't there some way,  
9 Mr. Scobie, to have his phone accept those long  
10 distance charges from anyone that would call? Do you  
11 have something in place like that?

12 WITNESS SCOBIE: Accept long distance calls?

13 COMMISSIONER GARCIA: Yeah, so the caller  
14 would not identify it as a long distance call, and  
15 you're going to get the bill --

16 DR. MCGINTY: Oh, I get the bill.

17 COMMISSIONER GARCIA: -- but the caller  
18 doesn't recognize it's long distance. Because I  
19 think -- I may be mistaken, but I do believe that I've  
20 used phones like that where I'm calling somewhere and  
21 the receiver is -- it's almost like a 1-800 number,  
22 but it's a more limited scope because it has a  
23 local -- you know, it's only for a local long  
24 distance.

25 WITNESS SCOBIE: Well, there's foreign



1 exchange service that's an offering like that, which  
2 would basically be a physical Sarasota number run  
3 physically back, or could be a Venice number  
4 physically run back over a cable pair, over a pair of  
5 wires back to his premise, okay.

6 To differentiate from remote call  
7 forwarding, remote call forwarding is basically a  
8 number in a central office that just reoriginates  
9 calls. A foreign exchange service is actually a  
10 physical two-way line working in a foreign exchange, a  
11 different exchange than the one you're physically  
12 located in.

13 Customers calling would -- the call would go  
14 through and be answered at his physical location. He  
15 would pay the foreign exchange service charges plus  
16 foreign exchange usage charges. That's substantially  
17 more expensive, though, than --

18 COMMISSIONER GARCIA: Than the call  
19 forwarding.

20 WITNESS SCOBIE: -- than the remote call  
21 forwarding.

22 COMMISSIONER CLARK: And I think Dr. McGinty  
23 is -- one of his concerns is he not have more than one  
24 number.

25 DR. MCGINTY: Right. Right. Well, and the

1 other thing is also -- I guess I can mention it -- is  
2 at nighttime I have an answering service, okay, so I  
3 have to have call forwarding on my -- from my phone to  
4 the answering service. Then all of a sudden we get  
5 all these multiple call forwarding things --

6 COMMISSIONER CLARK: You have a concern it  
7 won't come through --

8 DR. MCGINTY: Yeah. I like -- keep it  
9 simple.

10 COMMISSIONER GARCIA: I had one more  
11 question about growth. How do you see that area  
12 growing?

13 DR. MCGINTY: Rapidly.

14 COMMISSIONER GARCIA: Do you see a -- you  
15 tried to point out in your questioning Mr. Scobie that  
16 University Parkway is the natural border. Do you see  
17 that into the future being that way?

18 DR. MCGINTY: A natural border between the  
19 two of them?

20 COMMISSIONER GARCIA: Yes. I want you to --

21 DR. MCGINTY: Yes. Oh, yes, yeah.

22 COMMISSIONER GARCIA: I want you to place  
23 yourself in the dilemma that this Commission finds  
24 itself, as well as GTE, because I think that their  
25 interest is to try to serve the customers in that area

1 and the future customers. So they're trying to look  
2 into the future as we're trying to look into the  
3 future. What do you think is going to happen in that  
4 area? Do you think --

5 DR. MCGINTY: I think that the whole area  
6 north of -- Shroeder Manatee Ranch is 20-some thousand  
7 acres, and they're going to develop it all over the  
8 next 20 years --

9 COMMISSIONER GARCIA: Tell me --

10 DR. MCGINTY: Okay. I'm sorry.

11 COMMISSIONER GARCIA: Point it out for me  
12 just so I know. You go off the map --

13 DR. MCGINTY: This is part of Shroeder  
14 Manatee Ranch. This is obviously I'm speaking,  
15 because nobody told me anything, okay.

16 COMMISSIONER GARCIA: Right.

17 DR. MCGINTY: But that's a 20-some thousand  
18 acre ranch that they're going to develop, okay.  
19 However, because the zoning is different in Sarasota  
20 and Manatee County -- Sarasota right now hesitates on  
21 letting anybody develop on less than a 5-acre lot.

22 This area here, I just flew over it over the  
23 weekend, and, I mean, it's mostly swamp, so I don't  
24 think there's going to be a whole lot of developing in  
25 here. (Indicating)



1           Back down in here there's big pits. I know  
2 right here there's going to be a big three or 400-acre  
3 lake, because they're going to make a pit first and  
4 dig all the dirt. So this is going to be residential.  
5 This right here is not going to be residential. I  
6 mean, they're going to be this sort of thing here, and  
7 the Polo Club will always be the Polo Club.

8 (Indicating)

9           What goes on out here, as I said, I know  
10 that there's going to be a big lake there, but, you  
11 know, this will never reflect the growth that's up  
12 here. (Indicating). Again that's the veterinarian  
13 talking.

14           **COMMISSIONER CLARK:** Well, we have  
15 monopolized you, and I have to let the attorneys ask  
16 you questions, and I'll start with you Ms. Caswell.

17           **MS. CASWELL:** I think actually you covered  
18 most of them, but I do have a few.

19                           **CROSS EXAMINATION**

20           **BY MS. CASWELL:**

21           **Q**     I want to make sure we understand what your  
22 concern is. And the way that I understand it, it's  
23 that people will think you're farther away if it's a  
24 total number; is that right?

25           **A**     (Witness nodding head.)

1           Q     And pinpointing the concern further, it's  
2 mostly the emergency calls; is that right, as well  
3 that you're concerned about?

4           A     It'd be the emergency calls and people --  
5 new clients, new people. I mean, the horse community  
6 is a weird community. I guess I'm part of it. But  
7 yeah, new clients.

8                     You know, if somebody moves into this  
9 town -- and there's growth all the time -- they move  
10 into this town and they do use the yellow pages  
11 because they don't know other horse owners. They  
12 don't know what's going on. They're going to look,  
13 you know, for the closest veterinarian. They might  
14 not like him, or they might call me and not like me  
15 and go to someplace else, but I certainly would like  
16 to have the first shot and not say, "Well, this guy is  
17 a Bradenton number; I'm way down in Venice; you know,  
18 if I do have an emergency, I'd rather find somebody  
19 more local."

20          Q     Okay. And if you had the remote call  
21 forwarding, that would reflect as a local number in  
22 the directory, right?

23          A     I don't know. That all confuses me.

24          Q     Okay. Do you know what percentage of your  
25 practice is emergency calls?

1           A     If you ask my wife, she would say 90%.  
2     Quite a number. I mean, I average work probably 60 to  
3     70 hours a week, so anything over 40 would be an  
4     emergency.

5           Q     And breaking that down further, do you know  
6     what percentage of calls come from Venice, Nort Port,  
7     Englewood?

8           A     No; no, I don't. I don't keep records like  
9     that.

10          Q     This client list, is this existing  
11     customers? These are repeat customers?

12          A     Uh-huh.

13          Q     And how much of your practice would be  
14     repeat business?

15          A     Oh, I think a lot of it.

16          Q     Could you maybe quantify that?

17          A     I'm not -- I've never kept records like  
18     that.

19          Q     Do you know on average how many new  
20     customers you get each month?

21          A     If I put the wrong piece of paper in here, I  
22     might. (Indicating) Yeah, I'd say about -- it comes  
23     out on a computer, and it has on the top of it, you  
24     know, the gross amount that was done and number of new  
25     clients; and it says about 20. But I can't remember



1 whether that's just for me, or Copeland and I.

2 Copeland is my partner.

3 Q So you just have one partner?

4 A Yeah.

5 Q And of those new customers, could you break  
6 those down in proportion of Venice, Englewood and  
7 North Port?

8 A Only in -- no. For example, I do know that  
9 in Nort Port, Nort Port Estates, which was really  
10 undeveloped but they've put the roads in, that's  
11 starting to be developed now, and that is 5-acre lots.  
12 So I do know that my practice is growing in that area.

13 COMMISSIONER GARCIA: When you say 5-acre  
14 lots, the tendency there is not residential areas as  
15 much as residential ranch type areas --

16 DR. MCGINTY: I think the horrible word is  
17 "ranchette". I mean, you build a house and you put a  
18 barn on it. But, yeah, it's something obviously that  
19 you can have a horse or two horses on there. And,  
20 see, even these lists I have here -- these are the  
21 lists of the people; that's not a list of the horses.  
22 Most people have more than one horse.

23 COMMISSIONER GARCIA: And horses do not use  
24 ISDN.

25 DR. MCGINTY: No, and they don't read

1 either.

2 COMMISSIONER JACOBS: Contrary to public  
3 thought.

4 Q (By Ms. Caswell) From your testimony, I  
5 understand that your practice, or your partnership,  
6 was formed 12 years ago; is that right?

7 A Uh-huh.

8 Q How long have you been in your current  
9 location?

10 A I think about three or four years. Well,  
11 no. Four years maybe, somewhere around there.

12 Q And where were you before that?

13 A We were absolutely mobile. In Sarasota.

14 Q In Sarasota.

15 A Right, but it was just a -- it was mostly my  
16 partner's office. I mean, his garage, because we did  
17 no work at all. It was all mobile. Now that we have  
18 this place we do bring horses in to --

19 Q I see. In all this time have you been  
20 serving the Venice horse show?

21 A Uh-huh.

22 Q And did your customers follow you to the new  
23 location? Did you get a new phone number when you  
24 moved?

25 A Yes, we did.

1           Q     And did they still call you when you got  
2 that new phone number?

3           A     You mean from four years ago?

4           Q     Well, I think the horse show has been going  
5 on --

6           A     No, no, no. The horse show changes every  
7 month. It's not the same people.

8           Q     Oh, okay.

9           A     Every weekend. In other words, when they  
10 have a horse show, it's for a weekend and they're  
11 gone. Then there will be another horse show comes in  
12 two or three weeks later. It's not a continuous --

13          Q     But I thought I had read that you were the  
14 vet on call for the show.

15          A     Right. The owner of the thing has asked us.

16          Q     Okay.

17          A     And then she puts our name there.

18          Q     And your number?

19          A     Right. Now, if the horse show calls us, the  
20 ground calls us, they'll -- that's one group that  
21 calls. Then the individual horse owners, also.

22          Q     But they would probably get your name and  
23 number from something posted on the grounds; is  
24 that --

25          A     Yeah, uh-huh.



1 Q And you kept that business when you got your  
2 new number. Would that be correct to say?

3 A Uh-huh.

4 Q Did you notice any unusual increase in your  
5 business from Englewood at about this time two years  
6 ago?

7 A Did I notice any increase from Englewood?

8 Q In your business about two years ago from  
9 Englewood.

10 A No, I --

11 Q And I'll tell you why. Before that time,  
12 calls from Englewood were toll calls, and then they  
13 became ECS calls. So I was just wondering if --

14 A I have no idea.

15 Q Okay.

16 A I mean, I have no idea either way.

17 Q I don't know if I asked you about how many  
18 customers were on that list. Was it about 300, you  
19 said?

20 A I figure there was 45 on a page.

21 Q I counted them, too, and I think it would  
22 probably be about 300.

23 A Yeah, about; some of which I hope I never  
24 see again. (Laughter)

25 Q As I understand your testimony, you're

1 opposed to a ballot because this case doesn't involve  
2 a normal neighborhood.

3 A Yeah.

4 Q But now -- and I think we've sort of  
5 clarified something at the hearing that some of the  
6 customers that will be balloted will be above the  
7 Parkway, north of the parkway. Do you still hold the  
8 same opinion about balloting, that we shouldn't do it,  
9 even though there are residential customers involved?

10 A Well, I mean, you threw me for a loop,  
11 because you were talking about people in Bradenton  
12 having a Sarasota number, and this whole ballot that  
13 I'm talking about was people in Sarasota having a  
14 Bradenton number.

15 Q But do you understand that the affected  
16 customers from the ballot will be both north and south  
17 of the Parkway, and the customers north will be in  
18 that development, the residential customers? Do you  
19 understand that they will be balloted too?

20 A Yeah. How did that change?

21 Q I can't testify, but I don't --

22 COMMISSIONER CLARK: I think it's --

23 COMMISSIONER GARCIA: Mr. Scobie can.

24 MS. CASWELL: I'm not aware that it did  
25 change.

1           **DR. MCGINTY:** I mean, why was this -- well,  
2 this thing first brought up to me said that it was  
3 south of University.

4           **COMMISSIONER CLARK:** Well, as I understood  
5 what Mr. Scobie said, was that office, that subscriber  
6 line carrier you were being served from, no longer  
7 had -- it was running out of capability to serve the  
8 growth both south in the corporate park and north in  
9 the development north of --

10           **DR. MCGINTY:** Well, I understand that, but  
11 when the paper first came to me, why didn't they  
12 include that thing?

13           **COMMISSIONER CLARK:** Because there was  
14 nobody there yet to include, and for engineering --

15           **DR. MCGINTY:** Last year?

16           **COMMISSIONER CLARK:** -- practices they  
17 needed to make -- good engineering practices dictated  
18 they consolidate those lines. They consolidated them  
19 and turned them to serve them out of a remote switch,  
20 and that kind of engineering decision has dictated  
21 that you have more people to ballot now.

22           **DR. MCGINTY:** Uh-huh. Okay. Getting back  
23 to your question, okay. I still contend that the  
24 Sarasota Polo Club is a transient population.

25           **Q**           **(By Ms. Caswell)** Right.



1           A     The --

2           Q     If we excluded the Polo Club from the  
3 ballot, would that be acceptable to you to do a ballot  
4 without the Polo Club because they're transients?

5           A     I'm in the Polo Club.

6           Q     Well, let's include you, and -- because you  
7 are permanent. You're permanent in the Polo Club, as  
8 I understand it.

9           A     Uh-huh.

10          Q     But if we excluded these people that you're  
11 saying are transient and just balloted the residential  
12 customers --

13          A     Well, I don't --

14          Q     -- in the area --

15          A     -- think that would be fair --

16          Q     -- permanent business --

17          A     That wouldn't be fair.

18          Q     Well, I'm asking you if that would be  
19 acceptable to you?

20          A     Well, I see where you're going with it, and  
21 I'm not -- and I don't know. I mean, I'm still kind  
22 of upset --

23                COMMISSIONER CLARK: Dr. McGinty, I'm not  
24 sure I see where she's going with it, but explain to  
25 me why you think it wouldn't be fair.

1           **DR. MCGINTY:** Because these people that they  
2 have added that are in the Bradenton area are not  
3 going to change their numbers because they just got  
4 them.

5           **COMMISSIONER CLARK:** I don't think they  
6 would have to change their numbers.

7           **DR. MCGINTY:** I think he said that they  
8 would.

9           **COMMISSIONER GARCIA:** If they go the  
10 direction that Mr. McGinty wants it to go, that he  
11 wants to stay in the Sarasota exchange, those  
12 customers would have to change their numbers, would  
13 they not, Mr. Scobie?

14           **WITNESS SCOBIE:** Again, if -- what we would  
15 propose to do, if the ballot failed or if the ballot  
16 did not go forward, would be to change the boundary  
17 from University Parkway to somewhere up here north to  
18 include the existing customers in Sarasota exchange  
19 the way they're currently being served today. So they  
20 would not have to have a number change.

21           If the boundary was never going to change,  
22 yes, these people would have to take a number change  
23 if you didn't let the ballot go forward.

24           **COMMISSIONER GARCIA:** Mr. McGinty -- if I  
25 can interrupt, Ms. Caswell. What do you do -- where

1 do people that are in the Sarasota Polo Club do their  
2 shopping?

3 DR. MCGINTY: Where they live, and that's  
4 not Sarasota Polo Grounds. There are apartments that  
5 are back here. That's where they do their shopping.  
6 For the people that -- when I shop, back in here.  
7 (Indicating) I mean, to get lunch stuff, back here.  
8 And there is a shopping mall center on both sides of  
9 University, but closer into town.

10 COMMISSIONER GARCIA: Do me a favor  
11 Mr. McGinty -- well, you already sat down -- but tell  
12 me where you'd draw the line.

13 DR. MCGINTY: I'd keep it on the University  
14 Parkway. I mean, one -- I don't know. Is the idea of  
15 having one -- this is a question I have for GTE. Is  
16 the idea of having one exchange for that area -- I  
17 mean, somebody said that the idea of that was so  
18 people didn't have to dial four -- would only have to  
19 dial four numbers as opposed to seven numbers to make  
20 a telephone -- is that going to happen in that area?

21 WITNESS SCOBIE: It could, and I believe  
22 that there's been some talk with the development to do  
23 that, to allow that to happen.

24 COMMISSIONER CLARK: So, Mr. Scobie, the  
25 developer wants to sort of emphasize the community



1 nature of this, and by doing that, by their interest  
2 in having it so when you're in the community all you  
3 have to do is dial those -- is it four numbers or is  
4 it --

5 DR. MCGINTY: Four --

6 WITNESS SCOBIE: Would be dialing four  
7 digit. They could dial four-digit dialing, yes.

8 COMMISSIONER CLARK: And if that line of  
9 demarcation between the two exchanges were University  
10 Parkway, they couldn't do that down into the corporate  
11 park?

12 WITNESS SCOBIE: That's correct.

13 DR. MCGINTY: The things in the corporate  
14 park are not shopping malls or barber shops or  
15 anything else like that. I mean, it's not where  
16 people in the north side, I mean, above University  
17 Parkway, are going to shop.

18 COMMISSIONER CLARK: Ms. Caswell?

19 Q (By Ms. Caswell) So are you opposed to  
20 the ballot because you believe that customers north of  
21 the parkway will have a different interest than you  
22 do?

23 A Uh-huh. You know, even if you go to the  
24 area north of that area, then you're getting to  
25 residential places. I'm not residential. They're not

1 going to -- they're not interested in their calling  
2 scope to Venice, and I am terribly interested in it  
3 because it affects my business. But if I were living  
4 in that area up there, it wouldn't make any difference  
5 to me.

6 Q Well, do you think they should have any say  
7 where the exchange boundary is, those residential  
8 customers up there and the business customers?

9 A Do you think they should have --

10 Q Yeah.

11 A -- the say-so --

12 Q Do you think they should have some say in  
13 where the boundary --

14 A Well, I think the boundary should stay where  
15 it is, so therefore there wouldn't be any --

16 Q So they should not have any say in --

17 A Well, I wouldn't have any say in it either.

18 Q As I understand your original protest, it  
19 didn't raise any issues concerning the change to toll  
20 calling, did it?

21 A No.

22 Q And it was particularly about the number  
23 change, wasn't it?

24 A You confused me. I thought you were going  
25 to talk about the change of a letterhead, which is a

1 different story I --

2 Q Yeah, that's a different -- yeah. And that  
3 is what I'm getting at, that I think your original  
4 protest was a little different and it didn't raise any  
5 of the issues we're talking about now, did it?

6 A No, it did not.

7 Q And were you not concerned about those  
8 issues at that --

9 A Didn't even think about them --

10 Q -- time --

11 A -- at the time. The thing about the  
12 letterhead and stuff came from my partner. When the  
13 letter came in I said, "Look, let's look what we have  
14 to deal with." And he said, "Oh, that's going to cost  
15 us money in changing the letterhead and stuff."

16 Q Have you --

17 A That's what started it.

18 Q Have you done all those changes yet?

19 A No, I haven't yet.

20 Q And do you know -- and I think -- the way I  
21 understand remote call forwarding -- do you know that  
22 if you have the remote call forwarding service, you  
23 won't have to change those -- the stationary?

24 A I don't know. But which is going to be more  
25 expensive? Changing the stationary, or the remote



1 call forwarding?

2 Q I think we had some testimony about the  
3 remote call forwarding cost, and as I understand, it's  
4 \$16 a month plus usage.

5 COMMISSIONER CLARK: I think that it's fair  
6 to say that's the rate, but he doesn't know what it  
7 would cost him.

8 Q (By Ms. Caswell) In usage charges?

9 A Right.

10 COMMISSIONER JACOBS: I'm sorry. It sounds  
11 like there were about at least better than a third,  
12 approaching two-thirds, of your calls on Venice base,  
13 and much of that is emergency calls. So that's  
14 probably going to be the largest part of the traffic  
15 that you would incur this usage charge from.

16 DR. MCGINTY: From Venice?

17 COMMISSIONER JACOBS: It sounds like, from  
18 what I understood --

19 COMMISSIONER GARCIA: If he changed --

20 DR. MCGINTY: And you --

21 COMMISSIONER JACOBS: If you enlist in the  
22 remote call forwarding, Venice would not -- and what  
23 I'm saying is based on your usage pattern. It sounds  
24 like your usage pattern is that you get a third and  
25 perhaps as much as two-thirds of your traffic comes

1 from that area.

2 DR. MCGINTY: About a third, yeah.

3 COMMISSIONER JACOBS: So you now incur a  
4 usage charge --

5 DR. MCGINTY: Right.

6 COMMISSIONER JACOBS: -- on that on traffic.

7 DR. MCGINTY: Uh-huh. And not -- yes. And  
8 not only that, a lot of times -- I mean, people call  
9 my -- I would say that I probably get 20 to 30 calls  
10 into my office a day that don't require me. They're  
11 just people asking questions all the time.

12 COMMISSIONER JACOBS: That come from that  
13 area?

14 DR. MCGINTY: That come -- yeah -- well, no;  
15 that comes from the whole area. So I don't know. 10  
16 or 15 a day easily.

17 Q (By Ms. Caswell) If you know where your  
18 calls are coming from, you could analyze how much the  
19 remote call forwarding will cost you, couldn't you?

20 A I would assume so. I don't know.

21 COMMISSIONER GARCIA: Could the company do  
22 that for him, Mr. Scobie? Could the company take his  
23 traffic presently, analyze his traffic, and tell  
24 Mr. McGinty on average what it would cost him to have  
25 this service installed?

1           **WITNESS SCOBIE:** Since we don't capture the  
2 local usage today -- I mean, we don't have that  
3 captured to do that analysis, unlike the EAS areas,  
4 like the --

5           **COMMISSIONER GARCIA:** You can do it -- you  
6 can usually do an analysis. I mean, if I was the FBI  
7 and I called you and I wanted to know everyone who had  
8 called Mr. McGinty, you'd be able to tell me, wouldn't  
9 you?

10           **COMMISSIONER CLARK:** You wouldn't have the  
11 duration --

12           **WITNESS SCOBIE:** All we --

13           **COMMISSIONER GARCIA:** No, you wouldn't have  
14 duration --

15           **WITNESS SCOBIE:** Now, only if the FBI called  
16 me and told me to put it -- I want from this day  
17 forward, tell me everybody that called --

18           **COMMISSIONER GARCIA:** No, I don't think so.  
19 I think you need --

20           **WITNESS SCOBIE:** Well, then I can't answer  
21 the question then.

22           **COMMISSIONER GARCIA:** Yeah, that -- could  
23 you check, then? Let's --

24           **WITNESS SCOBIE:** Sure.

25           **COMMISSIONER GARCIA:** -- do -- let me



1 request it. If you can't do it, you can't do it.

2 WITNESS SCOBIE: Okay.

3 COMMISSIONER GARCIA: Could you give  
4 Mr. McGinty an analysis of his calling patterns so  
5 that you know -- so he can have an idea where it's  
6 coming from? I understand what you're saying, but I'm  
7 pretty certain that your computers capture where the  
8 calls are coming from. They may not capture duration  
9 because you don't need it, but they do capture where  
10 those calls are coming from.

11 WITNESS SCOBIE: I will check and see.

12 COMMISSIONER GARCIA: Okay. Thank you. I  
13 appreciate that.

14 Q (By Ms. Caswell) Mr. McGinty --

15 COMMISSIONER CLARK: Just a minute. I need  
16 to get what it is. An analysis of --

17 COMMISSIONER GARCIA: Of Mr. McGinty's --

18 COMMISSIONER CLARK: Of Dr. McGinty's --

19 DR. McGINTY: Bill.

20 COMMISSIONER GARCIA: -- incoming calls.

21 COMMISSIONER CLARK: Let me just ask a  
22 question. Is that okay with you?

23 DR. McGINTY: What? I don't know. I'm  
24 not -- you know, I thought -- even when I said it I  
25 was thinking are they going to come and tell me

1 everybody I called here, and I'm going to be really  
2 upset.

3 COMMISSIONER GARCIA: No, they're not going  
4 to tell you everyone you called; they're going to tell  
5 you everybody who called you.

6 COMMISSIONER CLARK: Well, I think when they  
7 retrieve that they'll get the same thing, but I'm not  
8 sure. I mean --

9 COMMISSIONER GARCIA: If you don't want it,  
10 that's fine.

11 DR. MCGINTY: Well, before it's -- let me  
12 talk to my partner about that, also.

13 COMMISSIONER GARCIA: Well, if you have a  
14 question -- I'm doing it just so that you have a  
15 concept of what ballpark --

16 DR. MCGINTY: Oh, I understand. I  
17 understand.

18 COMMISSIONER CLARK: I'm going to delete  
19 that as an exhibit. We're not going to require --

20 COMMISSIONER GARCIA: I'm sure that they  
21 may --

22 DR. MCGINTY: I figured they already had it.

23 COMMISSIONER GARCIA: Please delete it.

24 COMMISSIONER CLARK: I know they can capture  
25 that information, but they're not supposed to do it

1 unless they have a request by a law enforcement  
2 agency, I think. Then they can --

3 WITNESS SCOBIE: That's correct. Regardless  
4 of what Dr. McGinty thinks, we don't have lots of call  
5 records sitting around there on every local call  
6 that's not rated, it's a flat rate call, like a local  
7 or an EAS call.

8 COMMISSIONER CLARK: It's retrievable, but  
9 you're not supposed to retrieve it unless you're  
10 requested by --

11 COMMISSIONER GARCIA: Right.

12 COMMISSIONER CLARK: -- people authorized --

13 WITNESS SCOBIE: I don't know the answer to  
14 that. I assume -- if you say so, I will check and see  
15 if it's retrievable --

16 COMMISSIONER GARCIA: Right.

17 WITNESS SCOBIE: I know it can be captured  
18 on a going-forward basis.

19 COMMISSIONER GARCIA: Never mind.

20 COMMISSIONER CLARK: Okay. We're not going  
21 to request that unless, Dr. McGinty, you would like to  
22 have it for your purposes.

23 WITNESS SCOBIE: I want to know the answer,  
24 so I can --

25 Q (By Ms. Caswell) We've been sort of



1 shading off into the cost associated with call  
2 forwarding, but I want to get back to what I thought  
3 was your main concern.

4           And again I'm going to ask you, your main  
5 concern is lost business, is it not? I thought I  
6 heard you before you weren't really concerned about  
7 the RCF charges or the tolls associated with calls; is  
8 that correct?

9           A     My main concern altogether is I don't want  
10 the numbers to be changed. I mean, I understand  
11 because of the growth in the area that my number had  
12 to change from a 355 to a 709 number, whatever it is.  
13 That was a pain in the neck.

14           It's still going on because, you know -- if  
15 you have a horse that's sick or a child that's sick or  
16 something like that and you call the number and then  
17 you get a recording saying that number is changed,  
18 that two minutes it takes seems like a half hour, and  
19 you take that out on the person that answers the phone  
20 who then turns around and talks to me about it. So  
21 that's been a problem. I don't want my numbers  
22 changed. It's been done. That's fine.

23           The call forwarding thing to me is simply  
24 another thing where it's going to be an added cost to  
25 me, and it's going to be another penny underneath the

1 chair leg, you know, trying to get everything up and  
2 even.

3 I'm worried that people are going to  
4 think -- if it's a long distance call, the people are  
5 going to say, "Well, this guy is, you know, he's too  
6 far away to get here in 20 minutes; I'm going to call  
7 somebody else because they're quicker."

8 I'm worried about people that are moving  
9 into the area that see -- that say this is Sarasota  
10 Equine, but they may know that it's a Bradenton  
11 number, or say, "Oh, no, that's in Bradenton; that's  
12 too far." They don't know. I mean, I think that a  
13 long distance call means there's a great distance to  
14 be traveled, okay.

15 The call forwarding thing that you're  
16 talking about still comes down to, you know, as I  
17 said, the two things. It's going to cost me money.  
18 It's going to cost more calls -- I mean, it's -- if  
19 the change is made, the people I do have down in Nort  
20 Port and that area, it's going to cost them or it's  
21 going to cost me more money.

22 Q Do you know that those customers will not  
23 see an increased cost with the call forwarding?

24 A I have no -- I don't know.

25 Q I think --

1           A     I will see it.

2           Q     No. Wasn't remote call forwarding explained  
3 to you by GTE when we tried to settle the matter with  
4 you?

5           A     I have that piece of paper in here, yeah,  
6 too. If it doesn't cost them, then it costs me.

7           Q     Right. And going back to one of your  
8 primary concerns, it was you don't want the number to  
9 be changed. Do you understand that with remote call  
10 forwarding you can still use your old number?

11          A     I don't want that number anymore.

12          Q     Okay.

13          A     I mean, that's -- since it's been changed, I  
14 mean, it's absolutely of no benefit to me. I'm sure  
15 you can imagine if I tried to go back to it what a  
16 fiasco that would be.

17          Q     And do you think with remote call forwarding  
18 you'll be forced to use that old number?

19          A     I hadn't even thought about it.

20                MS. CASWELL: I think that's all I've got.  
21 Thank you, Mr. McGinty.

22                COMMISSIONER CLARK: Staff, do you have any  
23 questions?

24                MS. KEATING: Actually, I don't think we  
25 have any questions for Dr. McGinty, but along the



1 lines of the last question that Ms. Caswell asked, we  
2 would like to ask a clarification question of  
3 Mr. Scobie.

4 **COMMISSIONER CLARK:** That's fine.  
5 Mr. Scobie?

6 - - - - -

7 **CHARLES M. SCOBIE**  
8 was recalled as a witness on behalf of GTE Florida  
9 Incorporated and, having been duly sworn, testified as  
10 follows:

11 **FURTHER CROSS EXAMINATION**

12 **BY MS. KEATING:**

13 **Q** If Dr. McGinty does subscribe to remote call  
14 forwarding service, would he be required to advertise  
15 under the 355 NXX in the Sarasota exchange, or would  
16 he still be using the 907 number which he currently  
17 has?

18 **A** Well, let me ask for a clarification. If  
19 the area transfers, okay, to Bradenton, he would not  
20 be able to use the 907 for remote call forwarding, his  
21 existing number, because that is his number. It would  
22 be a number in that distant exchange, either in  
23 Sarasota or Venice. It would be one of them, a Venice  
24 or a Sarasota number at that point in time.

25 **DR. MCGINTY:** So my business would have two

1 numbers.

2           **WITNESS SCOBIE:** Yeah. You would have the  
3 existing -- or the previous number for the south  
4 county and the current number for the north county --  
5 or for the north part of the area.

6           **Q**       **(By Ms. Keating)** I think essentially what  
7 I'm asking is, will he have to change his number again  
8 to use remote call forwarding? Because he's already  
9 had his NXX changed to 907 within the past few months.  
10 If he is transferred, will he then have to get another  
11 NXX and a separate NXX for the remote call forwarding?

12           **COMMISSIONER JACOBS:** Can I interject?

13           **WITNESS SCOBIE:** Yes. Basically he could  
14 use the old number, which he says he doesn't want to  
15 use now, but he would have to have a Sarasota number  
16 for the remote call forwarding number.

17           **COMMISSIONER JACOBS:** That goes back to the  
18 question I asked you earlier. The question I asked  
19 you earlier is that his 355 Sarasota NXX number still  
20 exists but is being intercepted; is that --

21           **WITNESS SCOBIE:** That's correct.

22           **COMMISSIONER JACOBS:** So he's not going to  
23 get a new -- he will keep that number that's now being  
24 intercepted and transfer to 907, and --

25           **WITNESS SCOBIE:** That's correct; he could do

1 that.

2 COMMISSIONER JACOBS: And now it will just  
3 be a real number that people will dial, and it will  
4 automatically transfer --

5 WITNESS SCOBIE: That's correct --

6 COMMISSIONER GARCIA: I want you to all  
7 understand the confusion that Mr. McGinty is worried  
8 about. There's an intercept there, so now the new  
9 clients who would get the new number are being  
10 intercepted by the old number, which is sending them  
11 to the new number.

12 COMMISSIONER JACOBS: Right. I got you. I  
13 understand that, but I'm getting the impression that  
14 he's going to be issued a brand new number, and --

15 COMMISSIONER GARCIA: He may have to --

16 COMMISSIONER JACOBS: -- I understand --

17 COMMISSIONER GARCIA: -- be issued a new  
18 number if that exchange -- if that exchange is moved  
19 into Bradenton; is that --

20 WITNESS SCOBIE: Are you talking about if  
21 the physical area is transferred?

22 COMMISSIONER GARCIA: If the area is  
23 transferred as you wish, to the Bradenton exchange,  
24 then the problem is that Mr. McGinty can't get his old  
25 number, because his old number is busy transferring



1 his clients to the new number.

2           **WITNESS SCOBIE:** No, he -- what would happen  
3 then, if he wanted remote call forwarding --

4           **COMMISSIONER GARCIA:** It would all go to his  
5 number.

6           **WITNESS SCOBIE:** Yeah. It would come off of  
7 intercept basically, and all calls to 355, whatever  
8 the old number was, would be automatically forwarded  
9 to the 907, the new number. It would come off  
10 intercept and be automatically forwarded. Instead of  
11 having to hang up after you were getting the number  
12 from directory assistance, hang up and make another  
13 call, you take directory assistance out of the middle  
14 and automatically forward the calls.

15           **COMMISSIONER JACOBS:** But the problem  
16 Mr. McGinty is concerned about is he's already  
17 posted -- I assume, at the yard, they already posted  
18 his 907 NXX number there, and simultaneously there's  
19 the present edition of the directories still show his  
20 355 number.

21           **WITNESS SCOBIE:** That's correct.

22           **COMMISSIONER JACOBS:** That's correct?

23           **WITNESS SCOBIE:** Yes, sir.

24           **COMMISSIONER JACOBS:** So that's legitimate,  
25 and I think --

1           **DR. MCGINTY:** Yes, confusing. As we sit  
2 here, it's confusing. I mean, so what's happening is  
3 I'm getting -- GTE is asking me to pay money to have  
4 one number for my clients in the south, albeit  
5 whatever number that is, 355 or some new number, and  
6 then for the people to the north to have a different  
7 number for me to have the same kind of service that I  
8 had last year. Is that basically what it comes down  
9 to?

10           **WITNESS SCOBIE:** Yes.

11           **COMMISSIONER GARCIA:** Mr. Scobie, before you  
12 leave, one of the problems that Mr. McGinty points  
13 out, and I accept it, is that if we have a ballot, you  
14 guys have sort of --

15           **DR. MCGINTY:** Stacked the deck.

16           **COMMISSIONER GARCIA:** Stacked the deck,  
17 because as each day goes by -- and Mr. McGinty can  
18 never argue that we didn't give him process, because  
19 we certainly have -- but as we go forward every day,  
20 there's more people that are going to be used to the  
21 system who do not wish to switch their numbers;  
22 therefore, he has no chance of winning when you ballot  
23 this. Wouldn't you assume that that's true?

24           **WITNESS SCOBIE:** No. It depends on --  
25 again, the customers that have been given the 907

1 numbers, what their community of interest is and what  
2 their local -- where they call. If they call down to  
3 Venice, they may not to want change to the Bradenton  
4 exchange. I don't know. I can't answer that. I  
5 don't know. I don't have a feel for that.

6 MS. CASWELL: Could I have one redirect  
7 question after that?

8 COMMISSIONER CLARK: Or recross question.  
9 Who are you wanting to ask --

10 MS. CASWELL: I'm not sure.

11 WITNESS SCOBIE: You can ask me.

12 MS. CASWELL: I'll ask Mr. Scobie, and then  
13 maybe if Mr. --

14 COMMISSIONER CLARK: That would be --

15 MS. CASWELL: Is the problem we're having  
16 now the amount of time that's passed since we were  
17 ordered to do the ballot?

18 WITNESS SCOBIE: Well, that's certainly one  
19 of the -- I mean, it's just -- there's growth in the  
20 area. It's happening every day, every week, you know.

21 MS. CASWELL: So that if we had done the  
22 ballot when we were ordered to, would that have  
23 eliminated the problem that Commissioner Garcia is  
24 talking about?

25 COMMISSIONER CLARK: It would have



1 mitigated --

2           **WITNESS SCOBIE:** I think it may have  
3 lessened the problem. I don't know. It's just that  
4 all the development that has occurred since we filed  
5 the tariff has happened north of University Parkway.

6           **DR. MCGINTY:** And not south.

7           **WITNESS SCOBIE:** And not south -- well,  
8 other than the business development in the corporate  
9 part. There has been some business --

10           **MS. CASWELL:** Okay. I'm done.

11           **WITNESS SCOBIE:** -- development there.

12           **MS. CASWELL:** I'm done. Thank you.

13           **COMMISSIONER JACOBS:** One final question.

14 Follow me on this logic. Hypothetical: The boundary  
15 change occurs, and under your proposal Dr. McGinty  
16 subscribes to the remote call forwarding. He doesn't  
17 want to have the 355 number, so it's going to go off  
18 of intercept. It goes away, maybe even is assigned to  
19 somebody else. He still has his problem, doesn't he?

20           His problem is that he wants those people in  
21 Venice -- even if he subscribes to remote call  
22 forwarding, he wants those people in Venice to be able  
23 to call 907 and get him immediately and not interpret  
24 that as a long distance call, because it doesn't sound  
25 like --

1           **WITNESS SCOBIE:** When you say immediately, I  
2 mean, it's going to be within less than a half a  
3 second, I mean, to --

4           **COMMISSIONER JACOBS:** No, no, no.

5           **WITNESS SCOBIE:** -- reoriginate the call --

6           **COMMISSIONER JACOBS:** No, I'm not talking  
7 about call times. Sounds like to me he can't get  
8 remote call forwarding with a 907.

9           **COMMISSIONER CLARK:** Mr. Scobie, let me  
10 interrupt you again, and it's really the Commissioners  
11 that are more at fault. We need to remember to only  
12 let one person talk.

13           **COMMISSIONER JACOBS:** I'm sorry.

14           **COMMISSIONER CLARK:** It's all of us.

15           **COMMISSIONER JACOBS:** Do you understand my  
16 question?

17           **WITNESS SCOBIE:** I believe so. His current  
18 number, his 907 number, if the area transfer occurs,  
19 okay, could not be a remote call forwarding number  
20 down in the Sarasota, Venice, or Nort Port exchange,  
21 because remote call forwarding numbers are just that.  
22 They are just -- they are a number in a central office  
23 that reoriginates calls. They don't have a physical  
24 destination or a physical location like his 907 number  
25 does. It's attached by a cable pair out to Sarasota

1 Equine right here in the polo fields.

2 COMMISSIONER JACOBS: All right. I just  
3 wanted to clarify that.

4 WITNESS SCOBIE: So with remote call  
5 forwarding you have just a number in an exchange that  
6 reoriginates all calls to the distant exchange, okay,  
7 to the number where they're physically located, which  
8 in this case is the 907 number.

9 COMMISSIONER CLARK: All right.  
10 Dr. McGinty, let's see.

11 We were not on the cross-examination of  
12 Mr. Scobie. So are there any more questions?

13 DR. MCGINTY: Or any more statements that I  
14 get to make. I'm the one testifying now, right?

15 COMMISSIONER CLARK: Actually, we're on the  
16 questioning of you, although it probably hasn't seemed  
17 like that.

18 COMMISSIONER JACOBS: Well, he gets  
19 redirect.

20 COMMISSIONER CLARK: You are at this point  
21 allowed to conduct your own redirect examination. So  
22 is there anything more you want to say?

23 DR. MCGINTY: Well, the only thing I want to  
24 say is there's a horse show going on down in Venice  
25 today. So this morning early I went down there and



1 put this down there. There's just one, two, three,  
2 four, five -- I would say about 30 people that just  
3 walked by and signed this thing, and they said: "The  
4 undersigned people are showing their horses at Fox Lea  
5 Showgrounds in Venice Florida. They have expressed  
6 concern over calling a long distance telephone number  
7 when in need of emergency veterinary service. They  
8 would be more apt to call a local number, feeling that  
9 they would obtain a more quick response." Showing you  
10 that there are people that believe that.

11 COMMISSIONER CLARK: All right.

12 DR. McGINTY: If it's needed, I don't know.

13 COMMISSIONER CLARK: We'll identify that as  
14 Exhibit 5, and do you have the title on that? Is  
15 there a title on that?

16 DR. McGINTY: Sarasota Equine Associates.

17 COMMISSIONER JACOBS: Informal survey.

18 COMMISSIONER CLARK: Let's say "Informal  
19 survey." Thank you. We'll take it and make sure you  
20 get -- and we'll keep the original, but we'll make  
21 sure you have a copy of that. And we'll mark that as  
22 Exhibit 5 and we'll admit it in evidence.

23 (Exhibit 5 marked for identification and  
24 received in evidence.)

25 COMMISSIONER CLARK: Let me ask Staff. Any

1 more questions? Seeing none -- Mr. Cunningham, I've  
2 noticed some people have come in. Are they interested  
3 in testifying in this matter?

4 **MR. CUNNINGHAM:** They're interested in  
5 making a statement.

6 **COMMISSIONER CLARK:** The two gentlemen that  
7 just came in, we understand you'd like to make a  
8 statement. This is a proceeding that is on the  
9 record, so that I have to ask you to be sworn in, and  
10 then you can come forward and provide us with your  
11 statements, okay.

12 You also have to give us your name and your  
13 address, if you would. Let me just indicate, you are  
14 aware of what this proceeding is about? I can't ask  
15 you that question, because you're not up here yet.  
16 It's been indicated that you want to make a statement  
17 Whoever is going to make that statement, if you would  
18 stand and raise your right hand.

19 (Witness sworn.)

20 (Pause in proceedings.)

21 **COMMISSIONER CLARK:** While he's doing that,  
22 is the exhibit over here GTE's exhibit? Where did  
23 that come from?

24 **MS. CASWELL:** Mike brought it. I don't  
25 think we're going to enter it into the record.

1           **COMMISSIONER CLARK:** I would like it. I  
2 think it's necessary to make sense of the testimony we  
3 have gotten. And we'll mark that as Exhibit 6, and it  
4 will be "Lakewood Ranch map," and I will rely on you  
5 to get us copies of that. I understand it may be  
6 smaller. It may be worthwhile to give that one to the  
7 court reporter so we have the big one in evidence.

8           We will mark it as Exhibit 6 and admit it.  
9 And in case I wasn't clear, Exhibit 5 is also admitted  
10 in the record.

11           (Exhibit 6 marked for identification and  
12 received in evidence.)

13           **COMMISSIONER CLARK:** Sir, if you're ready to  
14 give us a statement.

15           - - - - -

16           **BRAD LINDBERG**  
17 appeared as a witness and, swearing to tell the truth,  
18 testified as follows:

19           **DIRECT STATEMENT**

20           **WITNESS LINDBERG:** First of all, do you want  
21 my business address or my personal address?

22           **COMMISSIONER CLARK:** It's immaterial to me.

23           **WITNESS LINDBERG:** My name is Brad Lindberg.  
24 My business address is 6111 Porter Way, Sarasota. I  
25 am vice-president of operations for TBC, Incorporated.



1 We're located obviously at 6111 Porter Way.

2 We're in the process of relocating our  
3 facility into the Lakewood Ranch corporate park, which  
4 is in Sarasota County, Sarasota County side, for  
5 numerous and various reasons.

6 COMMISSIONER CLARK: Let me just interrupt  
7 you.

8 (Interruption in hearing room.)

9 COMMISSIONER CLARK: Go ahead.

10 WITNESS LINDBERG: The concern that we have  
11 is, first of all, we're an international company with  
12 offices located throughout the country and one over in  
13 Europe. Our printed matter obviously states that  
14 we're a Sarasota based company, and so for that reason  
15 we have made the choice to move into Lakewood Ranch on  
16 the Sarasota side.

17 Now, for anybody that's ever done any  
18 building in Sarasota, it's much more costly to do  
19 business in Sarasota than it is in Manatee County, so  
20 we've made a financial consideration for doing this  
21 for the Sarasota address and also to maintain our  
22 telephone numbers.

23 COMMISSIONER GARCIA: Mr. Lindberg, can I  
24 ask you a question? Could you point out where your  
25 office is going to be?

1           **WITNESS LINDBERG:** Okay. The University  
2      Parkway --

3           **COMMISSIONER GARCIA:** Is down. It's the one  
4      that runs across -- there it is.

5           **WITNESS LINDBERG:** Okay. It's the first --  
6      actually it's right across the street from Teleflex.  
7      Are you familiar with where Teleflex is in the park?

8           **COMMISSIONER GARCIA:** No.

9           **DR. MCGINTY:** You're in this area.  
10     (Indicating)

11           **WITNESS LINDBERG:** It's in this area over  
12     here.

13           **DR. MCGINTY:** South.

14           **WITNESS LINDBERG:** South of University  
15     Parkway. Now, you'll have to bear with me, because I  
16     just got back in town, and it was brought to my  
17     attention that all of this was going on today, so I  
18     need to ask a couple of questions.

19           Number one is, as a Sarasota company with a  
20     Manatee County exchange, where would someone look for  
21     my business? Would they look for it in Manatee County  
22     in the Bradenton side or the Sarasota side?

23           **COMMISSIONER CLARK:** Are you asking where  
24     would they look for it in the phone book?

25           **WITNESS LINDBERG:** Correct.

1           **COMMISSIONER CLARK:** Okay. We're going to  
2 take that down as a question, and I'm going to ask  
3 Mr. Scobie to come back up and answer your question.  
4 So, Mr. Scobie, if you would keep track of that.

5           **WITNESS LINDBERG:** Okay. That's my first  
6 concern, and I guess that's probably my primary  
7 concern. And then again --

8           **COMMISSIONER GARCIA:** Let me ask you, what  
9 does your company do?

10          **WITNESS LINDBERG:** We are the second largest  
11 supplier to the cable television industry for all the  
12 products to build cable television systems around the  
13 world. So, yes, I do have customers in Manatee  
14 County, but I only have one, and that's Time Warner.  
15 I only have one in Sarasota. That's Comcast.

16               Now, the other question is, of course, is  
17 there going to be a dividing line on the north side of  
18 University Park versus the south side of University  
19 Park.

20          **COMMISSIONER GARCIA:** Mr. Scobie will answer  
21 that, too.

22          **WITNESS LINDBERG:** And then number three is  
23 I'm in a 371 exchange right now. If I maintain that  
24 and these changes don't happen and we're still a  
25 Sarasota exchange, do I maintain my telephone number?



1 Is that going to happen? I may have to change my  
2 number anyway.

3 COMMISSIONER GARCIA: So your number  
4 currently is 371 and four numbers, right?

5 WITNESS LINDBERG: Correct.

6 COMMISSIONER CLARK: And that's because  
7 you're currently located at Porter Way. Where is  
8 Porter Way?

9 WITNESS LINDBERG: Porter Way is right --

10 COMMISSIONER GARCIA: Porter Way is south of  
11 University --

12 WITNESS SCOBIE: Porter Way is the -- is --  
13 shares the same road that the Sarasota County zoning  
14 department facility is, on Cattlemen.

15 COMMISSIONER CLARK: I understand that to be  
16 west of I-75.

17 WITNESS LINDBERG: That is very west, but  
18 not much west. If you come out our front door and  
19 take a right-hand turn, you'll be in traffic on I-75.

20 COMMISSIONER CLARK: All right. You have  
21 asked three questions, and I'm going to ask Mr. Scobie  
22 to come up and answer those questions, and then if you  
23 want to pursue more information or give us more  
24 information, we'll allow you to do that.

25 WITNESS SCOBIE: Thank you.

1           **COMMISSIONER CLARK:** Mr. Scobie is with GTE.

2           **WITNESS SCOBIE:** As I remember, his first  
3 question was, where -- if the transfer occurs, where  
4 will customers look for their business. And they will  
5 be in the Bradenton exchange directory. They will  
6 also be in the Sarasota directory as the Bradenton  
7 pages in the EAS portion of the Sarasota directory.  
8 They will, in effect, be in both directories. One is  
9 an EAS part of the Sarasota directory.

10           **COMMISSIONER CLARK:** But in the Sarasota  
11 directory they will not be intermingled with all the  
12 Sarasota numbers; they will be in another section that  
13 says Bradenton, and their number will be located  
14 there.

15           **WITNESS SCOBIE:** That's correct.

16           **COMMISSIONER CLARK:** Okay. The next  
17 question: If they divided University, what --

18           **COMMISSIONER GARCIA:** What is the  
19 dividing --

20           **COMMISSIONER CLARK:** -- what is the impact  
21 on where they can call and then the calling scope?

22           **WITNESS SCOBIE:** If they divided University?

23           **COMMISSIONER CLARK:** Right.

24           **WITNESS SCOBIE:** Which is currently where  
25 the Sarasota exchange is now.

1           **COMMISSIONER CLARK:** Correct.

2           **WITNESS SCOBIE:** There would be no change in  
3 their calling scope.

4           **COMMISSIONER CLARK:** I understood it to be  
5 on a permanent basis if there is the change, then the  
6 corporate park in the polo grounds would be part of  
7 Sarasota, and that which is above will be part of  
8 Bradenton. So that, yes, they will be in separate  
9 exchanges.

10          **WITNESS SCOBIE:** Yes, but as far as the  
11 calling scope of this -- of his business below  
12 University Park and, you know, where he will be in the  
13 corporate park, there will be no difference in calling  
14 scope of where he is now in his 371 exchange.

15          **COMMISSIONER CLARK:** But if he remains in  
16 the Sarasota exchange for yellow page purposes, he  
17 will be listed in Sarasota. That's where his number  
18 will be, in the Sarasota directory.

19          **WITNESS SCOBIE:** That's correct.

20          **COMMISSIONER CLARK:** And those people that  
21 are north of him on University, they would be listed  
22 in the Bradenton part of the Sarasota phone book and  
23 in the Bradenton phone book.

24          **WITNESS SCOBIE:** It depends on what  
25 ultimately occurs.



1           **COMMISSIONER CLARK:** That's assuming the  
2 dividing line is University.

3           **WITNESS SCOBIE:** That's correct. If the  
4 dividing line is University, yes, they would be in the  
5 Bradenton exchange and listed in the Sarasota -- in  
6 the EAS section of the Sarasota directory.

7           **COMMISSIONER CLARK:** Let me ask, if it is  
8 divided at University -- which is not the plan now --  
9 and they locate in that corporate park, would there --  
10 and they move and they get a new number, and would  
11 their number again change from -- what is it, 907?  
12 970?

13           **WITNESS SCOBIE:** It's 907. The number  
14 that's being utilized -- the whole NXX for this area  
15 is 907.

16           **COMMISSIONER CLARK:** And if we were to  
17 divide along University, maintain that division for  
18 the exchanges, then the people north of University, I  
19 assume, would keep the 907, and then we'd have to make  
20 some change for the Sarasota Polo Club area and the  
21 corporate park in their numbers. They would have to  
22 be routed differently than those north, and they would  
23 have to have a different NXX.

24           **WITNESS SCOBIE:** There would have to be --  
25 there would have to be two NXXs to deal with the north

1 and south split. Which gets which, I mean, has not  
2 been determined yet. I mean, from a -- from our  
3 standpoint, from an engineering determination, I  
4 couldn't say right now until I talked to the  
5 engineering planning people of how it would -- who  
6 would keep it and would wouldn't.

7 COMMISSIONER CLARK: And he had a third  
8 question. Do you remember that?

9 WITNESS SCOBIE: I thought his third  
10 question, his 371 number, would he have to take a  
11 number change if he moved into the park.

12 WITNESS LINDBERG: The question basically is  
13 if we don't make that change, will I maintain the 371  
14 exchange? If you only make the change north of  
15 University Parkway, at that point would the 371  
16 exchange still exist if you maintained the exchange or  
17 the system as it is south of University Park?

18 WITNESS SCOBIE: I don't have -- I don't  
19 know what's -- I apologize. I don't know which  
20 central office 371 in Sarasota works out of.

21 COMMISSIONER CLARK: Mr. Lindberg, do you  
22 currently have 371 at the location you're at?

23 WITNESS LINDBERG: At corporate park?

24 WITNESS SCOBIE: He's not in the corporate  
25 park yet.

1           **COMMISSIONER CLARK:** No. He's on the west  
2 side. And you have that number now. Are you asking  
3 if you move into corporate park can you keep this 371  
4 number?

5           **WITNESS LINDBERG:** If things are status quo,  
6 if things don't change. In other words, the change is  
7 from the north side of University Parkway, and  
8 everything is status quo south of University Parkway.

9           **COMMISSIONER CLARK:** I believe if you move,  
10 you're going to get a change in --

11           **WITNESS SCOBIE:** Yeah. I believe he's in a  
12 different -- even if status quo here, I believe he is  
13 in a different central office in the 371 than he would  
14 be on the east side of the interstate. (Indicating)  
15 So he would have to take a number change even if  
16 status quo to move into the park.

17           **COMMISSIONER CLARK:** Do you want to follow  
18 up and ask him a question --

19           **WITNESS SCOBIE:** The alternative --

20           **COMMISSIONER CLARK:** -- so you understand  
21 it?

22           **WITNESS SCOBIE:** The alternative there,  
23 there is a service called foreign central office  
24 service, which does have a charge, to carry the  
25 facility from what -- his central office he's in now



1 out to the new location.

2 COMMISSIONER CLARK: It actually goes back  
3 to the central --

4 WITNESS SCOBIE: Yes.

5 COMMISSIONER CLARK: -- office and comes  
6 back again.

7 WITNESS SCOBIE: Yes, it does.

8 WITNESS LINDBERG: That answers my question.  
9 Now I can state my objection.

10 COMMISSIONER CLARK: Okay.

11 WITNESS LINDBERG: We are a Sarasota  
12 company. We had plans and had to maintain a Sarasota  
13 address that is known throughout this country and the  
14 world as one of our premiere locations, and for us to  
15 pay taxes in Sarasota, run our business in Sarasota,  
16 and be charged all of the impact fees to build this  
17 facility in Sarasota, my objection is that I don't  
18 want to be listed as a Manatee company in the phone  
19 book. I deserve the same right for what I'm paying  
20 all the other expenses for.

21 COMMISSIONER CLARK: Any questions of  
22 Mr. Lindberg?

23 MS. CASWELL: No, I don't think so. Thank  
24 you.

25 MS. KEATING: Staff has none.

1           **COMMISSIONER CLARK:** Thank you for coming  
2 down.

3           **DR. MCGINTY:** I second.

4           **COMMISSIONER CLARK:** I think that --

5           **COMMISSIONER GARCIA:** Can I ask a question?

6 Do you expect more people to show up today at our  
7 hearing at 6:00? Would you even know?

8           **WITNESS LINDBERG:** I have no idea.

9           **COMMISSIONER CLARK:** How did you find out  
10 about it?

11           **WITNESS LINDBERG:** How did I find about  
12 that? That good looking gentleman behind me is the  
13 landlord of this building. He's also my father, so we  
14 have a strong working relationship on this whole  
15 thing. But we are an international company, and that  
16 is my number one concern.

17           **COMMISSIONER GARCIA:** Mr. McGinty, do you  
18 expect more people to testify or you think --

19           **DR. MCGINTY:** I'm surprised he's here.

20 (Laughter)

21           **WITNESS LINDBERG:** Understanding that there  
22 are not that many lots sold out there yet, and so this  
23 move, obviously you're not going to get a lot of  
24 protest, because unless the trees start protesting out  
25 there, there's nobody to protest.

1           **COMMISSIONER CLARK:** Mr. Lindberg, let me  
2 indicate to you that the reason -- as I understand it,  
3 the reason we're even pursuing this is the developer  
4 has asked that that area be treated as one community,  
5 and so maybe you want to talk to the developer about  
6 what he's requested.

7           **WITNESS LINDBERG:** I can understand the  
8 developer's concerns, but the developer -- if you have  
9 had the opportunity to go out there, there is not a  
10 sign going into the corporate park because the rules  
11 and regulations for dealing in Sarasota County's  
12 business requires certain forms to be filled out; and  
13 the sign had to be removed.

14           Sarasota still is going to govern that piece  
15 of property, and I appreciate what the phone company  
16 is trying to do here, but it is Sarasota County, and  
17 that's where we maintain our business, and that's  
18 where I want to maintain my identity throughout this  
19 whole process.

20           **COMMISSIONER CLARK:** I just wanted to  
21 indicate to you that the developer has asked for it  
22 sort of to have one identity. So you might want to  
23 indicate to him that's not necessarily what you're  
24 looking for.

25           **WITNESS LINDBERG:** Okay. I'd be happy to do



1 that. Thank you.

2 COMMISSIONER GARCIA: I guess all we have  
3 left is to close. But I'd like to ask Staff that we  
4 really think about -- you're not going to testimony --  
5 testify, sir, are you?

6 UNIDENTIFIED SPEAKER: Me?

7 COMMISSIONER GARCIA: Yes.

8 (Simultaneous comments.)

9 UNIDENTIFIED SPEAKER: No, unless there's a  
10 question or something that --

11 COMMISSIONER GARCIA: No.

12 COMMISSIONER CLARK: Wait a minute --

13 COMMISSIONER GARCIA: I just --

14 UNIDENTIFIED SPEAKER: -- concerned me.

15 COMMISSIONER CLARK: Mr. Garcia always does  
16 this. He wants to ask people in the audience, and we  
17 need --

18 COMMISSIONER GARCIA: No. That's fine.

19 COMMISSIONER CLARK: -- those people to come  
20 here. So just let --

21 COMMISSIONER GARCIA: No. That's fine.

22 COMMISSIONER CLARK: -- the record indicate  
23 that Mr. Lindberg's father-in-law, or father --

24 WITNESS LINDBERG: Father, senior  
25 Mr. Lindberg.

1           **COMMISSIONER CLARK:** -- did not indicate he  
2 was going to testify at this hearing.

3           **COMMISSIONER GARCIA:** I just want to ask  
4 Staff that we be very careful when we draft this. I  
5 think the company might have gotten ahead of itself  
6 here. And I think we have to be careful when we  
7 ballot this what exactly we're balloting, because  
8 there is, for me, a real question in the way that this  
9 remote office was designed and the way it presents  
10 this picture that is far different from the geographic  
11 boundaries that currently exist there.

12           And I -- obviously we've seen the  
13 information that's before us. There's still some  
14 late-filed exhibits that have to come in, but I am --  
15 I, like Mr. McGinty, am a bit perplexed at the logic  
16 of it. Hopefully, when I sit down and look at it all  
17 maybe it'll make more sense. But clearly I think that  
18 geographic -- that political boundaries tend to be  
19 understood by people, and we should try to stay along  
20 those for future growth.

21           **COMMISSIONER CLARK:** Any other questions? I  
22 need to indicate that we will -- the late-filed  
23 exhibits, if the Staff can indicate to me when we  
24 should have them provided; and I need to understand  
25 from GTE if they can provide them within the time set

1 out.

2 Staff, what do we usually require for  
3 late-filed exhibits?

4 MS. KEATING: Two weeks generally.

5 COMMISSIONER CLARK: Two weeks from now is  
6 what date?

7 MS. KEATING: Actually briefs are due  
8 April 16, so that would be fine with us.

9 COMMISSIONER CLARK: Excuse me?

10 MS. KEATING: April 16th would be fine with  
11 us. That's the same date that the briefs are due.

12 COMMISSIONER CLARK: Well, it doesn't give  
13 anyone the opportunity to object to them, so we will  
14 require the late-filed exhibits to be filed  
15 April 10th. We see no objection from GTE.

16 I would like to indicate to you Mr. McGinty  
17 that those late-filed exhibits will be given to you.  
18 If you object to having them included in the record,  
19 you need to let us know, and they will not be included  
20 if you object to them.

21 With that, I'd like to indicate we will  
22 adjourn this hearing at this time, but we will  
23 reconvene at 6:00 for the purpose of taking any  
24 further public testimony, if any. Thank you all and  
25 I'll see Staff and Commissioners again.



1           And let me indicate, Dr. McGinty, you do not  
2 have to be here for that part of the hearing, but of  
3 course you're welcome.

4           DR. MCGINTY: Are you going to serve food?  
5 (Laughter)

6           COMMISSIONER CLARK: Not unless you're  
7 bringing it. Thank you very much.

8           (Recess at 1:30 p.m.)

9           COMMISSIONER CLARK: Let's go back on the  
10 record for the portion of the hearing that's continued  
11 at 6:00, which is the service hearing. And,  
12 Ms. Keating, if you would please read the notice  
13 again.

14          MS. KEATING: By notice issued  
15 February 25th, 1998, this time and place have been set  
16 for a hearing in Docket No. 970990-TL, the proposed  
17 tariff filing by GTE Florida to transfer a portion of  
18 the Sarasota exchange into the Bradenton exchange.  
19 The purpose is as set forth in the notice.

20          COMMISSIONER CLARK: We'll take appearances.

21          MS. CASWELL: Kim Caswell, GTE Florida, One  
22 Tampa City Center, Tampa, Florida, 33601.

23          MS. KEATING: Beth Keating appearing for  
24 Commission Staff.

25          COMMISSIONER CLARK: There are a couple

1 housekeeping things I want to take care of.  
2 Apparently the newspaper had indicated that the  
3 hearing would take place from 10:00 until 6:00 rather  
4 than 10:00 and 6:00, and apparently while we were gone  
5 some customers did stop by and left a note for us.

6           Because we are not able to question them and  
7 have them under oath, we will simply put this on the  
8 correspondence side of the record. It is a note from  
9 Lakewood Ranch residents Joan Fortner, Beth Hibbs,  
10 Joanne Dain, Rimma Scull, and Lorraine McDermott, and  
11 I'm going to turn that over to the Staff to make sure  
12 it gets on the correspondence side of the record and  
13 that the participants in this proceeding have copies.

14           For the record, I'm going to note there is  
15 no one here from the public to testify. The only  
16 other thing I'm going to do is read the late-filed  
17 exhibits that we expect GTE to file, and then we'll  
18 adjourn the hearing.

19           The late-filed exhibits I have are:  
20 Number 1 is the Florida Trend article on planned  
21 communities, which you referred to Mr. Scobie. The  
22 second one is a cost analysis for decision to put in  
23 the remote switch. Number 3 is the least cost  
24 alternative to serve the Polo Club and the area that's  
25 south of University Parkway and southeast from the

1 Sarasota exchange, and the fourth late-filed exhibit  
2 is how customers are served on Fruitville Road; and  
3 that's what I have as the four late-filed exhibits.

4 MS. CASWELL: For Exhibit 5 I have the least  
5 cost alternative to serve just the Polo Club from the  
6 Sarasota exchange, and then Late-filed 4, I have how  
7 GTE serves Fruitville Road and south and southeast of  
8 the Polo Club.

9 COMMISSIONER CLARK: I'm sorry. I have  
10 Number 3 as the least cost alternative, but Number 5  
11 was the informal survey. Is not a late-filed exhibit,  
12 and it is admitted. It was the informal survey that  
13 we got from Dr. McGinty, and Exhibit 6 was the  
14 Lakewood Ranch map that was off the display board that  
15 I understand that you will submit to the court  
16 reporter and make sure everybody has reduced copies of  
17 it. And when I say you, I mean you, Mr. Scobie.

18 I note that there is no one here from the  
19 public to speak. I think we will wait until 15 after,  
20 and then we will adjourn the hearing. So we'll just  
21 stand in informal recess until 6:15.

22 (Brief recess.)

23 - - - - -

24 COMMISSIONER CLARK: We're going to conclude  
25 the informal recess. I note there is still no one



1 from the public here, so we will adjourn the hearing  
2 at this time. Thank you.

3 (Thereupon, the hearing concluded at 6:17  
4 p.m.)

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1 STATE OF FLORIDA)  
2 COUNTY OF LEON )

## CERTIFICATE OF REPORTER

3 I, H. RUTHE POTAMI, CSR, RPR, Official  
4 Commission Reporter,

5 DO HEREBY CERTIFY that the Hearing in Docket  
6 No. 970990-TL was heard by the Florida Public Service  
7 Commission at the time and place herein stated; it is  
8 further

9 CERTIFIED that I stenographically reported  
10 the said proceedings; that the same has been  
11 transcribed under my direct supervision; and that this  
12 transcript, consisting of 183 pages, constitutes a  
13 true transcription of my notes of said proceedings and  
14 the insertion of the prescribed prefiled testimony of  
15 the witness.

16 DATED this 2nd day of April, 1998.



17 H. RUTHE POTAMI, CSR, RPR  
18 Official Commission Reporter  
19 (904) 413-6734  
20  
21  
22  
23  
24  
25