

BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

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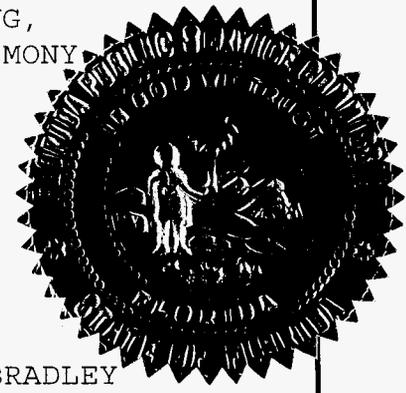
COMPLAINT AND REQUEST FOR SUMMARY DISPOSITION TO ENFORCE CONTRACT  
AUDIT PROVISIONS IN INTERCONNECTION AGREEMENT WITH NEWSOUTH COMMUNICATIONS  
CORP., BY BELLSOUTH TELECOMMUNICATIONS, INC.

DOCKET NO. 040028-TP

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

DOCKET NO. 040527-TP

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PROCEEDINGS: AGENDA CONFERENCE  
ITEM NOS. 8 and 9

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

DATE: Tuesday, July 19, 2005

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

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

1 PARTICIPATING:

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

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

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

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

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2 CHAIRMAN BAEZ: Go back on the record.

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

8 And, Commissioner Edgar, you had questions.

9 COMMISSIONER EDGAR: I did. Thank you.

10 I just wanted to go back for a moment. At the June  
11 21st meeting when these items came before us originally we had  
12 quite a long discussion and presentations and a number of  
13 questions and answers. And it came down to, I think, some  
14 points of contention between the scope of the audit and the  
15 organization or an organization that would be agreeable to all  
16 parties to conduct the requested audit. And there was  
17 agreement and discussion that the parties would get together  
18 with staff and that those items would come before us today.

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

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

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

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

15 CHAIRMAN BAEZ: Commissioners, any other questions?

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

18 Thank you, Commissioners, for your indulgence.

19 MS. KAUFMAN: Thank you.

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

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STATE OF FLORIDA )

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CERTIFICATE OF REPORTER

COUNTY OF LEON )

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

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

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

DATED THIS 22nd day of July, 2005.



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JANE FAUROT, RPR

Official FPSC Hearings Reporter  
FPSC Division of Commission Clerk and  
Administrative Services  
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