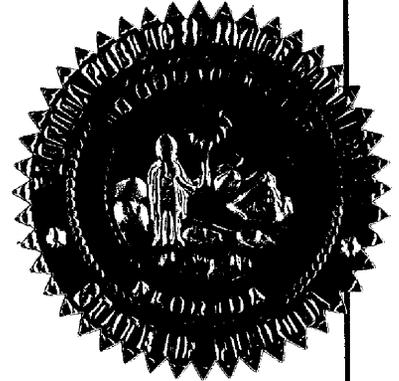


BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 041269-TP

In the Matter of:

PETITION TO ESTABLISH GENERIC
DOCKET TO CONSIDER AMENDMENTS TO
INTERCONNECTION AGREEMENTS RESULTING
FROM CHANGES IN LAW, BY BELLSOUTH
TELECOMMUNICATIONS, INC.



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PROCEEDINGS: PREHEARING CONFERENCE

BEFORE: COMMISSIONER LISA POLAK EDGAR
 Prehearing Officer

DATE: Wednesday, October 19, 2005

TIME: Commenced at 1:30 p.m.
 Concluded at 1:54 p.m.

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

REPORTED BY: LINDA BOLES, RPR, CRR
 Official FPSC Reporter
 (850) 413-6734

DOCUMENT NUMBER DATE
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1 APPEARANCES:

2 TRACY HATCH, ESQUIRE, AT&T Communications of the
3 Southern States, LLC, 101 North Monroe Street, Suite 700,
4 Tallahassee, Florida 32301, appearing on behalf of AT&T
5 Communications of the Southern States, LLC.

6 MEREDITH E. MAYS, ESQUIRE, and NANCY B. WHITE,
7 ESQUIRE, BellSouth Telecommunications, Inc., c/o Ms. Nancy H.
8 Sims, 150 South Monroe Street, Suite 400, Tallahassee, Florida
9 32301-1556, appearing on behalf of BellSouth
10 Telecommunications, Inc., participating telephonically.

11 BILL MAGNESS, ESQUIRE, Casey, Gentz & Magnes, LLP,
12 98 San Jacinto Boulevard, Suite 1400, Austin, Texas 78701,
13 appearing on behalf of CompSouth, participating telephonically.

14 VICKI GORDON KAUFMAN, ESQUIRE, Moyle, Flanigan, Katz,
15 Raymond & Sheehan, P.A., 118 North Gadsden Street, Tallahassee,
16 Florida 32301, appearing on behalf of CompSouth and Covad
17 Communications.

18 MATTHEW FEIL, ESQUIRE, 2301 Lucien Way, Suite 200,
19 Maitland, Florida 32751, appearing on behalf of FDN
20 Communications, participating telephonically.

21 DONNA C. MCNULTY, ESQUIRE, 1203 Governors Square
22 Boulevard, Suite 201, Tallahassee, Florida 32301-2960,
23 appearing on behalf of MCImetro Access Transmission Services,
24 LLC.

25

1 APPEARANCES CONTINUED:

2 FLOYD R. SELF, ESQUIRE, Messer, Caparello & Self,
3 P.A., Post Office Box 1876, Tallahassee, Florida 32302-1876,
4 appearing on behalf of MCI.

5 NORMAN H. HORTON, JR., ESQUIRE, Messer, Caparello &
6 Self, P.A., Post Office Box 1876, Tallahassee, Florida
7 32302-1876, appearing on behalf of NuVox Communications and
8 Xspedius Communications.

9 TERRY ROMINE, 6801 Morrison Boulevard, Charlotte,
10 North Carolina 28211, appearing on behalf of SECCA and US LEC,
11 participating telephonically.

12 SUSAN MASTERTON, ESQUIRE, Sprint Communications
13 Company Limited Partnership, P.O. Box 2214, Tallahassee,
14 Florida 32316-2214, appearing on behalf of Sprint
15 Communications Company Limited Partnership.

16 CHARLES A. GUYTON, ESQUIRE, Squire, Sanders &
17 Dempsey, LLP, 215 South Monroe Street, Suite 601, Tallahassee,
18 Florida 32301-1804, appearing on behalf of GRUCom.

19 DANA SHAFFER, XO Communications, Inc., 105 Molloy
20 Street, Suite 300, Nashville, Tennessee 37201, appearing on
21 behalf of XO Communications, Inc., participating
22 telephonically.

23 ADAM TEITZMAN, ESQUIRE, appearing on behalf of the
24 Florida Public Service Commission Staff.

25

P R O C E E D I N G S

1
2 COMMISSIONER EDGAR: Okay. Let's get started. Good
3 afternoon. We'll call this prehearing to order. Staff, will
4 you read the notice.

5 MR. TEITZMAN: Pursuant to notice issued
6 September 26th, 2005, this time and place has been set for a
7 prehearing conference in Docket Number 041269-TP.

8 COMMISSIONER EDGAR: Thank you. Okay. We'll take
9 appearances, and we'll start here, Mr. Guyton.

10 MR. GUYTON: Thank you. Charles Guyton with the law
11 firm of Squires, Sanders & Dempsey appearing on behalf of the
12 City of Gainesville, doing business as GRUCom.

13 MS. KAUFMAN: Vicki Gordon Kaufman with the Moyle,
14 Flanigan Law Firm. I'm appearing on behalf of CompSouth and
15 Covad Communications.

16 MS. McNULTY: I'm Donna McNulty appearing on behalf
17 of MCI. I'm also entering an appearance for Floyd Self on
18 behalf of MCI.

19 MR. HORTON: Norman H. Horton, Jr., of Messer,
20 Caparello & Self, appearing on behalf of NuVox Communications
21 and Xspedius Communications.

22 COMMISSIONER EDGAR: Thank you.

23 MR. HATCH: Tracy Hatch appearing on behalf of AT&T
24 Communications of the Southern States, LLC.

25 MS. MASTERTON: And Susan Masterton appearing on

1 behalf of Sprint Communications Company, Limited Partnership.

2 COMMISSIONER EDGAR: Okay. And who do we have with
3 us on the phone? Hello?

4 MR. FEIL: Commissioner, this is Matt Feil with FDN
5 Communications.

6 COMMISSIONER EDGAR: Thank you.

7 MS. SHAFFER: Dana Shaffer representing XO
8 Communications Services, Inc.

9 MR. MAGNESS: Commissioner, this is Bill Magness
10 with the law firm of Casey, Gentz & Magness on behalf of
11 CompSouth. I'd like to apologize in advance. I'm calling
12 from an airport, so if someone tells you to keep your bag
13 close to you, it's because I couldn't hit the mute button in
14 time.

15 MS. MAYS: Commissioner, Meredith Mays appearing on
16 behalf of BellSouth Telecommunications, Inc., and also
17 entering an appearance for Nancy White.

18 MS. ROMINE: (Technical difficulty with audio
19 system) -- on behalf of US LEC and SECCA.

20 COMMISSIONER EDGAR: I'm sorry. The last person, we
21 didn't quite get it. Could you please say your name and the
22 firm that you're with again.

23 MS. ROMINE: Yes. There's a lot of feedback. It's
24 Terry Romine, and I'm appearing on behalf of US LEC of Florida,
25 Inc., and the Southeastern Competitive Carriers Association or

1 SECCA.

2 COMMISSIONER EDGAR: Thank you, Ms. Romine. Anybody
3 else? Staff.

4 MR. TEITZMAN: Adam Teitzman on behalf of the
5 Commission.

6 COMMISSIONER EDGAR: Preliminary matters.

7 MR. TEITZMAN: Yes, Commissioner, there's one
8 preliminary matter. This morning US LEC filed a notice of
9 withdrawal from the proceeding and this was subsequent to the
10 last draft of the prehearing order.

11 COMMISSIONER EDGAR: Ms. Romine.

12 MS. ROMINE: Yes. US LEC of Florida, Inc., has
13 resolved all the outstanding issues with BellSouth, and we
14 are -- have no further issues in the generic proceeding, so
15 we're asking to withdraw as a party and to withdraw our
16 testimony as well.

17 COMMISSIONER EDGAR: Very good. And the final
18 prehearing order will be edited to, or amended to reflect
19 that.

20 MR. TEITZMAN: Yes, Commissioner.

21 MS. ROMINE: Thank you.

22 COMMISSIONER EDGAR: Thank you. Okay. Procedural
23 matters.

24 MS. SHAFFER: This is Dana Shaffer. May I ask a
25 quick question? To the extent that US LEC has --

1 COMMISSIONER EDGAR: I'm sorry. We're having a very
2 difficult time hearing you. Could you speak up?

3 MS. SHAFFER: Yes. Dana Shaffer on behalf of XO.
4 My question was for Ms. Romine. To the extent you have filed
5 anything on behalf of SECCA, that's not yet withdrawn; is that
6 correct?

7 MS. ROMINE: That is correct.

8 MS. SHAFFER: And just to let the hearing officer
9 know, we are, in all candor, we are working on, continuing to
10 work on settlement. And if it turns out that we can withdraw
11 both the XO and SECCA testimony, we will let you know as soon
12 as possible.

13 COMMISSIONER EDGAR: Staff.

14 MR. TEITZMAN: I just want to clarify.

15 COMMISSIONER EDGAR: Please.

16 MR. TEITZMAN: Is the witness -- it's Witness
17 Montano who has filed on behalf of US LEC and SECCA. Are they
18 withdrawing that testimony as well or are they asking that it
19 remain?

20 COMMISSIONER EDGAR: Could you clarify?

21 MS. ROMINE: I believe that Kristin Shulman is the
22 prefiled testimony on behalf of SECCA. But Ms. Montano's
23 testimony would be withdrawn.

24 MR. TEITZMAN: Okay. That will be reflected.

25 COMMISSIONER EDGAR: Yes, ma'am.

1 MS. KAUFMAN: This is Vicki Kaufman. I don't, I
2 don't think that that's correct, Ms. Romine, as least looking
3 at the draft prehearing order. It looks like Ms. Shulman was
4 appearing on XO's behalf.

5 MS. ROMINE: I'm sorry. In certain states Ms.
6 Shulman was actually on SECCA's behalf.

7 MS. SHAFFER: And I believe in Florida Montano's
8 testimony was on behalf of both US LEC and SECCA, this is Dana
9 Shaffer, and that's why I brought it up. It would not be
10 withdrawn yet with regard to SECCA, but we are working on
11 that. And I assume either I or Ms. Mays will inform you as
12 soon as possible if the testimony can be withdrawn on SECCA's
13 behalf as well. But the only party withdrawing at this time
14 is US LEC. Is that right, Ms. Romine?

15 COMMISSIONER EDGAR: Are we clear?

16 MS. ROMINE: I'm sorry. I'm just checking all of my
17 testimony.

18 COMMISSIONER EDGAR: Staff.

19 MR. TEITZMAN: Well, it is currently listed as
20 US LEC and SECCA, and further revision, we can remove the
21 notation of US LEC and just for the time being, until further
22 notice, it will remain in there and it will be referenced to
23 SECCA.

24 MS. ROMINE: Okay. Thank you.

25 COMMISSIONER EDGAR: That sounds satisfactory.

1 MS. SHAFFER: Sorry for the confusion. It's
2 probably my fault because we filed it different ways in
3 different states. But Ms. Romine, Ms. Romine was correct
4 about US LEC's withdrawal. Thank you.

5 COMMISSIONER EDGAR: Okay. Are we ready to move on?

6 Okay. Let's work our way through the prehearing
7 order. Section I. Section II. Section III.

8 MS. KAUFMAN: Commissioner Edgar.

9 COMMISSIONER EDGAR: Yes, ma'am.

10 MS. KAUFMAN: On Section III, just to comply with
11 the requirements, I think it's fairly certain to say that
12 CompSouth will probably be using some proprietary information,
13 and we will, of course, follow the appropriate Commission
14 procedures.

15 COMMISSIONER EDGAR: Fine. Okay. Section IV,
16 posthearing procedures. My understanding is that there is an
17 agreement that briefs will be limited to 100 pages. Did that
18 work for everybody? Limited to 100 pages. Okay. Less is
19 fine.

20 Okay. Section V.

21 MS. KAUFMAN: Commissioner, this is Vicki Kaufman
22 for CompSouth. On Section V, we had, you probably know, we
23 sort of had a parties' call prior to the prehearing conference
24 and we had talked about in regard to this summary, though we
25 know typically you include five minutes, that we would ask

1 that Mr. Gillan and Ms. Tipton be permitted to have a
2 ten-minute summary since they cover a lot of issues and a lot
3 of substance. And you probably also know this hearing has
4 already occurred in some other states, and that that seemed to
5 work fairly well. I think there is agreement with BellSouth
6 on that.

7 COMMISSIONER EDGAR: Any concerns?

8 MS. MAYS: This is Meredith Mays from BellSouth. We
9 would concur.

10 COMMISSIONER EDGAR: Staff.

11 MR. TEITZMAN: That is fine with staff.

12 COMMISSIONER EDGAR: Okay. Fine. Have that
13 reflected. Okay.

14 MS. MASTERTON: I mean, I don't know if this is the
15 right time to raise the issue of witness testimony that would
16 be stipulated into the record and the witnesses excused from
17 appearing at the hearing. Is this the right time, Adam, or --

18 COMMISSIONER EDGAR: I think we're about to get to
19 that, aren't we?

20 MS. MASTERTON: Okay.

21 COMMISSIONER EDGAR: Okay. Hold that for just a
22 moment and we will get to it.

23 Okay. So we were on Section V. Section VI.

24 Okay. Here we go. My understanding is that certain
25 witnesses have been stipulated to by the parties and that these

1 witnesses may be excused from the hearing.

2 MR. TEITZMAN: That is correct, Commissioner.

3 Kristin Shulman on behalf of XO, Wanda Montano on behalf of
4 SECCA, James Maples on behalf of Sprint and David Wallis on
5 behalf of BellSouth, the parties and staff have agreed to
6 stipulate into the record their prefiled testimony and waive
7 cross-examination.

8 COMMISSIONER EDGAR: Ms. Masterton.

9 MS. MASTERTON: That's exactly -- I mean, he said
10 what I was going to say.

11 COMMISSIONER EDGAR: Okay. I just wanted to make
12 sure that we did get back to you.

13 MS. MAYS: Adam, it's Meredith with BellSouth, and
14 Commissioner and parties. I believe that we have stipulated
15 Jerry Watts in the past. If DeltaCom wishes to stipulate him,
16 we would have no objection. I don't know if there's someone
17 there for DeltaCom.

18 MR. TEITZMAN: I would -- staff has no objection to
19 that with regard to DeltaCom. I don't know if DeltaCom -- is
20 there a representative from DeltaCom?

21 MS. MAYS: That witness has not appeared live in the
22 most recent hearings, so just --

23 MR. TEITZMAN: At this point, Commissioner, without
24 any acquiescence from DeltaCom, it probably wouldn't be
25 appropriate to excuse that witness or note that the testimony

1 is stipulated at this time.

2 COMMISSIONER EDGAR: Okay. So is that something
3 that you can follow up on?

4 MR. TEITZMAN: Certainly.

5 COMMISSIONER EDGAR: Okay. Okay. And then the
6 witnesses that have been stipulated and will be excused, that
7 will also be reflected in the final prehearing order.

8 MR. TEITZMAN: Yes, Commissioner.

9 COMMISSIONER EDGAR: Thank you. Okay. I think that
10 takes us to Section VII. Section VIII. Section IX. Staff.

11 MR. TEITZMAN: Yes, Commissioner. With regard to
12 the issues, the parties have stipulated the following, and
13 that would be Issues 6, 11, 19A through C, 20, 24 and 29, and
14 this is currently reflected in the prehearing order.

15 COMMISSIONER EDGAR: Any comments? We're all in
16 agreement. Very good.

17 Okay. So my understanding is we need to walk through
18 the issues.

19 All right. We'll start with Issue 1. Issue 2.

20 MS. KAUFMAN: Commissioner, Vicki Kaufman for
21 CompSouth. On Issue 2B, right now CompSouth's position is
22 reflected as "No position at this time." We had discussed
23 this with your staff and requested if we could have until
24 Monday to supply our position on that subissue.

25 COMMISSIONER EDGAR: Mr. Teitzman?

1 MR. TEITZMAN: It was discussed and that is fine
2 with staff. We will add that after receipt on Monday.

3 COMMISSIONER EDGAR: Fine. Any other comments on
4 Issue 2?

5 Issue 3. Issue 4. Issue 5. Issue 6, stipulated.
6 Issue 7. Issue 8. Issue 9. Issue 10. Issue 11, stipulated.
7 Issue 12. Issue 13.

8 MR. GUYTON: Commissioner, on Issue 13, GRUCom's
9 position should read "Agree with joint CLECs."

10 COMMISSIONER EDGAR: Mr. Teitzman.

11 MR. TEITZMAN: We will make that edit.

12 COMMISSIONER EDGAR: Okay. Issue 14. 15. Issue
13 16. Issue 17. Issue 18. Issue 19, stipulated. Issue 20,
14 stipulated. Issue 21.

15 MR. GUYTON: Commissioner, on Issue 21, GRUCom's
16 position should read "Agree with joint CLECs."

17 COMMISSIONER EDGAR: Mr. Teitzman.

18 MR. TEITZMAN: We will make that edit as well.

19 COMMISSIONER EDGAR: Thank you. Issue 22.
20 Issue 23. Issue 24, stipulated. Issue 25. 26. 27. 28. 29,
21 stipulated. Issue 30. Issue 31.

22 MR. GUYTON: Commissioner, on Issue 31, GRUCom's
23 position should read, "Agree with joint CLECs."

24 MR. FEIL: Commissioner, this is Matt Feil with FDN.
25 FDN's position can also read "Agree with joint CLECs."

1 COMMISSIONER EDGAR: Okay. We'll have those changes
2 noted, Mr. Teitzman.

3 MR. TEITZMAN: Yes, Commissioner.

4 MR. FEIL: Thank you.

5 COMMISSIONER EDGAR: Okay. So we are at Section X,
6 exhibit list. Section XI. Mr. Teitzman.

7 MR. TEITZMAN: Yes, Commissioner. I think -- let's
8 see. The first paragraph for BellSouth and the third
9 paragraph for BellSouth can be removed at this time, as they
10 will be reflected in other portions of the prehearing order,
11 as well as under joint CLECs, the first paragraph and the
12 final paragraph. The one remaining paragraph that will remain
13 under both would be with regard to the parties' proposal on
14 Issue 4. And staff did have a question with regard to the
15 timing of the proposal and how it will impact the Commission's
16 final decision.

17 COMMISSIONER EDGAR: Okay. Well, let's clarify.

18 MS. MAYS: Adam, it's Meredith Mays with BellSouth,
19 Commissioner and parties. On Issue 4, one thing to make clear
20 on the top of Page 49, it refers to the word "verification."
21 And just to be clear, what we've agreed to with CompSouth --

22 COMMISSIONER EDGAR: Could you speak up just a
23 little bit? I'm sorry. With regards to verification?

24 MS. MAYS: Yes. With regards to verification, we
25 would propose striking that and just making it "after an

1 agreed-upon process." It's a minor change. And in terms of
2 that process, we are supplementing discovery that CompSouth
3 has asked on an ongoing basis. It would be my hope certainly
4 that we would be able to at the time of hearing identify any
5 further disputes or any disputes that we have because we have
6 been working on that pretty much on a timely manner.

7 We would also propose that we, we would add a joint
8 exhibit to the evidentiary record which would capture the
9 confidential discovery that relates to the fiber-based
10 collocation.

11 COMMISSIONER EDGAR: Mr. Teitzman.

12 MR. TEITZMAN: That helps. So it's my understanding
13 in the parties' proposal it discusses either what they term a
14 mini hearing or a staff assisted negotiation. Is it my
15 understanding that -- am I correct that any disputes will be
16 addressed at the hearing?

17 MS. MAYS: This is Meredith again with BellSouth. I
18 believe that any disputes can be identified at the hearing
19 because I think we have all the information or will have all
20 the information at the time of hearing.

21 What the parties have talked about was that to the
22 extent we didn't have timely information, that we would have an
23 avenue to present any disputes before you and not, not be
24 foreclosed from doing so. And I guess I'd turn it over to
25 Bill Magness to see if he's in agreement that we're close

1 enough in our process that by the time we get to Florida we
2 will have that, can have all the answers we need and be able to
3 get this before you.

4 MR. MAGNESS: This is Bill Magness for CompSouth.
5 Commissioner, I would agree with what Ms. Mays is saying. In
6 fact, we met with BellSouth yesterday to discuss some of these
7 issues and keep trying to move towards a final list of issues
8 where we -- or rather offices (phonetic) where we agree or
9 disagree.

10 I anticipate, as does Ms. Mays, that because of the
11 timing of the hearing in Florida we will be able to finalize a
12 list to present to the Commission at hearing.

13 Just as background, part of the reason why we needed
14 to enter into the stipulation was that since we are taking
15 these cases to hearing earlier in some states and the
16 information is still being developed, that a lot of the
17 particulars of the process really applied more in those states
18 where we've already had to go to hearing without full
19 information. We're hopeful, as is BellSouth, that by the time
20 we have the hearing there in Florida, we will have that
21 information before you.

22 COMMISSIONER EDGAR: Mr. Teitzman.

23 MR. TEITZMAN: That certainly helps. That's
24 clarified.

25 COMMISSIONER EDGAR: Okay. Okay. Section XII,

1 pending motions.

2 Okay. My preference is that we take up the BellSouth
3 motion for summary final order at the beginning of the hearing
4 on November 2nd. Are there any objections to that? Anybody on
5 the phone?

6 MR. MAGNESS: No objections from CompSouth.

7 MS. MAYS: No objections from BellSouth.

8 COMMISSIONER EDGAR: Okay. Thank you. And I
9 understand that other motions will be satisfied prior to
10 hearing, Mr. Teitzman.

11 MR. TEITZMAN: That is correct, Commissioner. These
12 other, these other motions will be satisfied either prior to
13 the hearing or quite possibly prior to the issuance of this
14 prehearing order.

15 COMMISSIONER EDGAR: Okay. Section XIII. Section
16 XIV. Section XV. I understand that we have agreement that
17 opening statements will not exceed 15 minutes per party.
18 Okay? Okay.

19 Okay. Let's talk about dates. Mr. Teitzman.

20 MR. TEITZMAN: Yes, Commissioner. I'd just list off
21 some of the significant dates. The hearing is scheduled for
22 November 2nd through 4th, the transcripts from that hearing
23 will, will be due November 14th, and the parties' briefs are
24 currently scheduled to be due December 2nd.

25 COMMISSIONER EDGAR: Okay. We've had some witnesses

1 excused, we've had some withdrawals, we've had some
2 stipulations. Do we need three days?

3 MR. TEITZMAN: I would have to -- that would have to
4 be addressed to the parties.

5 COMMISSIONER EDGAR: To the parties, do we need
6 three days?

7 MS. MAYS: Commissioner, we've been able -- we've
8 been doing it in one day in the most recent hearings. I think
9 that Florida may be more of a contested state than some of the
10 smaller states, so perhaps we should plan for two as opposed
11 to one, but I do not think we need three. That would be
12 BellSouth's view.

13 MR. MAGNESS: Commissioner -- I'm sorry. Hold on
14 just a moment.

15 COMMISSIONER EDGAR: I'm sorry. What was that?

16 MR. FEIL: Mr. Magness asked you to hold on for a
17 moment. I think there was a loud announcement in his ear
18 while he was at the airport.

19 COMMISSIONER EDGAR: Thank you, Mr. Feil.

20 MR. MAGNESS: I apologize.

21 COMMISSIONER EDGAR: That's okay.

22 MR. MAGNESS: We would anticipate probably two days
23 as well. I think we could certainly shorten the hearing
24 significantly and maybe get it into a one-day hearing if we
25 were able to use some of the transcripts from some of the

1 other states where we've done these hearings. We're going to
2 be doing some cross-examination that has been done in other
3 forums of the same witnesses. That's an issue we, you know,
4 could take up at hearing.

5 I think, you know, as Ms. Mays says, because of the
6 size and importance of Florida, I think there are a lot of
7 issues that we'll want to explore perhaps more thoroughly than
8 we've needed to either because they just simply don't apply in
9 some of the smaller states or just the significance of your
10 market to competition. So -- but even with that, I think we'd
11 probably go two days instead of three.

12 COMMISSIONER EDGAR: Well, we have three days
13 scheduled, of course, so we will have three days available to
14 us. And we want to give everybody the time that they need,
15 and certainly I am not the senior officer at that particular
16 hearing. But if in the interest of travel schedules and all
17 that we can get it done, get everything done that we need to
18 do in two days, that would certainly be a good thing.

19 Mr. Teitzman, any other matters?

20 MR. TEITZMAN: None that I'm aware of, Commissioner.

21 COMMISSIONER EDGAR: Any other matters that anybody
22 else needs to raise? All right. Thank you very much. We're
23 adjourned.

24 (Prehearing conference adjourned at 1:54 p.m.)

25

1 STATE OF FLORIDA)
2 COUNTY OF LEON)

CERTIFICATE OF REPORTER

3
4 I, LINDA BOLES, RPR, CRR, Official Commission
5 Reporter, do hereby certify that the foregoing proceeding was
6 heard at the time and place herein stated.

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

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

17 DATED THIS 24TH DAY OF OCTOBER, 2005.

18
19 
20 _____
21 LINDA BOLES, RPR, CRR
22 FPSC Official Commission Reporter
23 (850) 413-6734
24
25