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April 28, 2008

**Via Hand Delivery**

Ann Cole, Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

RECEIVED-FPSC  
08 APR 28 PM 3:47  
COMMISSION  
CLERK

Re: Docket No. 000475-TP  
Complaint by Bellsouth Telecommunications, Inc., against Thrifty Call, Inc.  
regarding practices in the reporting of percent interstate usage for compensation  
for jurisdictional access services

Dear Ms. Cole:

Enclosed for filing on behalf of Thrifty Call, Inc. ("Thrifty Call"), please find an original and fifteen copies of Thrifty Call, Inc.'s Objections to AT&T Florida's Amended Notice of Rule 1.310(b)(6) Deposition.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me.

Thank you for assistance with this filing.

Sincerely,

*Martin P. McDonnell*  
Martin P. McDonnell

- CMP
- COM
- CTR
- ECR
- SCL 2
- OPC
- RCA 1 /vp
- SCR
- BGA
- SEC
- CTR

Enclosures  
FAUSERS\Marty\Thrifty Call\042808coleltr.wpd

DOCUMENT NUMBER-DATE  
03424 APR 28 08  
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: )  
 )  
Complaint by BellSouth Telecommunications, Inc. ) Docket No. 000475-TP  
against Thrifty Call, Inc. regarding practices in the ) Filed: April 28, 2008  
reporting of percent interstate usage for compensa- )  
tion for jurisdictional access services )  
\_\_\_\_\_ )

**THRIFTY CALL, INC.'S OBJECTIONS TO AT&T FLORIDA'S  
AMENDED NOTICE OF RULE 1.310(b)(6) DEPOSITION**

Thrifty Call, Inc. ("Thrifty Call"), by and through undersigned counsel, hereby objects to Bellsouth Telecommunications, Inc. d/b/a AT&T Florida's ("AT&T") Amended Notice of Rule 1.310(b)(6) Deposition and states as follows:

1. On April 21, 2008, AT&T filed an Amended Notice of Rule 1.310(b)(6) Deposition to take the deposition of Thrifty Call's corporate representative in the instant case. A copy of that notice of deposition is attached hereto as Exhibit A.
2. Discovery in the instant case closes May 5, 2008.
3. AT&T is aware, and has been aware since December, 2000, that Thrifty Call no longer exists as a viable corporation and has not been an active corporation since February 2000.
4. Nonetheless, AT&T is seeking information pursuant to its amended notice of deposition relating to numerous technical and corporate workings of Thrifty Call with full knowledge that that information cannot be made available to AT&T on such short notice, if ever.
5. AT&T's amended notice of deposition requests information that is untimely, grossly unduly burdensome and cannot be complied with in any meaningful way. Thrifty Call is ready willing and able to produce a corporate representative that is available who is the most knowledgeable about the operations of Thrifty Call during its existence.

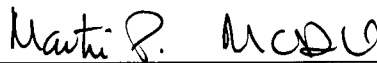
DOCUMENT NUMBER-DATE

03424 APR 28 8

FPSC-COMMISSION CLERK

6. To the extent AT&T at the eleventh hour seeks matters that are totally out of the realm of the current knowledge of Harold Lovelady, or are grossly burdensome or irrelevant, Thrifty Call objects to AT&T's amended notice of deposition.

WHEREFORE, Thrifty Call moves to strike the amended notice of deposition to the extent matters are deemed extraneous, untimely, unduly burdensome, and/or impossible to address on such short notice.



\_\_\_\_\_  
KENNETH A. HOFFMAN, ESQUIRE  
MARTIN P. MCDONNELL, ESQUIRE  
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850-681-6788 (telephone)  
850-681-6515 (telecopier)  
[Ken@reuphlaw.com](mailto:Ken@reuphlaw.com)  
[Marty@reuphlaw.com](mailto:Marty@reuphlaw.com)

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing was furnished by U.S. Mail to the following this 28 day of April, 2008:

Charlene Poblete  
Rick Mann  
Nancy Pruitt  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

Tracy W. Hatch  
Manuel Gurdian  
AT&T Florida Legal Department  
150 West Flagler Street, Suite 1910  
Miami, Florida 33130

John T. Tyler  
Suite 4300, AT&T Midtown Center  
675 W. Peachtree Street, NE  
Atlanta, GA 30375

E. Earl Edenfield, Jr.  
c/o Greg Follensbee  
150 S. Monroe Street, Suite 400  
Tallahassee, Florida 32301

  
\_\_\_\_\_  
MARTIN P. MCDONNELL, ESQ.

F:\USERS\Marty\Thrifty Call\OBJECTIONSTORULE1.310(B)(6).doc



Manuel A. Gurdian  
Attorney  
Legal Department

AT&T Florida  
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Tallahassee, FL 32301

T: (305) 347-5561  
F: (305) 577-4491  
[manuel.gurdian@att.com](mailto:manuel.gurdian@att.com)

April 21, 2008

Ann Cole, Commission Clerk  
Office of the Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850


Re: **FL Docket 000475-TP - Complaint Against Thrifty Call, Inc.  
Regarding Practices in Reporting PIU for Compensation  
For Jurisdictional Access Services**

Dear Ms. Cole:

Enclosed is BellSouth Telecommunications, Inc. d/b/a AT&T Florida's *Amended* Notice of Rule 1.310(b)(6) Deposition, which we ask that you file in the captioned docket.

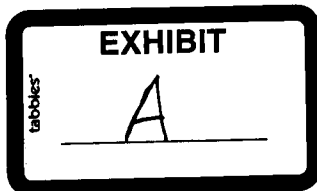
Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,



Manuel A. Gurdian

cc: All Parties of Record  
Jerry D. Hendrix  
Gregory R. Follensbee  
E. Earl Edenfield, Jr.  
Lisa S. Foshee



DOCUMENT NUMBER-DATE

03424 APR 28 08

FPSC-COMMISSION CLERK

**CERTIFICATE OF SERVICE**  
**Docket No. 000475-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

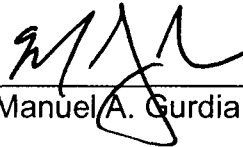
Electronic Mail and First Class U.S. Mail this 21<sup>st</sup> day of April, 2008 to the following:

Charlene Poblete  
Rick Mann  
Staff Counsels  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
[cpoblete@psc.state.fl.us](mailto:cpoblete@psc.state.fl.us)  
[rmann@psc.state.fl.us](mailto:rmann@psc.state.fl.us)

Laura King  
Nancy Pruitt  
Sally Simmons  
Division of Competitive Markets  
& Enforcement  
Florida Public Service Commission  
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Denise Vandiver  
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& Customer Assistance  
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Tallahassee, Florida 32399-0850  
[dvandive@psc.state.fl.us](mailto:dvandive@psc.state.fl.us)

Kenneth A. Hoffman, Esq.  
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[ken@reuphlaw.com](mailto:ken@reuphlaw.com)  
[marty@reuphlaw.com](mailto:marty@reuphlaw.com)



Manuel A. Gurdian

(+) Signed Protective Agreement

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re:

	) Docket No. 000475-TP
Complaint by BellSouth Telecommunications, Inc.	)
against Thrifty Call, Inc. regarding practices	)
in the reporting of percent interstate usage for	)
compensation for jurisdictional access services	)
_____	) Filed: April 21, 2008

**AT&T FLORIDA’S AMENDED NOTICE OF RULE 1.310(b)(6) DEPOSITION**  
**(CHANGE IN DEPOSITION LOCATION)**

TO: Mr. Martin P. McDonnell  
Rutledge, Ecenia, Purnell & Hoffman, P.A.  
215 South Monroe St., Ste. 420  
P.O. Box 551  
Tallahassee, FL 32302

PLEASE TAKE NOTICE that pursuant to Florida Rules of Civil Procedure, Rule 1.310(b)(6), BellSouth Telecommunications, Inc. d/b/a AT&T Florida (“AT&T Florida”), through its undersigned counsel, will take the deposition of Thrifty Call’s Corporate Representative upon oral examination for purposes of discovery, for use at trial, or for any other purpose allowed under the Florida Rules of Civil Procedure, the Uniform Rules of Procedure, and the Rules of the Florida Public Service Commission.

The deposition, before a duly authorized officer certified to administer oaths, will be held on April 29, 2008 at 9:00 a.m. (Central time) at the law offices of Strasburger & Price, 300 Convent Street, Suite 900, San Antonio, Texas 78205.

In accordance with Fla.R.Civ.P 1.310(b)(6), Thrifty Call shall designate one or more officers, directors, or managing agents, or other persons, to testify on its behalf, and the person so designated shall testify about matters known or reasonably available to the organization. The matters upon which examination is requested may include, but may not be limited to:

1. The deployment and operation of Thrifty Call, Inc.'s end office switch(es) used for the delivery of telecommunications traffic to end users in Florida during the period January 1998 through December 2000. Upon information and belief, BellSouth understands that the end office switch in question has since been sold to Grande Communications, and is currently shown in the telecom industry's Local Exchange Routing Guide (LERG) as follows:

Switch CLLI Code: ATLNGAMADM5  
Address: 55 MARIETTA ST NW, ATLANTA, GA 30303  
Carrier Name: GRANDE COMMUNICATIONS NETWORKS, INC. - GA  
Operating Company Number: 8512  
V/H Coordinates: 07260 / 02085  
Equipment Type: D12  
Lata of Operation: 438  
Switch Functionality: END OFFICE / LNP CAPABLE

If Thrifty Call, Inc. utilized different end office switch(es) to deliver telecommunications traffic to end users in Florida during the period January 1998 through December 2000, then please designate someone knowledgeable for all such switches owned or operated by Thrifty Call, Inc., including at a minimum the same LERG categories of information as shown for the Atlanta, Georgia switch above.

2. If Thrifty Call Inc. owned or operated tandem switches (i.e. ending in a CLLI code with the letter "T") delivering telecommunications traffic destined for end users in Florida during the period January 1998 through December 2000, then please designate someone knowledgeable for all such tandem switches, including at a minimum the LERG categories of information as shown above. For all such tandem switches, please designate someone knowledgeable to discuss all end office switches subtending that tandem switch and the tariff or contractual basis for their connectivity. Upon information and belief, BellSouth understands that Thrifty Call sold its tandem switch to Grande Communications, which tandem switch is currently displayed in the LERG as follows:

Switch CLLI Code: ATLNGAMA01T  
Address: 55 MARIETTA ST NW, ATLANTA, GA 30303  
Carrier Name: GRANDE COMMUNICATIONS NETWORKS, INC. - GA  
Operating Company Number: 8512  
V/H Coordinates: 07260 / 02085  
Lata of Operation: 438  
Equipment Type: TDM

3. For all end office and tandem switches identified above, please designate someone knowledgeable about the recording of minutes of use on those switches, including, but not limited to:



- a. Whether the recording of minutes of use on the switch was managed by Thrifty Call, Inc. employees, contractors, or outside vendors;
- b. Whether the recording of minutes of use on the switch was saved electronically to magnetic tape, diskette, or other physical media, and the current whereabouts of said media;
- c. Whether the recording of minutes of use on the switch was in the telecom industry's Automated Message Accounting format, and included the Calling Party Number of the originating end user; and
- d. Whether the Calling Party Number of the originating end user was reformatted, re-designated, or otherwise changed when the switch routed the call;
- e. Whether the Calling Party Number of the originating end user defaulted to a ten-digit telephone number with an Atlanta, GA area code was assigned to the end office or tandem switches, regardless of the physical location of the originating end user;
- f. Whether the Calling Party Number (CPN) data field was left blank if CPN was missing when the originating end user call reached the switch in question.

4. If Thrifty Call, Inc. owned or operated Signaling System 7 (SS7) signaling transfer points (i.e. ending in a CLLI code with the letter "W") utilized to deliver SS7 signaling destined for end users in Florida during the period January 1998 through December 2000, then please designate someone knowledgeable for all such SS7 signaling transfer points owned or operated by Thrifty Call, Inc., including at a minimum the same LERG categories of information as shown above. Again, based upon information currently showing in the telecom industry's Local Exchange Routing Guide, Grande Communications switches currently utilize SS7 signal transfer points owned and operated by Grande itself. Examples of Grande SS7 signaling transfer points are shown below:

Switch CLLI Code: DLLSTX3706W  
 Address: 2323 BRYAN ST, DALLAS, TX 75201  
 Carrier Name: GRANDE COMMUNICATIONS NETWORKS, INC. - TX  
 OCN: 7670  
 V/H Coordinates: 08435 / 04034  
 Equipment Type: DMS  
 Switch Office Functionality: STP

Switch CLLI Code: HSTNTX2701W  
 Address: 1001 TEXAS ST, HOUSTON, TX 77002  
 Carrier Name: GRANDE COMMUNICATIONS NETWORKS, INC. - TX

OCN: 7670  
V/H Coordinates: 08936 / 03537  
Equipment Type: EST  
Switch Office Functionality: STP

5. If during the period January 1998 through December 2000, Thrifty Call, Inc. outsourced its network's SS7 signaling to a third party SS7 vendor, then please designate a corporate representative knowledgeable about all such third party SS7 signaling transfer points, including those utilized for telecommunications traffic destined for Florida end users. Upon information and belief, an example of a third party SS7 vendor operating in the Atlanta, GA area and servicing Grande is shown below:

Switch CLI Code: ATLNGATL05W  
Address: 51 PEACHTREE CENTER AVE NE, ATLANTA, GA 30303  
Carrier Name: VERISIGN, INC.  
V/H Coordinates: 07259 / 02084  
Equipment Type: EST  
Switch Office Functionality: STP

Another example of an Atlanta, GA area third party SS7 vendor is shown below:

Switch CLI Code: ATLNGAMQ06W  
Address: 56 MARIETTA ST NW, ATLANTA, GA 30303  
Carrier Name: SYNIVERSE TECHNOLOGIES, INC.  
V/H Coordinates: 07260 / 02085  
Equipment Type: EST  
Switch Office Functionality: STP

If a third party SS7 vendor was used to deliver SS7 signaling associated with traffic destined for Florida end users in 1998 – 2000, then please designate someone knowledgeable about the contractual or tariffed nature of the arrangement, and the vendor's ability to document SS7 call detail on traffic from that period.

6. Regardless of whether SS7 signal transfer points were owned/operated by Thrifty Call or outsourced to an SS7 vendor, please designate a person with knowledge about the SS7 call detail recording capabilities at all SS7 signal transfer points, including, but not limited to

- a. Whether the Calling Party Number of the originating end user was saved electronically to magnetic tape, diskette, or other physical media, and the current whereabouts of said media;
- b. Whether the Calling Party Number of the originating end user was reformatted, re-designated, or otherwise changed when the SS7 signal transfer point routed the signal;

- c. Whether the Calling Party Number of the originating end user defaulted to a ten-digit telephone number with an Atlanta, GA area code, regardless of the physical location of the originating end user;
- d. Whether the Calling Party Number (CPN) data field was left blank if CPN was missing when the originating end user SS7 signal reached the SS7 signal transfer point in question.

7. Please identify a corporate representative knowledgeable about the inter-carrier traffic termination or "least cost router" agreements Thrifty Call, Inc. had (whether by tariff, contract, or physical interconnection of switches) within the telecommunications industry in the period January 1998 to present, including but not limited to the following carriers or companies:

- a. Sprint/United Telephone (now Embarq)
- b. GTE (now Verizon)
- c. MCI (now Verizon Business)
- d. Qwest
- e. U.S. LEC
- f. Paetec
- g. Nevada Partners
- h. E-Tex Data
- i. Ward Products

8. Please designate a corporate representative knowledgeable about the Florida PSC Audit in this case, described below:

Docket No. 000475-TP;  
 Company Name: Thrifty Call, Inc. ;  
 Audit Purpose: Determine Actual Percentage Interstate Usage ;  
 Audit Control No. 01-292-1 -1

At a minimum, the corporate representative on the topic of the Florida PSC audit should be knowledgeable about

- a. The CD-ROM diskettes provided to Florida PSC Audit staff on or about February 2002
- b. The source of the data on those CD-ROMs, whether from originating switch, SS7 signal transfer point, or from traffic study
- c. The originating Calling Party Number (CPN) shown on that audit or traffic study, and its percentage Interstate
- d. The occasions when CPN was missing on that audit or traffic study, and reasons for not having originating CPN
- e. Any and all Thrifty Call criticisms or disagreements with the final Florida PSC audit in this case

9. Please designate a corporate representative knowledgeable about the Thrifty Call case before the Federal Communications Commission (FCC), resulting in Declaratory ruling DA 04-3576 (November 10, 2004). At a minimum, the corporate representative should be knowledgeable in

- a. Whether the FCC correctly characterized Thrifty Call as “rout[ing] nearly all of its wholesale traffic bound for BellSouth customers in North Carolina and Florida through its switch in Atlanta, GA
- b. Whether the FCC correctly characterized Thrifty Call’s argument as being that “these calls [destined to BellSouth] were interstate because the calls entered its [Thrifty Call’s] network at its switch in Georgia, a different state than the state in which the called party was situated.”
- c. The EES methodology of jurisdictionalizing intercarrier traffic
- d. The originating networks sending traffic to Thrifty Call’s Atlanta, GA switch

10. Please designate a corporate representative knowledgeable about the marketing, sales, and operation of pre-paid calling cards sold by Thrifty Call, Inc. in the period January 1998 through December 2000, and in particular

- a. Whether customers purchasing Thrifty Call pre-paid calling cards could originate calls within the state of Florida
- b. Whether customers purchasing Thrifty Call pre-paid calling cards could terminate calls to Florida end users
- c. What Thrifty Call switch(es) were utilized in routing calls from pre-paid calling cards.

11. Please designate a corporate representative knowledgeable about the past and current corporate status of Thrifty Call, Inc., including but not limited to:

- a. The location(s) of Corporate Headquarters
- b. The location(s) of Central Offices, equipment collocations, or network operation control facilities
- c. The location(s) of Call Centers or Customer Service Centers
- d. All directors, officers, or other principals involved in corporate governance.
- e. The custodian of articles of incorporation, amendments, corporate by-laws, minutes of board of director meetings, and other official corporate papers.
- f. The Chief Financial Officer(s) (CFOs) for the corporation from January 1998 to present
- g. The outside, independent auditors for the corporation from January 1998 to present

- h. The custodian of the corporate annual reports from January 1998 to present

12. Please designate a corporate representative knowledgeable about Thrifty Call, Inc.'s relationship and arrangements with Lovelady Management, Inc., whether contractual or otherwise. Upon information and belief, Bellsouth understands that Thrifty Call, Inc. consents to Florida PSC jurisdiction in this case showing the following location of Lovelady Management, Inc.

Thrifty Call, Inc.  
c/o Lovelady Management, Inc.  
400 W. Hopkins, Suite 103  
San Marcos, TX 78666  
Phone: 512-754-6406  
FAX: 512-754-1515  
Email: harold@corridor.net

Please have the corporate representative knowledgeable about Lovelady Management, Inc.'s billing to Thrifty Call, Inc., including the hourly rate(s), invoicing, payment arrangements,

13. Please designate a corporate representative knowledgeable about Thrifty Call, Inc.'s balance sheet, cash holdings and general financial liquidity for the period January 1998 through present, including but not limited to:

- a. Bank checking accounts
- b. Interest-bearing savings or investment accounts, whether or not check-drafting privileges are available,
- c. Certificate of Deposits
- d. Stock and Stock Options
- e. Bonds
- f. Loans made by Thrifty Call, Inc.
- g. Payment of Corporate Dividends to Shareholders

14. Please designate a corporate representative knowledgeable about Thrifty Call's registrations, annual filings, and reporting to the following state and federal governmental bodies:

- a. The Florida Secretary of State
- b. The Florida state taxing authority
- c. The Florida Public Service Commission
- e. The Federal Communications Commission
- f. The Federal Internal Revenue Service
- g. The Federal Securities and Exchange Commission

For example, BellSouth shows that Thrifty Call, Inc. maintains the following corporate registration with the Florida Secretary of State:

Name: THIRTY CALL, INC.  
Address: 410 CARLSON CIR.  
SAN MARCOS, TX 78666  
Florida Sec. of State ID Number: F95000000246  
Filing Date: 01/17/1995  
State of Incorporation: MISSOURI  
Status: INACTIVE  
Corporation Type: PROFIT  
Business Type: FOREIGN CORPORATION  
Address Type: MAILING  
Federal Identification Number: 431596154

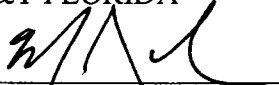
15. If Thrifty Call, Inc. has been formally dissolved as a corporation, please designate a corporate representative knowledgeable about the corporate dissolution, including but not limited to

- a. The date of corporate dissolution
- b. The final disposition of all corporate bank accounts and financial holdings
- c. Final shareholder distributions
- d. Contingencies for payment of debts in this Florida PSC complaint docket.

The Deposition shall continue from day to day until completed.

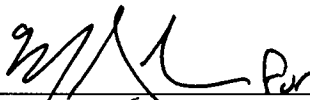
Respectfully submitted this 21st day of April, 2008.

AT&T FLORIDA



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E. Earl Edenfield, Jr.  
Manuel A. Gurdian  
c/o Gregory R. Follensbee  
150 So. Monroe Street, Suite 400  
Tallahassee, FL 32301  
(305) 347-5558



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Lisa S. Foshee  
John T. Tyler  
AT&T Southeast  
Suite 4300, AT&T Midtown Center  
675 W. Peachtree St., NE  
Atlanta, GA 30375  
(404) 335-0757

706826

cc: Court Reporter (Esquire)