

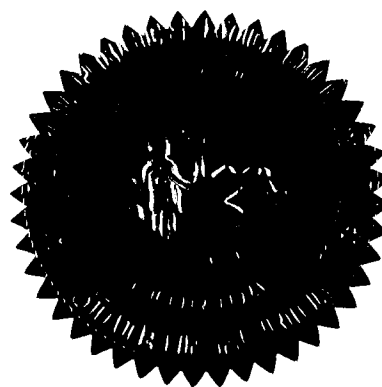
BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

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In the Matter of

Petition for emergency relief:
by Supra Telecommunications &
Information Systems against
BellSouth Telecommunications
Inc., concerning collocation
and interconnection
agreements.

DOCKET NO. 980800-TP



PROCEEDINGS: **PREHEARING CONFERENCE**

BEFORE: COMMISSIONER E. LEON JACOBS, JR.
 Prehearing Officer

DATE: **Monday, September 21, 1998**

TIME: Commenced at 1:30 p.m.
 Concluded at 2:00 p.m.

PLACE: Betty Easley Conference Center
 Room 152
 4075 Esplanade Way
 Tallahassee, Florida

REPORTED BY: JOY KELLY, CSR, RPR
 Chief, Bureau of Reporting

1 **APPEARANCES:**

2 **SUZANNE F. SUMMERLIN**, 1311-B Paul Russell
3 Road, Suite 201, Tallahassee, Florida 32301, appearing
4 on behalf of **Supra Telecommunications and Information**
5 **Systems, Inc.**

6 **NANCY B. WHITE**, 150 South Monroe Street,
7 Suite 400, Tallahassee, Florida 32301, appearing on
8 behalf of **BellSouth Telecommunications, Inc.**

9 **BETH KEATING**, Florida Public Service
10 Commission, Division of Legal Services, 2540 Shumard
11 Oak Boulevard, Tallahassee, Florida 32399-0850,
12 appearing on behalf of the **Commission Staff.**

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

2 (Hearing convened at 1:30 p.m.)

3 **COMMISSIONER JACOBS:** We're all here again.
4 Counsel, read the notice.

5 **MS. KEATING:** This time and place have been
6 noticed for a prehearing conference in 980800-TP. The
7 purpose is as set forth in the notice.

8 **COMMISSIONER JACOBS:** Take appearances.

9 **MS. WHITE:** Nancy White on behalf of
10 BellSouth Telecommunications.

11 **MS. SUMMERLIN:** Suzanne Summerlin on behalf
12 of Supra Telecommunications and Information Systems.

13 **MS. KEATING:** Beth Keating appearing for
14 Commission Staff.

15 **COMMISSIONER JACOBS:** Okay. Let's see, we
16 have some preliminary matters, I believe.

17 **MS. KEATING:** Yes, Commissioner, there are a
18 few motions that I believe can be taken up as a
19 preliminary matter.

20 **COMMISSIONER JACOBS:** Okay. As you can see
21 from the Draft Prehearing Order, there are several
22 outstanding motions. The motions regarding Supra's
23 motion to dismiss BellSouth's motion for
24 reconsideration, and BellSouth's answer in this
25 docket, Staff is prepared to draft a recommendation

1 for the Commission panel regarding those motions. We
2 feel that would be the most appropriate way to handle
3 those motions.

4 **COMMISSIONER KIESLING:** Okay. I'm looking
5 at the Draft Prehearing Order Page 15.

6 **MS. KEATING:** Right.

7 **COMMISSIONER JACOBS:** I'm sorry.

8 **MS. KEATING:** There are two motions for oral
9 argument regarding that motion. And then there's
10 Supra's September 2nd motion to dismiss BellSouth's
11 Motion for Reconsideration and Motion to Strike
12 BellSouth's answer to Supra's complaint in this
13 docket. And then there's BellSouth's opposition to
14 Supra's Motion to Dismiss and Motion to Strike and
15 BellSouth's own Motion to Strike Supra's motion.

16 **COMMISSIONER JACOBS:** So we would take these
17 all to agenda for the full Commission.

18 **MS. KEATING:** That's what Staff suggests.

19 **COMMISSIONER JACOBS:** Okay. I'm inclined to
20 go along with that. I'll hear from the parties.

21 **MS. WHITE:** I think it's appropriate that it
22 be heard by either the panel -- are you saying the
23 panel or the full Commission?

24 **MS. KEATING:** The panel is fine.

25 **MS. WHITE:** I think that would be

1 appropriate.

2 **MS. SUMMERLIN:** I think so too.

3 **COMMISSIONER JACOBS:** Then we'll continue
4 and go with that recommendation.

5 **MS. SUMMERLIN:** If I can just interpose
6 something, we're filing a response today with a
7 request for it to be considered being out of time.
8 It's a couple of days late. But we're putting that in
9 today.

10 **MS. KEATING:** A response to BellSouth's
11 motion to strike your motion.

12 **MS. SUMMERLIN:** For the sanctions, yeah.

13 **MS. KEATING:** Okay. Supra has also filed a
14 motion for leave to file direct testimony of Mr. Ramos
15 and Nilson one day late. As I understand it, there's
16 no objection.

17 **MS. WHITE:** No objection.

18 **COMMISSIONER JACOBS:** Okay. It's granted.
19 And let's see, there is a -- okay, that's "E" and "F"?
20 No, "E" is for request for production of documents.
21 And that we're going to --

22 **MS. WHITE:** That I think was just a motion
23 for temporary protective order --

24 **MS. KEATING:** Right.

25 **MS. WHITE:** -- because some of the

1 information BellSouth gave Supra in response to that
2 discovery was proprietary, but Supra and BellSouth
3 have entered into a protective agreement, so I think
4 that's pretty much taken care of.

5 **COMMISSIONER JACOBS:** All right. That
6 leaves us then with just a request for opening
7 statements at hearing.

8 **MS. KEATING:** There's also one other thing I
9 need to point out. We had discussions at the end of
10 last week regarding filing of rebuttal testimony.
11 There was some difficulties due to walk-throughs that
12 were being conducted out of town and the scheduling of
13 this docket.

14 Staff would suggest that the date for filing
15 rebuttal testimony that's indicated in the Order of
16 Procedure be extended to today in order to allow the
17 parties to file their rebuttal testimony today.

18 **COMMISSIONER JACOBS:** Okay.

19 **MS. WHITE:** I have no problem with that.

20 **MS. SUMMERLIN:** I don't have any objection
21 to that.

22 **COMMISSIONER JACOBS:** Okay. Granted.

23 **MS. KEATING:** The last thing is Supra's
24 request for opening statements at the hearing.

25 **COMMISSIONER JACOBS:** Okay. I think --

1 **MS. WHITE:** Well, I was just going to say I
2 don't think it's necessary, but if the Prehearing
3 Officer believes that it would be helpful to him and
4 to the rest of the panel, then BellSouth would accept
5 that.

6 **COMMISSIONER JACOBS:** How about three
7 minutes?

8 **MS. SUMMERLIN:** Five, maybe? Five minutes.

9 **COMMISSIONER JACOBS:** Okay. This is a good
10 day. We'll go with five.

11 **MS. WHITE:** Ms. Keating, do you want to go
12 and take up Supra's motion for leave to amend the
13 petition? Because I don't think we really have any
14 objection to that. I'm not sure whether I'm required
15 to answer it but -- I have no objection to the
16 petition for emergency relief being amended to conform
17 to the issues.

18 **MS. KEATING:** Staff recommends granting it
19 then.

20 **MS. WHITE:** I don't agree with the relief
21 they are asking for, but I don't object to it being
22 amended.

23 **COMMISSIONER JACOBS:** I'm sorry. I was in a
24 fog there for a moment.

25 **MS. SUMMERLIN:** Since it was my motion I

1 guess I can explain what we were trying to do.

2 At the issue identification meeting in this
3 case we talked about the issues that needed to be
4 addressed. One of the issues that Supra identified at
5 that meeting was the issue of the equipment to be
6 physically collocated, or the equipment that Supra
7 wants physically collocated. And that's not
8 specifically brought up in the original petition for
9 emergency relief. So I'm trying to cover that issue.

10 **COMMISSIONER JACOBS:** So, granted, all we're
11 doing is to amend your petition?

12 **MS. SUMMERLIN:** Amend my initial petition
13 for emergency relief to conform to the issues that
14 everybody has agreed to.

15 **MS. WHITE:** BellSouth has no objection to
16 that. We don't agree to the relief requested but we
17 don't have any objection to the conformance.

18 **COMMISSIONER JACOBS:** We'll grant that, so
19 the petition will be amended.

20 Does that take care of the preliminary
21 matters?

22 **MS. KEATING:** Yes, sir, it does.

23 **COMMISSIONER JACOBS:** Great. Great.

24 If the parties don't have anything else,
25 we'll go on to the Prehearing Order, and we'll do it

1 section by section. Section 1, 2 or 3.

2 MS. SUMMERLIN: Supra just has a couple of
3 minor little points in the case background.

4 There's a statement that Supra asks that we
5 require BellSouth to permit Supra to physically
6 collocate its switch equipment. I would suggest we
7 might want to say "telecommunications equipment"
8 because it may be more than just switch equipment.
9 You know, these are not real significant problems at
10 all. Also we don't have North Dade Golden Glades
11 which were -- I have tried real hard to be real
12 consistent with that name.

13 There's also the issue, that I would suggest
14 maybe adding to the end of the sentence there, it's
15 telecommunications equipment in BellSouth's
16 Golden Glades and West Palm Beach Gardens central
17 offices. And that BellSouth be required to meet the
18 three-month time frame for physical collocation in the
19 offices for which Supra has applied, which is one of
20 the issues in the case. That's just a suggestion.

21 MS. WHITE: Well, I guess I don't have a
22 objection to two of the three requests that
23 Ms. Summerlin's made.

24 I disagree that it's telecommunications
25 equipment, because I believe that's one of the issues

1 in the case. If she'd just like to just say "to
2 physically collocate its equipment in BellSouth's
3 North Dade Golden Glades" then I could accept that.

4 **MS. SUMMERLIN:** That's fine. That's okay.

5 **COMMISSIONER JACOBS:** Okay. You got the
6 others?

7 **MS. KEATING:** Yes, sir.

8 **COMMISSIONER JACOBS:** That takes care of
9 Section 1 and 2 and 3. Section 4. Okay. Section 5.
10 Anything there?

11 **MS. WHITE:** Section 5 -- I'm sorry. Never
12 mind.

13 **COMMISSIONER JACOBS:** Section 6. Move on to
14 Section 6.

15 **MS. WHITE:** Sorry about that. I think we do
16 need some discussion on Section 6.

17 Ms. Summerlin has indicated that she does
18 not want to combine direct and rebuttal testimony at
19 this time. And that she wants her direct witnesses to
20 go first, then all of BellSouth's witnesses, direct
21 and rebuttal, and then the rebuttal of her three
22 witnesses at the end.

23 And I guess I have a problem with that. The
24 way I understood it traditionally goes is if you're
25 not going to put on direct and rebuttal first, I mean

1 together, then Supra, because they are the
2 complainant, would put on their direct first,
3 BellSouth would put on its direct; then Supra put on
4 its rebuttal and BellSouth put on its rebuttal. And
5 she's asking that it be they put on their direct
6 first, then all of our witnesses come, then Supra gets
7 to put on its rebuttal last and I don't think I agree
8 with that.

9 **COMMISSIONER JACOBS:** Okay. I assume then
10 if the petitioner wants to separate direct and
11 rebuttal you'd want to do the same.

12 **MS. WHITE:** I hate to do that, because it's
13 going to take a lot longer for this hearing and I
14 think we have only one day set for this hearing. But
15 I'm very leery about having all of her direct and then
16 all of my direct and rebuttal and then her rebuttal.
17 It just concerns me.

18 **COMMISSIONER JACOBS:** Is that an accurate
19 reflection?

20 **MS. SUMMERLIN:** Yes. What I'm concerned
21 about is putting on my three witnesses and then having
22 five BellSouth witnesses for the rest of the hearing.
23 That's what I'm concerned about. So that's why I'm
24 talking about separating out direct and rebuttal.

25 I'm also concerned that when one party is

1 coming to the Commission and asking for relief as the
2 complainant -- or as the plaintiff, if you correlate
3 this to other proceedings, the plaintiff or
4 complainant has a right to put on their direct case.
5 The other party has a right to put on its rebuttal
6 case, and then the initial complaining party should be
7 allowed an opportunity to rebut. And that's all I'm
8 trying to get by saying that my witnesses should be
9 allowed to rebut at the end of BellSouth's testimony.

10 **COMMISSIONER JACOBS:** Do our rules express
11 on order of witnesses?

12 **MS. KEATING:** No, sir, they don't. They are
13 not that specific.

14 Staff still thinks that these can be taken
15 up direct and rebuttal together. But if they are
16 separated out, it just seems more appropriate to have
17 the complainant go first and then BellSouth and then
18 rebuttal in the same fashion.

19 **COMMISSIONER JACOBS:** BellSouth, are all of
20 your witnesses going to do rebuttal or is it just the
21 one with the asterisk?

22 **MS. WHITE:** No. All of my witnesses have
23 rebuttal -- excuse me, I'm sorry. All of my -- let me
24 start over again.

25 **COMMISSIONER JACOBS:** I'm sorry. Mr. Rubin

1 and Mr. Ream.

2 **MS. WHITE:** But so do Mr. Thierry,
3 Mr. Bloomer and Mr. Milner. Mr. Mayes is the only one
4 that has direct and not rebuttal. And Mr. Rubin and
5 Ream have no direct. So I guess that's what concerns
6 me about if we do split it up, you're putting on a lot
7 of people.

8 **MS. SUMMERLIN:** My concern -- you know, it's
9 just very simple. I'm not trying to be difficult
10 here. But the problem for me is that I end up with the
11 end of this hearing the Commission having heard five
12 BellSouth witnesses in a row doing their rebuttal and
13 I'm concerned about that. And that's the only reason.
14 And I think there is all kinds of support legally for
15 it to be appropriate for the complaining party to put
16 on its direct case, the rebutting or the other party
17 in the case to put on its case, then the complaining
18 party have a chance to do rebuttal at the end. I
19 think that's a very appropriate way to present the
20 case.

21 **COMMISSIONER JACOBS:** Well, here's my
22 thinking. I think we've historically, I think, done
23 it as Staff counsel has described. And my first
24 thought is that probably most of the rebuttal is going
25 to have -- the rebuttal will provide the petitioner an

1 opportunity for cross examination, which probably
2 should take up a good part of that rebuttal testimony.
3 So from that standpoint, I'm of the opinion that the
4 prospect of influencing the Commission by a series of
5 witnesses could be somewhat ameliorated by the cross
6 examination that you provided. And if there were --
7 this is the last question -- if somebody wanted to
8 redirect, could they -- that -- you'd do that right
9 after you cross examine, but what if she wanted to do
10 redirect after one of her witnesses -- one of their
11 witnesses?

12 **MS. KEATING:** To bring back one of her own
13 witnesses?

14 **COMMISSIONER JACOBS:** Because what I'm
15 concerned, you'd have some lasting point you could
16 bring out on your redirect, but put it after their
17 witnesses. I don't know if that's a procedure we've
18 done before or not.

19 **MS. KEATING:** I don't believe so,
20 Commissioner. I believe that unless there was some
21 agreement between the parties, and I don't believe
22 that's procedurally appropriate.

23 But, Commissioner, I want to point out I'm
24 concerned. We've only got one day for this. And if
25 it, you know -- as it is, there are a number of

1 witnesses. And if we break these out, we're going to
2 have trouble keeping within one day.

3 **COMMISSIONER JACOBS:** Is there that
4 potential that some of these could be stipulated? Do
5 they all need to testify? Okay.

6 I'm going to go with Staff's recommendation.
7 Parties are free to come back, and, at hearing, decide
8 that you want to do rebuttal and direct together. But
9 if you choose to separate out, then I think we'll just
10 follow the order as described where we have direct by
11 the petitioner, direct by the respondent and then
12 rebuttal and then rebuttal.

13 **MS. WHITE:** Okay.

14 **MS. SUMMERLIN:** Okay.

15 **MS. WHITE:** Then let me, if I may, give
16 Ms. Keating the order that I'd like to see my
17 witnesses in for direct and then rebuttal.

18 **COMMISSIONER JACOBS:** Okay.

19 **MS. WHITE:** On direct Mr. Thierry would be
20 number one. Mr. Mayes would be number two.
21 Mr. Bloomer would be number three. And Mr. Milner
22 would be number four. Then on rebuttal it would be
23 Mr. Thierry number one. Mr. Bloomer number two.
24 Mr. Rubin number three. Mr. Ream number four and
25 Mr. Milner number five.

1 **MS. KEATING:** Okay. And for Supra? Is
2 there some order preferred other than what is in the
3 draft?

4 **MS. SUMMERLIN:** We have the direct for Ramos
5 and Nilson will be fine the way you've got it. And
6 then the rebuttal would be Ramos, Nilson and Graham.

7 **MS. KEATING:** Just to make sure I understand
8 it, are we going with the splitting of direct and
9 rebuttal?

10 **COMMISSIONER JACOBS:** I quit frankly left
11 that up to the parties. My ruling is if we do
12 separate it out, then the order should be as we
13 described. But they are free to come to hearing with
14 an agreement they'd like to combine them.

15 **MS. SUMMERLIN:** Yeah. I want to split them
16 out for right now.

17 **COMMISSIONER JACOBS:** Okay. Does that take
18 care of that? Move on to Section 7. Basic positions.
19 How about issue -- I'm sorry, any revisions on basic
20 positions? None.

21 We'll move on to Section 8, issues and
22 positions. Issue 1. Revisions of the parties
23 positions there.

24 Issue 2. No modifications.

25 Issue 3. Now, is it -- Ms. Summerlin, does

1 your comment regarding the North Dade apply to the
2 wording of these issues as well? I remember you
3 indicated that the North Dade should be in there as
4 well, or is that a separate issue?

5 **MS. SUMMERLIN:** It's the whole name of its
6 central office. It's not a big deal. It's if
7 Ms. Keating wants to put it in there, fine. The
8 reason I'm sensitive to it is I have been trying to be
9 consistent in what I have been doing and it's a pain
10 because you have four words for the name of the
11 central office. Then it's West Palm Beach Gardens.

12 **COMMISSIONER JACOBS:** The reason I brought
13 it up is because I notice it's in Issue 3(A), it's
14 named that, where in the other issues it's not. If
15 it's not a confusing factor, we don't want to make it
16 one.

17 **MS. KEATING:** We can go back and make it
18 consistent.

19 **COMMISSIONER JACOBS:** Other than that,
20 Issue 3(A). Any revisions to the party's positions
21 there?

22 **MS. SUMMERLIN:** On Issue 3(A) there was just
23 a little typo on the Complaint. And the request for
24 physical collocation was denied as opposed to were
25 denied -- but it may have been that you intended or

1 whoever did it was to say requests were denied. I
2 don't know. Whichever way you want to do it is fine.

3 **COMMISSIONER JACOBS:** 3(A) the wording on
4 the issue or the position --

5 **MS. SUMMERLIN:** Supra's position. Just a
6 couple of typographical-type things.

7 **COMMISSIONER JACOBS:** Okay. Without
8 modification I don't have any problem. 3(B). No
9 modifications there.

10 3(C). All right.

11 Issue 4. No modifications.

12 And Issue 5. Okay. Hearing none, we'll
13 move on to Section 9.

14 **MS. WHITE:** BellSouth had some additions to
15 the exhibit list as a result of the rebuttal testimony
16 that was filed after our prehearing statement was
17 filed. I had given Ms. Keating a list of those
18 exhibits so she could add them to the final Prehearing
19 Order.

20 **COMMISSIONER JACOBS:** All righty. We'll
21 note that Exhibit List 4 of BellSouth will be amended
22 as per documentation from counsel.

23 **MS. SUMMERLIN:** Supra just has one exhibit
24 for Mark Graham, that's MCG-1. You may want to put
25 MCG-1. We reason the RT for rebuttal testimony.

1 **MS. KEATING:** MCG-1. Is there a title?

2 **MS. SUMMERLIN:** Mr. Graham's resume.

3 **COMMISSIONER JACOBS:** Are those all of the
4 amendments? Okay.

5 Section 10, remains the same.

6 **MS. SUMMERLIN:** Commissioner, this is really
7 not a stipulation of an issue, but this might be a
8 time to bring up the fact that we might want to talk a
9 little bit about how we're going to deal with the
10 video tape things. I think BellSouth is concerned
11 about it because they consider it to be proprietary
12 information. It's kind of an unusual deal.

13 **MS. WHITE:** Well, I think we can work that
14 out. I guess one of my concerns was how we're
15 going -- are we just going to put it in the record,
16 stipulate both our tapes into the record maybe at the
17 beginning of the hearing as a preliminary matter? And
18 I guess I needed to know from Ms. Keating how many
19 copies of our tape and how many copies of
20 Ms. Summerlin's tape you needed for the court reporter
21 and the --

22 **COMMISSIONER JACOBS:** May I ask a question?
23 These are video tapes of --

24 **MS. WHITE:** Video tapes of the inside of
25 central offices; not of any testimony from a president

1 or anything.

2 **COMMISSIONER JACOBS:** Bad day to bring that
3 up.

4 **MS. WHITE:** Yeah, sorry. I'm sure that both
5 Ms. Summerlin and myself are going to want the
6 Commission to see parts of the video; hopefully not
7 all because this is a one-day hearing. It's out of
8 our central office; it is considered proprietary by
9 BellSouth. So we will have to make arrangements with
10 Ms. Keating to set the room up so that the
11 Commissioners and the parties can view the video tapes
12 without the audience being aware. I don't think we
13 have to go so far as shutting down the hearing room
14 but maybe if everyone that's viewing it is on this
15 side of the table (indicating) --

16 **MS. KEATING:** We haven't quite figured out
17 how to do that yet but we're working on ideas.

18 **COMMISSIONER JACOBS:** One thing you might
19 want to do is have them show it only on the monitor
20 and folks can stand around there.

21 **MS. KEATING:** That's what we were thinking
22 about doing. The problem is if counsel for the
23 parties and Staff also need to be able to view it at
24 the same time, so it may require -- I was thinking if
25 we could get additional --

1 **MS. SUMMERLIN:** A couple of VCRs.

2 **MS. KEATING:** -- screens in. But I think we
3 can work it out.

4 **MS. WHITE:** So how many copies should we
5 bring to the hearing with us?

6 **MS. KEATING:** And they are both going to be
7 filed confidential? I believe there's only one copy
8 that needs to be brought in, and that's the one copy
9 that will be put in the record.

10 **MS. WHITE:** I guess also another -- this is
11 a practical question, I guess I would do a request for
12 confidential classification on both of our video
13 tapes. But, again, there won't be anything to
14 underline or redact, because the whole thing is
15 confidential, so I'll just do the best we can.

16 **MS. KEATING:** I think we can work around
17 that, especially in view of the medium.

18 **COMMISSIONER JACOBS:** Yeah.

19 **MS. SUMMERLIN:** Do you think one copy is
20 going to be enough if we're going to have --

21 **COMMISSIONER JACOBS:** Normally, if I'm not
22 mistaken, the one copy gets filed and kept in the
23 vault.

24 **MS. SUMMERLIN:** What I was thinking of was
25 just the practicality of having everybody look at it.

1 I don't know if you can use one to put on various
2 videos or VCRs around here, or if you're going to need
3 like one for a separate VCR.

4 **COMMISSIONER JACOBS:** I suspect they just
5 hook them into the internal system, but you may
6 want -- what I would suggest doing, Counsel, would you
7 contact Robby and the Staff, and be sure you can plug
8 into the in-house system. If you can't, then work out
9 how many VCRs you have in the hearing room.

10 **MS. KEATING:** Another good point that
11 Ms. Brown just brought up is the audio. I don't know
12 if the parties were intending to run the audio at the
13 time they are running the video tape. It may be
14 possible that we have headphones or maybe the parties
15 could agree to run the video tapes with the audio
16 muted.

17 **COMMISSIONER JACOBS:** I'm sorry, I cut you
18 off.

19 **MS. KEATING:** I think we can check to see if
20 there's a possibility to obtain headphones for the
21 participants, or perhaps we can work out something
22 where the audio is muted.

23 **COMMISSIONER JACOBS:** Is it just
24 describing --

25 **MS. WHITE:** Describing the equipment and

1 what it's used for and -- it's just describing the
2 various pieces of the central office.

3 **MS. SUMMERLIN:** It will be important for
4 that to be able to be heard by the Commissioners.

5 **COMMISSIONER JACOBS:** You couldn't provide
6 it in writing, in other words, provide a script for
7 the Commission and --

8 **MS. SUMMERLIN:** I believe that the only
9 utility of this video tape will be achieved if you are
10 hearing what the person is saying. They are pointing
11 out this is such and such and that's such and such and
12 if you don't have that, you won't know what's going
13 on.

14 **MS. KEATING:** Ms. Brown participated in that
15 walk-through last week, and it was her understanding
16 the actual audio might not really reveal any
17 confidential information.

18 **MS. WHITE:** Let me do this -- and we need to
19 do this anyway, Ms. Summerlin -- when I get my video
20 tape back I will give a copy to you; if you would do
21 the same. Then I will look at both of them. If I can
22 agree just to use her video tape, then we'll be
23 limited to one video tape instead of dueling video
24 tapes. And I will also check both of them whether we
25 could just let the audio go. I just don't remember.

1 It was a long day and I don't remember everything that
2 was said. But I will commit to check that.

3 **MS. KEATING:** Another suggestion might be is
4 try to have it transcribed.

5 **MS. WHITE:** But I think Ms. Summerlin is
6 absolutely right on that. I don't think it's really
7 going to have the -- because you're going to be trying
8 to read and watch at the same time and it's just not
9 going to work, I don't think.

10 **MS. SUMMERLIN:** The whole idea is to see it
11 and the comments on paper -- it will be real hard to
12 follow that.

13 **COMMISSIONER JACOBS:** I guess as a very last
14 option you could put in bleeps.

15 **MS. WHITE:** But I don't want anybody to
16 think our central offices are pornographic or
17 anything. (Laughter)

18 **MS. KEATING:** I think --

19 **MS. WHITE:** I think we can work something
20 out.

21 **COMMISSIONER JACOBS:** Okay. If you need to
22 figure that out we can get back together again.

23 The motion we've ruled on. Does that take
24 care of everything?

25 **MS. KEATING:** I think it does.

1 **COMMISSIONER JACOBS:** Any other matters
2 coming before us today? All right. This hearing
3 stands adjourned.

4 (Thereupon, the hearing concluded at
5 2:00 p.m.)

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1 STATE OF FLORIDA)

2 COUNTY OF LEON)

CERTIFICATE OF REPORTER

3 I, JOY KELLY, CSR, RPR, Chief, Bureau of
4 Reporting, Official Commission Reporter,

5 DO HEREBY CERTIFY that the Prehearing
6 Conference in Docket No. 980800-TP was heard by the
7 Prehearing Officer at the time and place herein
8 stated; it is further

9 CERTIFIED that I stenographically reported
10 the said proceedings; that the same has been
11 transcribed by me; and that this transcript,
12 consisting of 25 pages, constitutes a true
13 transcription of my notes of said proceedings.

14 DATED this 21st of September, 1998.

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JOY KELLY, CSR, RPR
Florida Public Service Commission
Chief, Bureau of Reporting

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