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Before The  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

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COMMISSION  
CLERK

FLORIDA CABLE  
TELECOMMUNICATIONS ASSOCIATION,  
INC., COX COMMUNICATIONS GULF  
COAST, L.L.C., *et. al.*

*Complainants,*

v.

GULF POWER COMPANY,

*Respondent.*

E.B. Docket No. 04-381

To: Office of the Secretary

Attn: The Honorable Richard L. Sippel  
Chief Administrative Law Judge

**NOTICE OF DEPOSITION OF REX BROOKS**

PLEASE TAKE NOTICE that, pursuant to 47 C.F.R. § 1.315, commencing on  
September 16, 2005 at 9:30 a.m. Central Time and continuing as necessary, counsel for  
Complainants will take the deposition upon oral examination of Rex Brooks. By agreement, the

CMP \_\_\_\_\_ deposition will be taken at the offices of Beggs & Lane, LLP, 501 Commendancia Street,

COM \_\_\_\_\_ Pensacola, Florida 32591, before a person authorized to administer oaths and take testimony.

CTR \_\_\_\_\_ The deposition will be recorded by stenographic means and/or sound or video. The deposition

GCL \_\_\_\_\_ will be used for purposes of discovery and/or for use as evidence at a trial/hearing.

OPC \_\_\_\_\_ The matters upon which Mr. Brooks will be examined pertain to the issue designated for

RCA \_\_\_\_\_ hearing in this proceeding – whether Gulf Power is entitled to receive compensation above its

SCR \_\_\_\_\_ marginal costs for any attachments to its poles belonging to the Complainant Cable Operators,

SGA \_\_\_\_\_ and, if so, the amount of any such compensation – including, but not limited to:

SEC | \_\_\_\_\_

OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE

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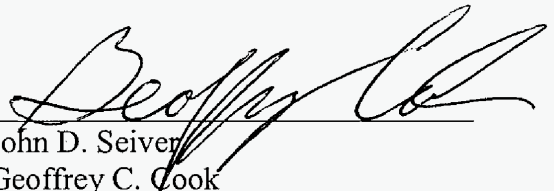
FPSC-COMMISSION CLERK

- Gulf Power’s utility poles and pole inventory;
- Complainants’ attachments on Gulf Power’s poles;
- Gulf Power’s pole attachment procedures and methods;
- the capacity of Gulf Power’s poles;
- Gulf Power’s pole counts;
- the entities attached to Gulf Power’s poles;
- entities who have sought attachment to Gulf Power poles but who have not obtained attachments;
- Gulf Power’s pole make-ready procedures and costs;
- Gulf Power’s pole change-outs and costs;
- compensation paid by pole attachers to Gulf Power;
- Gulf Power’s contentions pertaining to alleged “higher valued uses” of space on poles occupied by Complainants;
- the marginal costs to Gulf Power of Complainants’ pole attachments;
- any actual losses or lost opportunities that Gulf Power claims were caused by Complainants’ attachments;
- the calculations and bases for any “just compensation” pole rate claimed by Gulf Power;
- the methodologies underlying Gulf Power’s calculations pertaining to pole attachment rates, including the Sales Comparison Approach, Current Replacement Cost Approach, and the Federal Concessions Leasing Model;
- negotiations between Gulf Power and pole attachers pertaining to make-ready and pole attachment rates;
- Gulf Power’s Distribution Studies and load planning documents;

- Gulf Power's development plans as they pertain to its utility poles;
- Gulf Power's reservations of pole space; and
- the contentions made in Gulf Power's pleadings in this matter, including its Petition for Reconsideration and Request for Evidentiary Hearing, its Statement on Alternative Cost Methodology, and its "Description of Evidence Gulf Power Seeks to Present in Satisfaction of the Eleventh Circuit's Test."

Respectfully submitted,

Michael A. Gross  
Vice President,  
Regulatory Affairs and  
Regulatory Counsel  
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\_\_\_\_\_  
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Counsel for

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COAST, L.L.C., COMCAST CABLEVISION OF  
PANAMA CITY, INC., MEDIACOM SOUTHEAST,  
L.L.C., and BRIGHT HOUSE NETWORKS, L.L.C.**

August 31, 2005

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing *Notice of Deposition of Rex Brooks* has been served upon the following by electronic mail and U.S. Mail on this the 31st day of August, 2005:

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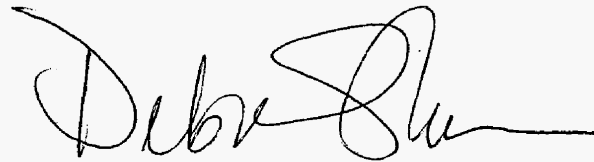
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Debra Sloan