

ORIGINAL

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition for recovery of intrastate costs and expenses relating to repair, restoration and replacement of facilities damaged by Hurricane Dennis, by GTC, Inc. d/b/a GT Com.

DOCKET NO. 060300-TL

DATED: June 21, 2006

GT COM'S OBJECTIONS AND RESPONSES TO STAFF'S SECOND REQUEST FOR PRODUCTION OF DOCUMENTS (NOS. 4-10)

Pursuant to Rules 28-106.206 and 25-22.006, Florida Administrative Code, and Rule 1.350, Florida Rules of Civil Procedure, GT Com hereby files and serves its Objections and Responses to Staff's First Request for Production of Documents.

GT Com objects to each Request to the extent that it requests budgets, budgeted expenses or revenues, budget variances, financial statements, revenues, net operating income or loss, cost of capital, depreciation status, incremental costs or any information not specified in §364.051(4)(b), Florida Statutes. Such information is not relevant to GT Com's request for cost recovery under §364.051(b)(4), Florida Statutes nor is it reasonably calculated to lead to the discovery of admissible evidence.

Section 364.051(4)(b), Florida Statutes, permits recovery of "intrastate costs and expenses relating to repairing, restoring, or replacing the lines, plants, or facilities damaged by a

~~CMP~~ named tropical system." Recovery is conditioned upon verification of the Company's costs and

~~COM~~ a determination that those costs are reasonable under the circumstances for the particular storm.

~~CTR~~

The statute does not in any way predicate recovery of costs upon (or define recoverable costs in

~~ECR~~

GCL terms of or with reference to) budgets, budgeted expenses or revenues, budget variances,

~~OPC~~ financial statements, revenues, net operating income or loss, cost of capital, depreciation status,

~~RCA~~

~~SCR~~ incremental costs or any information not specified in §364.051(4)(b), Florida Statutes. In

~~SGA~~ addition, GT Com is a price-regulated small local exchange company. GT Com's rates for basic

~~SEC~~ 1 (pgs 1-4)

~~OTH~~

* Bates-stamped pages 289-326 detached & forwarded to G.P.I.

DOCUMENT NUMBER-DATE

05430 JUN 21 06

FPSC-COMMISSION CLERK

local telecommunications services are not based on traditional rate base, rate of return regulation or oversight of GT Com's revenues and expenses. GT Com therefore objects to each Request to the extent that it requests such information because such information is not relevant to GT Com's request for cost recovery under §364.051(b)(4), Florida Statutes nor is it reasonably calculated to lead to the discovery of admissible evidence.

The Commission must decide this case on an expedited basis under §364.051(4)(b), Florida Statutes. Accordingly, in an effort to be responsive and to allow timely preparation for hearing under the expedited procedural schedule in this case, GT Com will respond to Staff's Requests subject to and without waiver of any objection the Company may or could raise, or positions the Company may or could take, regarding the relevance, admissibility, or use of any responsive information in this hearing or otherwise. To be perfectly clear, GT Com fully intends to object to any attempt by any person, party or entity to introduce into evidence in this proceeding or otherwise bring before the Commission for consideration any documents or information that relate to matters irrelevant to this proceeding, including but not limited to those listed herein.

Subject to and without waiving objections as set forth above, GT Com responds to staff's Requests as follows:

DOCUMENTS REQUESTED

4. With respect to the drawings submitted in response to Staff POD No. 1:

Provide a legend for each drawing that clearly defines the following:

- a. All symbols used;
- b. All codes or part/model numbers that identify network components;
- c. The significance of the dashed lines that appear to indicate roadways;
- d. The system of measurement for determining the number of feet of cable destroyed/replaced and the interpretation of the measurement notations on the drawings;
- e. The differentiation between the pre-Dennis network and the altered replacement routes, as applicable;

f. Circuit designations.

GT Com should supply the information requested above and any other information necessary for staff to determine from the design each component, and the amount thereof, that was (1) necessary to replace the damaged plant, and (2) necessary to restore and/or upgrade the network after Dennis. With the definitions of the symbols, measurements, circuit designations, part/model numbers provided, staff should be able reconcile the equipment/components of the plant shown on the drawings with the items, and amounts thereof, documented in the work orders and invoices.

Response: GT Com will provide a responsive document consisting of a legend. To assist staff in its analysis, GT Com also will provide an annotated version of Documents No. 000006 – 000009, previously produced in response to Staff's Document Request No. 1.

5. Provide the entire cost study used to determine the intrastate factor of 70.3957% as shown on Exhibit RME-10.

Response: GT Com will produce responsive documents.

6. Provide the supporting worksheets used to determine the Company cost per loop of \$561.07 included in the company's response to staff's first set of interrogatories, no. 9.

Response: GT Com will produce documents that jointly respond to Staff's Interrogatories Nos. 6, 7 and 8.

7. Provide the supporting worksheets used to determine the Projected USF-Support of \$4,647,638 and \$4,330,955 included in the company's response to staff's first set of interrogatories, no. 9.

Response: GT Com will produce documents that jointly respond to Staff's Interrogatories Nos. 6, 7 and 8.

8. Provide the supporting worksheets used to determine the estimated amount of additional High Cost Loop Support payments to be received in 2007 of \$139,000 included in the company's response to staff's first set of interrogatories, no. 9.

Response: GT Com will produce documents that jointly respond to Staff's Interrogatories Nos. 6, 7 and 8.

9. Provide the supporting worksheets used to determine the revised estimated amount of additional High Cost Loop Support payments to be received in 2007 of \$141,450 included in the company's response to staff's first set of interrogatories, no. 9.

Response: GT Com will produce responsive documents.

10. Provide the Company's long-term plans for modernizing its facilities as referenced in Mark Ellmer's direct testimony, page 11, line 11.

Response: GT Com has no responsive documents.

Respectfully submitted this 21st day of June, 2006.



Kenneth A. Hoffman, Esquire
Marsha E. Rule, Esquire
Rutledge, Ecenia, Purnell & Hoffman, P.A.
215 South Monroe St., Suite 420
Tallahassee, FL 32301
850.681.6788 (telephone)
850.681.6515 (facsimile)

ATTORNEYS FOR GTC, INC.
d/b/a GT COM