

Matilda Sanders

From: ROBERTS.BRENDA [ROBERTS.BRENDA@leg.state.fl.us]
Sent: Monday, November 13, 2006 11:07 AM
To: Filings@psc.state.fl.us
Cc: Adam Teitzman; E. Earl Edenfield, Jr.; Felicia Banks; James Meza III; Jerry.Hendrix@BellSouth.com; Manuel Gurdian; Nancy Sims; Patrick Wiggins; Susan J. Berlin; Lee Eng Tan; Vicki Gordon Kaufman
Subject: e-filing (Dkt. 060598-TL)
Attachments: 060598 OPC Prehearing Statement.sversion.doc

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Electronic Filing

a. Person responsible for this electronic filing:

Charles J. Beck, Deputy Public Counsel
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400
(850) 488-9330
beck.charles@leg.state.fl.us

b. Docket No. 060598-TL

In re: Petition to Recover 2005 Tropical System Related Costs and Expenses, by BellSouth Telecommunications, Inc.

c. Document being filed on behalf of Office of Public Counsel

d. There are a total of 5 pages.

e. The document attached for electronic filing is Citizen's Prehearing Statement.

(See attached file: 060598 OPC Prehearing Statement.sversion.doc)

Thank you for your attention and cooperation to this request.

Brenda S. Roberts
Secretary to Charles J. Beck, Deputy Public Counsel.
Office of Public Counsel
Telephone: (850) 488-9330
Fax: (850) 488-4491

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition to recover 2005 tropical)
system related costs and expenses, by)
BellSouth Telecommunications, Inc.)

Docket No. 060598-TL

Filed: November 13, 2006

CITIZENS' PREHEARING STATEMENT

Pursuant to order no. PSC-06-0783-PCO-TL issued September 20, 2006, order no. PSC-06-0818-PCO-TL issued October 4, 2006, and order no. PSC-06-0941-PCO-TL issued November 8, 2006, the Citizens of Florida (Citizens or OPC), by and through Harold McLean, Public Counsel, file this prehearing statement.

Witnesses

None.

Prefiled Exhibits

None.

Statement of Basic Position

Citizens believe that the Commission should use an incremental cost approach for storm cost recovery. Use of an incremental cost approach is necessary in order to ensure that any storm surcharge approved by the Commission does not pay for costs that are already recovered through basic telephone rates. It appears that BellSouth has followed an incremental cost approach in this case.

DOCUMENT NUMBER-DATE

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Issues and Positions

Issue 1: What amount of any storm damage reserve fund should be considered when determining the amount of tropical-system-related intrastate costs and expenses to be recovered?

Citizens' Position: BellSouth's rates included recovery of a \$10 million per year storm damage accrual beginning in 1994. Although BellSouth unilaterally terminated the accruals at the end of 1997, the Commission should treat BellSouth's rates as continuing to recover \$10 million per year for a storm damage accrual.

Citizens have no position at this time regarding the amount of the storm damage reserve fund available to apply to tropical-system-related intrastate costs and expenses during 2005.

Issue 2: What is the appropriate amount of intrastate costs and expenses related to damage caused during the 2005 tropical storm season, if any, that should be recovered by BellSouth pursuant to Section 364.051(4), Florida Statutes?

Citizens' Position: No position at this time.

Issue 3(a): What is the appropriate type and number of retail access lines, basic and nonbasic, to which storm damage recovery may be assessed?

Citizens' Position: No position at this time.

Issue 3(b): Is a line item charge on BellSouth's wholesale UNE loops appropriate pursuant to Section 364.051(4)(b)(6), Florida Statutes and Federal Law? If yes, on which types of lines should the charge be assessed and how should the lines be counted? What is the total number of UNE loops to be assessed, if any?

Citizens' Position: No position at this time.

Issue 4: What is the appropriate line item charge per access line, if any?

Citizens' Position: No position at this time.

Issue 5: If a line item charge is approved in Issue 4, on what date should the charge become effective and on what date should the charge end?

Citizens' Position: No position at this time.

Issue 6: Should the docket be closed?

Citizens' Position: No position at this time.

Stipulated Issues

Citizens have not stipulated to any issues.

Pending Motions

Citizens have no pending motions at this time.

Pending Requests or Claims for Confidentiality

Citizens have no pending requests or claims for confidentiality.

Objections to Qualifications of Witnesses as Experts

Citizens do not expect to challenge the qualifications of any witness.

Requirements of Order Establishing Procedure

Citizens believe that we have complied with the requirements of the order establishing procedure.

Respectfully submitted,

HAROLD MCLEAN
PUBLIC COUNSEL

s/ Charles J. Beck
Charles J. Beck
Deputy Public Counsel
Fla. Bar No. 217281

Office of Public Counsel
c/o The Florida Legislature
111 W. Madison Street
Room 812
Tallahassee, FL 32399-1400

(850) 488-9330

Attorney for Florida's Citizens

DOCKET NO. 060598-TL

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S.

Mail to the following parties on this 13th day of November, 2006.

Adam Teitzman
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

James Meza III
Manuel A. Gurdian
c/o Nancy H. Sims.
BellSouth Telecommunications, Inc.
150 S. Monroe St., Suite 400
Tallahassee, FL 32301

E. Earl Edenfield, Jr.
BellSouth Telecommunications, Inc.
675 West Peachtree St., Suite 4300
Atlanta, GA 30375-0001

Jerry D. Hendrix
BellSouth Telecommunications, Inc.
150 South Monroe Street, Suite 400
Tallahassee, FL 32301

Vicki Gordon Kaufman
Moyle Flanigan Katz Raymond
& Shehan, PA
118 North Gadsden Street
Tallahassee, FL 32301

Susan J. Berlin
NuVox Communications, Inc.
Two North Main Street
Greenville, SC 29601

s/ Charles J. Beck
Charles J. Beck
Deputy Public Counsel