

BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

DOCKET 000121A-TP

In the Matter of:

INVESTIGATION INTO THE ESTABLISHMENT  
OF OPERATIONS SUPPORT SYSTEMS PERMANENT  
PERFORMANCE MEASURES FOR INCUMBENT LOCAL  
EXCHANGE TELECOMMUNICATIONS COMPANIES.  
(BELLSOUTH FLORIDA TRACK)

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PROCEEDINGS: AGENDA CONFERENCE  
ITEM NO. 6

BEFORE: CHAIRMAN LISA POLAK EDGAR  
COMMISSIONER MATTHEW M. CARTER, II  
COMMISSIONER KATRINA J. MCMURRIAN

DATE: Tuesday, March 27, 2007

PLACE: Betty Easley Conference Center  
Room 148  
4075 Esplanade Way  
Tallahassee, Florida

REPORTED BY: LINDA BOLES, RPR, CRR  
Official FPSC Reporter  
(850) 413-6734

DOCUMENT NUMBER-DATE

FLORIDA PUBLIC SERVICE COMMISSION

02841 APR-26

FPSC-COMMISSION CLERK

1 PARTICIPATING:

2 ADAM TEITZMAN, ESQUIRE, representing the Florida  
3 Public Service Commission Staff.

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CHAIRMAN EDGAR: Item 6 we have an oral modification.

MR. TEITZMAN: Adam Teitzman on behalf of Commission staff. Commissioners, the modification is on Page 18 of the recommendation under the force majeure section, specifically Subsection 4.5.2.2. It would be the last sentence of that subsection. And staff would like to delete the word "period" from the sentence.

COMMISSIONER CARTER: I'm sorry, Madam Chair. I can't hear.

CHAIRMAN EDGAR: That's okay. Hold on, Mr. Teitzman.

COMMISSIONER CARTER: I can't hear what he's saying.

CHAIRMAN EDGAR: You cannot hear. Okay.

COMMISSIONER CARTER: Could you start over, please?

CHAIRMAN EDGAR: Can you -- Mike, is there any way, let's give it a second, that you can help us with the mikes there for the staff in front of us?

MR. TEITZMAN: Is this --

CHAIRMAN EDGAR: Oh, there you are.

MR. TEITZMAN: That sounds a lot better.

CHAIRMAN EDGAR: Okay. All right. Let's try again.  
Mr. Teitzman.

MR. TEITZMAN: Yes. Okay. The modification is on Page 18 of the recommendation. It's under the force majeure section, specifically Section or Subsection 4.5.2.2. The last

1 sentence of that subsection staff will be deleting the word  
2 "period." The sentence will now read, "CLECs will be required  
3 to show that the relief is not reasonable under the  
4 circumstances."

5 CHAIRMAN EDGAR: Commissioner Carter.

6 COMMISSIONER CARTER: What is the significance of  
7 this change?

8 MR. TEITZMAN: Deletion of the word "period" is to  
9 clarify the intent of that subsection, that the CLECs may  
10 challenge or object to not only the, the length of the force  
11 majeure declaration, but also the location or the specific  
12 measures that it's being applied to.

13 CHAIRMAN EDGAR: Okay. Commissioner McMurrin, are  
14 you comfortable with that modification?

15 COMMISSIONER McMURRIAN: Yes.

16 CHAIRMAN EDGAR: Okay. If that's the case, then is  
17 there a motion for Item 6?

18 COMMISSIONER CARTER: Move six with the modification,  
19 move Item 6.

20 COMMISSIONER McMURRIAN: Second.

21 CHAIRMAN EDGAR: Show Item 6 approved with the oral  
22 modification.

23 (Agenda Item 6 concluded.)  
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1 STATE OF FLORIDA )  
2 COUNTY OF LEON )

CERTIFICATE OF REPORTER

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I, LINDA BOLES, RPR, CRR, Official Commission Reporter, do hereby certify that the foregoing proceeding was heard at the time and place herein stated.

IT IS FURTHER CERTIFIED that I stenographically reported the said proceedings; that the same has been transcribed under my direct supervision; and that this transcript constitutes a true transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative, employee, attorney or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorneys or counsel connected with the action, nor am I financially interested in the action.

DATED THIS 2nd day of April, 2007.

Linda Boles  
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FPSC Official Commission Reporter  
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