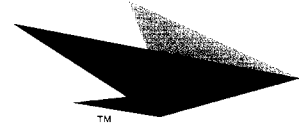


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EMBARQ™

Embarq
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Tallahassee, FL 32301
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September 14, 2007

Ms. Ann Cole
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

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CMP 4 RE: Docket No. 070297, 070298, 070299, and 070301-EI, Embarq's Prehearing Statement

COM _____
CTR _____ Dear Ms. Cole:

ECR _____
GCL 4(CD) Enclosed for filing are the original, fifteen (15) copies and CD of Embarq's Prehearing Statement.

OPC _____
RCA 1 Copies are being served on the parties in this docket pursuant to the attached certificate of service.

SCR _____
SGA _____ If you have any questions, please do not hesitate to call me at 850/599-1560.

SEC _____ Sincerely,

OTH _____ *Susan S. Masterton*
Susan S. Masterton

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Susan S. Masterton
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Fax: (850) 878-0777
susan.masterton@embarq.com

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic and U.S. mail this 14th day of September, 2007, to the following

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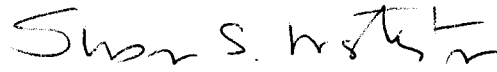
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Susan S. Masterton
Susan S. Masterton

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of 2007 Electric Infrastructure Storm Hardening Plan Filed pursuant to Rule 25-6.0342, F.A.C., submitted by Tampa Electric Company.)	DOCKET NO 070297-EI
)	
)	
)	
In re: Review of 2007 Electric Infrastructure Storm Hardening Plan Filed pursuant to Rule 25-6.0342, F.A.C., submitted by Progress Energy Florida, Inc.)	DOCKET NO. 070298-EI
)	
)	
)	
In re: Review of 2007 Electric Infrastructure Storm Hardening Plan Filed pursuant to Rule 25-6.0342, F.A.C., submitted by Gulf Power Company.)	DOCKET NO. 070299-EI
)	
)	
)	
In re: Review of 2007 Electric Infrastructure Storm Hardening Plan Filed pursuant to Rule 25-6.0342, F.A.C., submitted by Florida Power & Light Company)	DOCKET NO. 070301-EI
)	
)	
)	FILED: September 14, 2007

EMBARQ FLORIDA, INC.'S PREHEARING STATEMENT

Embarq Florida, Inc. ("Embarq"), pursuant to Order No. PSC-07-0573-PCO-EI, submits the following Prehearing Statement:

A. WITNESSES: None.

Embarq reserves the right to call witnesses as necessary to address issues not presently designated that may be designated by the Prehearing Officer at the prehearing conference.

B. EXHIBITS: None.

Embarq reserves the right to file exhibits to any testimony that may be filed under the circumstances identified in Section "A" above. Embarq also reserves the right to utilize any exhibit introduced by any other party or Staff and the right to introduce

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exhibits for cross-examination, impeachment, or any other purpose authorized by the applicable Florida Rules of Evidence and Rules of this Commission.

C. BASIC POSITION: Based on Embarq's review of information provided by the companies and each company's pre-filed direct testimony setting forth its storm hardening plans, Embarq has no objection to the plans as they are currently proposed and as they are understood to affect Embarq.

D. ISSUES AND POSITIONS:

DOCKET NO. 070297-EI – TAMPA ELECTRIC COMPANY

1. Does the Company's Plan address the extent to which, at a minimum, the Plan complies with the National Electric Safety Code (ANSI C-2) [NESC] that is applicable pursuant to subsection 25-6.0345(2), F.A.C.? [Rule 25-6.0342(3)(a)]

Embarq's Position: The Company's Plan appears to meet applicable NESC standards.

2. Does the Company's Plan address the extent to which the extreme wind loading standards specified by Figure 250-2(d) of the 2007 edition of the NESC are adopted for new distribution facility construction? [Rule 25-6.0342(3)(b)1]

Embarq's Position: While Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq, Embarq concurs with the pre-filed testimony of Verizon's witness Dr. Lawrence M. Slavin relating to the effectiveness and application of extreme wind loading standards under the NESC.

3. Does the Company's Plan address the extent to which the extreme wind loading standards specified by Figure 250-2(d) of the 2007 edition of the NESC are adopted for major planned work on the distribution system, including expansion, rebuild, or relocation of existing facilities, assigned on or after the effective date of this rule distribution facility construction? [Rule 25-6.0342(3)(b)2]

Embarq's Position: While Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq, Embarq concurs with the pre-filed testimony

of Verizon's witness Dr. Lawrence M. Slavin relating to the effectiveness and application of extreme wind loading standards under the NESC.

4. Does the Company's Plan reasonably address the extent to which the extreme wind loading standards specified by Figure 250-2(d) of the 2007 edition of the NESC are adopted for distribution facilities serving critical infrastructure facilities and along major thoroughfares taking into account political and geographical boundaries and other applicable operational considerations? [Rule 256.0342(3)(b)3]

Embarq's Position: While Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq, Embarq concurs with the pre-filed testimony of Verizon's witness Dr. Lawrence M. Slavin relating to the effectiveness and application of extreme wind loading standards under the NESC.

5. Does the Company's Plan address the extent to which its distribution facilities are designed to mitigate damage to underground and supporting overhead transmission and distribution facilities due to flooding and storm surges? [Rule 25-6.0342(3)(c)]

Embarq's Position: Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq.

6. Does the Company's Plan address the extent to which the placement of new and replacement distribution facilities facilitate safe and efficient access for installation and maintenance pursuant to Rule 25- 6.0341, F.A.C? [Rule 25-6.0342(3)(d)]

Embarq's Position: Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq.

7. Does the Company's Plan provide a detailed description of its deployment strategy including a description of the facilities affected; including technical design specifications, construction standards, and construction methodologies employed? [Rule 25-6.0342(4)(a)]

Embarq's Position: The Company's storm hardening plan appears to provide the necessary detail, subject to implementation of the proposed Third-Party Attacher Process described in the testimony and exhibit pre-filed by AT&T's witness, Kirk Smith.

8. Does the Company's Plan provide a detailed description of the communities and areas within the utility's service area where the electric infrastructure improvements, including facilities identified by the utility as critical infrastructure and along major thoroughfares pursuant to subparagraph (3)(b)3. are to be made? [Rule 25-6.0342(4)(b)]

Embarq's Position: The Company's storm hardening plan appears to provide the necessary detail.

9. Does the Company's Plan provide a detailed description of the extent to which the electric infrastructure improvements involve joint use facilities on which third-party attachments exist? [Rule 25-6.0342(4)(c)]

Embarq's Position: The Company's storm hardening plan appears to provide the necessary detail, subject to implementation of the proposed Third-Party Attacher Process described in the testimony and exhibit pre-filed by AT&T's witness, Kirk Smith.

10. Does the Company's Plan provide a reasonable estimate of the costs and benefits to the utility of making the electric infrastructure improvements, including the effect on reducing storm restoration costs and customer outages? [Rule 25-6.0342(4)(d)]

Embarq's Position: No position.

11. Does the Company's Plan provide an estimate of the costs and benefits, obtained pursuant to subsection (6) below, to third-party attachers affected by the electric infrastructure improvements, including the effect on reducing storm restoration costs and customer outages realized by the third-party attachers? [Rule 25-6.0342(4)(e)]

Embarq's Position: Based on the information provided to Embarq by the company, TECO's storm hardening plan will have no direct cost impact on Embarq.

12. Does the Company's Plan include written Attachment Standards and Procedures addressing safety, reliability, pole loading capacity, and engineering standards and procedures for attachments by others to the utility's electric transmission and distribution poles that meet or exceed the edition of the National Electrical Safety Code (ANSI C-2) that is applicable pursuant to Rule 25-6.034, F.A.C.? [Rule 25-6.0342(5)]

Embarq's Position: The parties' pole attachment agreement, which complies to NESC minimum requirements, will continue to govern the Attachment Standards and Procedures applicable to Embarq.

13. **Based on the resolution of the preceding issues, should the Commission find that the Company's Plan meets the desired objectives of enhancing reliability and reducing restoration costs and outage times in a prudent, practical, and cost-effective manner to the affected parties? [Rule 25-6.0342(1) and (2)]**

Embarq's Position: Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq.

DOCKET NO. 070298-EI – PROGRESS ENERGY FLORIDA, INC.

14. **Does the Company's Plan address the extent to which, at a minimum, the Plan complies with the National Electric Safety Code (ANSI C-2) [NESC] that is applicable pursuant to subsection 25-6.0345(2), F.A.C.? [Rule 25-6.0342(3)(a)]**

Embarq's Position: The Company's Plan appears to meet applicable NESC standards.

15. **Does the Company's Plan address the extent to which the extreme wind loading standards specified by Figure 250-2(d) of the 2007 edition of the NESC are adopted for new distribution facility construction? [Rule 25-6.0342(3)(b)]**

Embarq's Position: While Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq, Embarq concurs with the pre-filed testimony of Verizon's witness Dr. Lawrence M. Slavin relating to the effectiveness and application of extreme wind loading standards under the NESC.

16. **Does the Company's Plan address the extent to which the extreme wind loading standards specified by Figure 250-2(d) of the 2007 edition of the NESC are adopted for major planned work on the distribution system, including expansion, rebuild, or relocation of existing facilities, assigned on or after the effective date of this rule distribution facility construction? [Rule 25-6.0342(3)(b)2]**

Embarq's Position: While Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq, Embarq concurs with the pre-filed testimony

of Verizon's witness Dr. Lawrence M. Slavin relating to the effectiveness and application of extreme wind loading standards under the NESC.

- 17. Does the Company's Plan address the extent to which the extreme wind loading standards specified by Figure 250-2(d) of the 2007 edition of the NESC are adopted for distribution facilities serving critical infrastructure facilities and along major thoroughfares taking into account political and geographical boundaries and other applicable operational considerations? [Rule 256.0342(3)(b)3]**

Embarq's Position: While Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq, Embarq concurs with the pre-filed testimony of Verizon's witness Dr. Lawrence M. Slavin relating to the effectiveness and application of extreme wind loading standards under the NESC.

- 18. Does the Company's Plan address the extent to which its distribution facilities are designed to mitigate damage to underground and supporting overhead transmission and distribution facilities due to flooding and storm surges? [Rule 25-6.0342(3)(c)]**

Embarq's Position: Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq.

- 19. Does the Company's Plan address the extent to which the placement of new and replacement distribution facilities facilitate safe and efficient access for installation and maintenance pursuant to Rule 25- 6.0341, F.A.C? [Rule 25-6.0342(3)(d)]**

Embarq's Position: Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq.

- 20. Does the Company's Plan provide a detailed description of its deployment strategy including a description of the facilities affected; including technical design specifications, construction standards, and construction methodologies employed? [Rule 25-6.0342(4)(a)]**

Embarq's Position: The Company's storm hardening plan appears to provide the necessary detail, subject to implementation of the proposed Third-Party Attacher Process described in the testimony and exhibit pre-filed by AT&T's witness, Kirk Smith.

21. **Does the Company's Plan provide a detailed description of the communities and areas within the utility's service area where the electric infrastructure improvements, including facilities identified by the utility as critical infrastructure and along major thoroughfares pursuant to subparagraph (3)(b)3. are to be made? [Rule 25-6.0342(4)(b)]**

Embarq's Position: The Company's storm hardening plan appears to provide the necessary detail.

22. **Does the Company's Plan provide a detailed description of the extent to which the electric infrastructure improvements involve joint use facilities on which third-party attachments exist? [Rule 25-6.0342(4)(c)]**

Embarq's Position: The Company's storm hardening plan appears to provide the necessary detail, subject to implementation of the proposed Third-Party Attacher Process described in the testimony and exhibit pre-filed by AT&T's witness, Kirk Smith.

23. **Does the Company's Plan provide a estimate of the costs and benefits to the utility of making the electric infrastructure improvements, including the effect on reducing storm restoration costs and customer outages? [Rule 25-6.0342(4)(d)]**

Embarq's Position: No position.

24. **Does the Company's Plan provide a estimate of the costs and benefits, obtained pursuant to subsection (6) below, to third-party attachers affected by the electric infrastructure improvements, including the effect on reducing storm restoration costs and customer outages realized by the third-party attachers? [Rule 25-6.0342(4)(e)]**

Embarq's Position: Based on the information provided by the Company, Embarq estimates that it will incur \$450,000 in engineering, construction and facility transfer costs during 2007-2009 as a result of implementation of PEF's storm hardening plan.

25. **Does the Company's Plan include written Attachment Standards and Procedures addressing safety, reliability, pole loading capacity, and engineering standards and procedures for attachments by others to the utility's electric transmission and distribution poles that meet or exceed the edition of the National Electrical Safety Code (ANSI C-2) that is applicable pursuant to Rule 25-6.034, F.A.C.? [Rule 25-6.0342(5)]**

Embarq's Position: The parties' pole attachment agreement, which complies to NESC minimum requirements, will continue to govern the Attachment Standards and Procedures applicable to Embarq.

26. **Based on the resolution of the preceding issues, should the Commission find that the Company's Plan meets the desired objectives of enhancing reliability and reducing restoration costs and outage times in a prudent, practical, and cost-effective manner to the affected parties? [Rule 25-6.0342(1) and (2)]**

Embarq's Position: Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq.

DOCKET NO. 070299-EI – GULF POWER COMPANY

27. **Does the Company's Plan address the extent to which, at a minimum, the Plan complies with the National Electric Safety Code (ANSI C-2) [NESC] that is applicable pursuant to subsection 25-6.0345(2), F.A.C.? [Rule 25-6.0342(3)(a)]**

Embarq's Position: The Company's Plan appears to meet applicable NESC standards.

28. **Does the Company's Plan address the extent to which the extreme wind loading standards specified by Figure 250-2(d) of the 2007 edition of the NESC are adopted for new distribution facility construction? [Rule 25-6.0342(3)(b)]**

Embarq's Position: While Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq, Embarq concurs with the pre-filed testimony of Verizon's witness Dr. Lawrence M. Slavin relating to the effectiveness and application of extreme wind loading standards under the NESC.

29. **Does the Company's Plan address the extent to which the extreme wind loading standards specified by Figure 250-2(d) of the 2007 edition of the NESC are adopted for major planned work on the distribution system, including expansion, rebuild, or relocation of existing facilities, assigned on or after the effective date of this rule distribution facility construction? [Rule 25-6.0342(3)(b)2]**

Embarq's Position: While Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq, Embarq concurs with the pre-filed testimony of Verizon's witness Dr. Lawrence M. Slavin relating to the effectiveness and application of extreme wind loading standards under the NESC.

- 30. Does the Company's Plan address the extent to which the extreme wind loading standards specified by Figure 250-2(d) of the 2007 edition of the NESC are adopted for distribution facilities serving critical infrastructure facilities and along major thoroughfares taking into account political and geographical boundaries and other applicable operational considerations? [Rule 256.0342(3)(b)3]**

Embarq's Position: While Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq, Embarq concurs with the pre-filed testimony of Verizon's witness Dr. Lawrence M. Slavin relating to the effectiveness and application of extreme wind loading standards under the NESC.

- 31. Does the Company's Plan address the extent to which its distribution facilities are designed to mitigate damage to underground and supporting overhead transmission and distribution facilities due to flooding and storm surges? [Rule 25-6.0342(3)(c)]**

Embarq's Position: Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq.

- 32. Does the Company's Plan address the extent to which the placement of new and replacement distribution facilities facilitate safe and efficient access for installation and maintenance pursuant to Rule 25- 6.0341, F.A.C? [Rule 25-6.0342(3)(d)]**

Embarq's Position: Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq.

- 33. Does the Company's Plan provide a detailed description of its deployment strategy including a description of the facilities affected; including technical design specifications, construction standards, and construction methodologies employed? [Rule 25-6.0342(4)(a)]**

Embarq's Position: The Company's storm hardening plan appears to provide the necessary detail, subject to implementation of the proposed Third-Party Attacher Process described in the testimony and exhibit pre-filed by AT&T's witness, Kirk Smith.

- 34. Does the Company's Plan provide a detailed description of the communities and areas within the utility's service area where the electric infrastructure improvements, including facilities identified by the utility as critical infrastructure and along major thoroughfares pursuant to subparagraph (3)(b)3. are to be made? [Rule 25-6.0342(4)(b)]**

Embarq's Position: The Company's storm hardening plan appears to provide the necessary detail.

- 35. Does the Company's Plan provide a detailed description of the extent to which the electric infrastructure improvements involve joint use facilities on which third-party attachments exist? [Rule 25-6.0342(4)(c)]**

Embarq's Position: The Company's storm hardening plan appears to provide the necessary detail, subject to implementation of the proposed Third-Party Attacher Process described in the testimony and exhibit pre-filed by AT&T's witness, Kirk Smith.

- 36. Does the Company's Plan provide an estimate of the costs and benefits to the utility of making the electric infrastructure improvements, including the effect on reducing storm restoration costs and customer outages? [Rule 25-6.0342(4)(d)]**

Embarq's Position: No position.

- 37. Does the Company's Plan provide an estimate of the costs and benefits, obtained pursuant to subsection (6) below, to third-party attachers affected by the electric infrastructure improvements, including the effect on reducing storm restoration costs and customer outages realized by the third-party attachers? [Rule 25-6.0342(4)(e)]**

Embarq's Position: Based on the information provided to Embarq by the company, Embarq estimates that it will incur \$28,000 in transfer costs during 2007-2009 as a result of the implementation of Gulf's storm hardening plan.

- 38. Does the Company's Plan include written Attachment Standards and Procedures addressing safety, reliability, pole loading capacity, and**

engineering standards and procedures for attachments by others to the utility's electric transmission and distribution poles that meet or exceed the edition of the National Electrical Safety Code (ANSI C-2) that is applicable pursuant to Rule 25-6.034, F.A.C.? [Rule 25-6.0342(5)]

Embarq's Position: The parties' pole attachment agreement, which complies to NESC minimum requirements, will continue to govern the Attachment Standards and Procedures applicable to Embarq.

39. Based on the resolution of the preceding issues, should the Commission find that the Company's Plan meets the desired objectives of enhancing reliability and reducing restoration costs and outage times in a prudent, practical, and cost-effective manner to the affected parties? [Rule 25-6.0342(1) and (2)]

Embarq's Position: Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq.

DOCKET NO. 070301-EI – FLORIDA POWER & LIGHT COMPANY

40. Does the Company's Plan address the extent to which, at a minimum, the Plan complies with the National Electric Safety Code (ANSI C-2) [NESC] that is applicable pursuant to subsection 25-6.0345(2), F.A.C.? [Rule 25-6.0342(3)(a)]

Embarq's Position: The Company's Plan appears to meet applicable NESC standards.

41. Does the Company's Plan address the extent to which the extreme wind loading standards specified by Figure 250-2(d) of the 2007 edition of the NESC are adopted for new distribution facility construction? [Rule 25-6.0342(3)(b)]

Embarq's Position: While Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq, Embarq concurs with the pre-filed testimony of Verizon's witness Dr. Lawrence M. Slavin relating to the effectiveness and application of extreme wind loading standards under the NESC.

42. Does the Company's Plan address the extent to which the extreme wind loading standards specified by Figure 250-2(d) of the 2007 edition of the NESC are adopted for major planned work on the distribution system, including expansion, rebuild, or relocation of existing facilities, assigned on

or after the effective date of this rule distribution facility construction? [Rule 25-6.0342(3)(b)2]

Embarq's Position: While Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq, Embarq concurs with the pre-filed testimony of Verizon's witness Dr. Lawrence M. Slavin relating to the effectiveness and application of extreme wind loading standards under the NESC.

43. Does the Company's Plan address the extent to which the extreme wind loading standards specified by Figure 250-2(d) of the 2007 edition of the NESC are adopted for distribution facilities serving critical infrastructure facilities and along major thoroughfares taking into account political and geographical boundaries and other applicable operational considerations? [Rule 256.0342(3)(b)3]

Embarq's Position: While Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq, Embarq concurs with the pre-filed testimony of Verizon's witness Dr. Lawrence M. Slavin relating to the effectiveness and application of extreme wind loading standards under the NESC.

44. Does the Company's Plan address the extent to which its distribution facilities are designed to mitigate damage to underground and supporting overhead transmission and distribution facilities due to flooding and storm surges? [Rule 25-6.0342(3)(c)]

Embarq's Position: Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq.

45. Does the Company's Plan address the extent to which the placement of new and replacement distribution facilities facilitate safe and efficient access for installation and maintenance pursuant to Rule 25- 6.0341, F.A.C? [Rule 25-6.0342(3)(d)]

Embarq's Position: Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq.

46. Does the Company's Plan provide a detailed description of its deployment strategy including a description of the facilities affected; including technical design specifications, construction standards, and construction methodologies employed? [Rule 25-6.0342(4)(a)]

Embarq's Position: The Company's storm hardening plan appears to provide the necessary detail, subject to implementation of the proposed Third-Party Attacher Process described in the testimony and exhibit pre-filed by AT&T's witness, Kirk Smith.

47. Does the Company's Plan provide a detailed description of the communities and areas within the utility's service area where the electric infrastructure improvements, including facilities identified by the utility as critical infrastructure and along major thoroughfares pursuant to subparagraph (3)(b)3. are to be made? [Rule 25-6.0342(4)(b)]

Embarq's Position: The Company's storm hardening plan appears to provide the necessary detail

48. Does the Company's Plan provide a detailed description of the extent to which the electric infrastructure improvements involve joint use facilities on which third-party attachments exist? [Rule 25-6.0342(4)(c)]

Embarq's Position: The Company's storm hardening plan appears to provide the necessary detail, subject to implementation of the proposed Third-Party Attacher Process described in the testimony and exhibit pre-filed by AT&T's witness, Kirk Smith.

49. Does the Company's Plan provide an estimate of the costs and benefits to the utility of making the electric infrastructure improvements, including the effect on reducing storm restoration costs and customer outages? [Rule 25-6.0342(4)(d)]

Embarq's Position: No position.

50. Does the Company's Plan provide an estimate of the costs and benefits, obtained pursuant to subsection (6) below, to third-party attachers affected by the electric infrastructure improvements, including the effect on reducing storm restoration costs and customer outages realized by the third-party attachers? [Rule 25-6.0342(4)(e)]

Embarq's Position: Based on the information provided to Embarq by the company, Embarq estimates that it will incur \$50,000 in transfer costs during 2007-2009 as a result of the implementation of FPL's storm hardening plan.

51. Does the Company's Plan include written Attachment Standards and Procedures addressing safety, reliability, pole loading capacity, and engineering standards and procedures for attachments by others to the utility's electric transmission and distribution poles that meet or exceed the edition of the National Electrical Safety Code (ANSI C-2) that is applicable pursuant to Rule 25-6.034, F.A.C.? [Rule 25-6.0342(5)]

Embarq's Position: The parties' pole attachment agreement, which complies to NESC minimum requirements, will continue to govern the Attachment Standards and Procedures applicable to Embarq.

52. Based on the resolution of the preceding issues, should the Commission find that the Company's Plan meets the desired objectives of enhancing reliability and reducing restoration costs and outage times in a prudent, practical, and cost-effective manner to the affected parties? [Rule 25-6.0342(1) and (2)]

Embarq's Position: Embarq has no objection to the Company's Plan as it is currently proposed and as it is understood to affect Embarq.

E. **STIPULATIONS:** Embarq supports a stipulation of the proposed Third-Party Attacher Process described in the testimony and exhibit pre-filed by AT&T's witness, Kirk Smith.

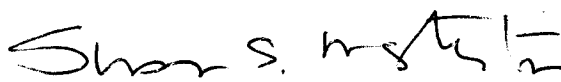
F. **PENDING MOTIONS:** Embarq has no Motions pending at this time.

G. **PENDING CONFIDENTIALITY REQUESTS:** Embarq has no Requests for Confidentiality pending at this time.

H. **OBJECTIONS WITNESSES QUALIFICATIONS:** Embarq has no objections to any witness's qualifications at this time.

I. **COMPLIANCE WITH ORDER ON PREHEARING PROCEDURE:** Embarq does not know of any requirement of the Order on Prehearing Procedure with which it cannot comply.

Respectfully submitted this 14th day of September 2007.



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