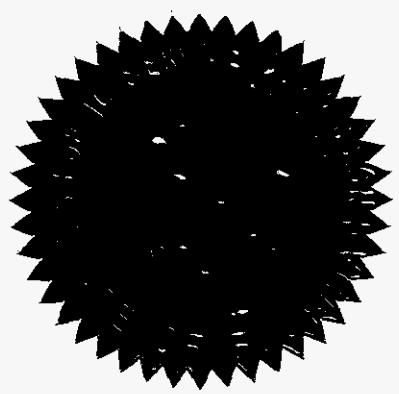


BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 080234-TP

In the Matter of:

IMPLEMENTATION OF FLORIDA LIFELINE
PROGRAM INVOLVING BUNDLED SERVICE
PACKAGES AND PLACEMENT OF ADDITIONAL
ENROLLMENT REQUIREMENTS ON CUSTOMERS.



10 PROCEEDINGS: PREHEARING CONFERENCE

11 BEFORE: COMMISSIONER NATHAN A. SKOP
PREHEARING OFFICER

12

13 DATE: Monday, February 9, 2009

14 TIME: Commenced at 1:33 p.m.
Concluded at 1:40 p.m.

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

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

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DOCUMENT NUMBER - DATE
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FPSC-COMMISSION CLERK

1 APPEARANCES:

2 STEPHEN ROWELL, ESQUIRE, 1 Allied Drive, Little Rock,
3 Arkansas 72202, appearing on behalf of Alltel Communications,
4 LLC.

5 MARSHA E. RULE, ESQUIRE, Rutledge, Ecenia & Purnell,
6 Post Office Box 551, Tallahassee, Florida 32302-0551, appearing
7 on behalf of Sprint Nextel.

8 DOUGLAS C. NELSON, ESQUIRE, 233 Peachtree Street NE,
9 Suite 2200, Atlanta, Georgia 30339-3166, appearing (via
10 telephone) on behalf of Sprint Nextel.

11 DULANEY L. O'ROARK, III, ESQUIRE, Verizon Florida
12 LLC, Post Office Box 110, 37th Floor, MC FLTC0007, Tampa,
13 Florida 33601-0110, appearing (via telephone) on behalf of
14 Verizon Florida LLC.

15 CHARLIE BECK, DEPUTY PUBLIC COUNSEL, Office of Public
16 Counsel, c/o The Florida Legislature, 111 West Madison Street,
17 Room 812, Tallahassee, Florida 32399-1400, appearing on behalf
18 of the citizens of the State of Florida.

19 PATRICK L. IMHOF, GENERAL COUNSEL, CHARLES MURPHY,
20 ESQUIRE, and TIMISHA BROOKS, ESQUIRE, FPSC General Counsel's
21 Office, 2540 Shumard Oak Boulevard, Tallahassee, Florida
22 32399-0850, appearing on behalf of the Commission Staff.

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1 APPEARANCES (Continued):

2 MARY ANNE HELTON, DEPUTY GENERAL COUNSEL, FPSC
3 General Counsel's Office, 2540 Shumard Oak Boulevard,
4 Tallahassee, Florida 32399-0850, appearing as advisor to the
5 Commission.

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P R O C E E D I N G S

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2 COMMISSIONER SKOP: Good afternoon. I'd like to call
3 this prehearing to order. Commissioner Skop presiding.

4 Staff, if you could please read the notice.

5 MR. MURPHY: Yes. Pursuant to notice issued January
6 23rd, 2009, this time and place has been set for a Preferring
7 Conference in Docket Number 080234-TP.

8 COMMISSIONER SKOP: Thank you. And if we could
9 please take appearances.

10 MS. RULE: Marsha Rule, Rutledge, Ecenia & Purnell
11 appearing on behalf of Sprint Nextel. And also Doug Nelson for
12 Sprint Nextel will enter an appearance on the telephone. And,
13 Commissioner, I'd like to thank you for accommodating
14 Mr. Nelson and allowing him to dial in.

15 COMMISSIONER SKOP: Thank you. Okay.

16 MR. NELSON: And I'm here, and I also thank you very
17 much for letting me participate by phone.

18 MR. O'ROARK: Commissioner Skop, this is De O'Roark
19 with Verizon, and I also appreciate the accommodation of being
20 able to call in by phone.

21 COMMISSIONER SKOP: Thank you.

22 MR. ROWELL: My name is Steve Rowell. I appreciate
23 the opportunity to be here. I'm with Alltel/Verizon Wireless.

24 MR. BECK: And Charlie Beck, Office of the Public
25 Counsel, appearing on behalf of the citizens of Florida.

1 COMMISSIONER SKOP: Thank you.

2 MR. MURPHY: Charles Murphy and Timisha Brooks for
3 the Commission staff.

4 MS. HELTON: And Mary Anne Helton, advisor to the
5 Commission.

6 COMMISSIONER SKOP: Thank you. Just with respect to
7 the two parties that have requested in this prehearing to
8 participate telephonically due to circumstances and showing
9 good cause, they were permitted to do so. I just would not
10 like to make that an open-ended trend in the future. So if
11 everyone could please be respectful of that.

12 Staff, at this time do we have any preliminary
13 matters?

14 MR. MURPHY: Yes, Commissioner. In a prehearing
15 statement Sprint and Nextel raised an objection regarding staff
16 witness Bob Casey's qualifications. The parties have discussed
17 this matter and Sprint Nextel is withdrawing its objection.
18 And the parties have agreed to the following stipulation which
19 has been memorialized in Section X of the prehearing, Draft
20 Prehearing Order, and the stipulation is that the parties
21 stipulate that all witnesses may offer opinion testimony within
22 the scope of their prefiled testimony except that no witness is
23 offered as a legal expert. The parties agree not to object to
24 any prefiled testimony on the grounds that it expresses an
25 opinion and by stipulating, no party is conceding the relevance

1 of any portion of the testimony.

2 COMMISSIONER SKOP: Okay. And are the parties -- the
3 parties have agreed to that. Is staff comfortable with that on
4 behalf of the staff witness? Is staff comfortable with that on
5 behalf of the staff witness?

6 MR. MURPHY: Yes, sir.

7 COMMISSIONER SKOP: Okay. Show it done.

8 Okay. Let's proceed to the Draft Prehearing Order.
9 And if the parties have any changes or corrections to be made,
10 please speak when we discuss them section by section.

11 Let's start with Section I with the case background.

12 MR. MURPHY: Commissioner, the second order modifying
13 procedure will be added to the case background. I believe that
14 you signed that today or over the weekend, and that will result
15 in a March 2nd hearing and April 3rd briefing date.

16 COMMISSIONER SKOP: Yes. And I signed those orders
17 Friday evening, so show that done.

18 Section II, conduct of proceedings.

19 Section III, jurisdiction.

20 Section IV, procedure for handling confidential
21 information. I believe, staff, we have one of those pending
22 also.

23 MR. MURPHY: Yes. We -- staff does not expect that
24 there will be any confidential material used at the hearing.

25 COMMISSIONER SKOP: Okay. Section V, prefiled

1 testimony and exhibits; witnesses.

2 Section VI, order of witnesses.

3 Section VII, basic positions.

4 Section VIII, issues and positions. And just
5 briefly, is everyone comfortable with each of the respective
6 issues as framed in the Prehearing Order? Hearing no
7 objection, show that done.

8 Move on to Section IX, exhibit list. Staff?

9 MR. MURPHY: Staff will prepare an exhibit list to
10 enter into the record at hearing. And there's been a
11 stipulation with respect to nonconfidential interrogatory
12 responses being moved into the record.

13 COMMISSIONER SKOP: Okay. And moving on to Section X
14 for the proposed stipulations, is that also the nonconfidential
15 interrogatory response or could staff speak to that briefly?

16 MR. MURPHY: Yes, sir. That's the stipulation in
17 addition to the one that I read before.

18 COMMISSIONER SKOP: Okay. Thank you. Okay. Section
19 XI, pending motions. I believe I've addressed all of them
20 before me, but if there's others.

21 MR. MURPHY: Yes, sir. You had drafted an order
22 granting Sprint's, I mean, Verizon's request for confidential
23 treatment of a document.

24 COMMISSIONER SKOP: Okay. I believe I signed that on
25 Friday. So that should have already made its way to the clerk.

1 Any other additional pending motions? Okay.
2 Section XII, pending confidentiality matters.

3 MR. MURPHY: Same.

4 COMMISSIONER SKOP: Same thing? Okay.

5 Section XIII, post-hearing procedures.

6 MR. MURPHY: The only thing is that the briefs are
7 now due April 3rd in accordance with your order.

8 COMMISSIONER SKOP: Okay. And Section, it looks like
9 my Roman numeral -- that's correct, XIV rulings. I had to
10 think a little bit there. It's been many years since I had to
11 do that.

12 MR. MURPHY: Oh, I guess there's a question if,
13 whether people want a ten-minute opening statement or whether
14 they would, whether you would rule for five minutes.

15 COMMISSIONER SKOP: Okay. I'd like to hear from the
16 parties. My preference would be to limit it to five, again,
17 due to the limited nature of this proceeding in lieu of it
18 being a full-blown rate case. But if there are any concerns,
19 I'm happy to entertain those from the parties. Hearing none,
20 five minutes for opening statements for each of the respective
21 parties.

22 And, staff, do we have any other matters that we need
23 to address?

24 MR. MURPHY: No other matters.

25 COMMISSIONER SKOP: Okay. Any additional questions

1 from the parties? Hearing none, we stand adjourned.

2 (Proceeding adjourned at 1:40 a.m.)

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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 10th day of February,

2009.

Linda Boles
LINDA BOLES, RPR, CRR
FPSC Official Commission Reporter
(850) 413-6734