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1 BEFORE THE

FLORIDA PUBLIC SERVICE COMMISSION

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3 In the Matter of: DOCKET NO. 060614-TC

4 Compliance investigation of TCG

Public Communications, Inc. for

5 apparent violation of Section

364.183(1), F.S., Access to Company

6 Records, and determination of

amount and appropriate method for

7 refunding overcharges for collect

calls made from inmate pay

8 telephones.

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11 PROCEEDINGS: AGENDA CONFERENCE

ITEM NO. 11

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COMMISSIONERS

13 PARTICIPATING: CHAIRMAN MATTHEW M. CARTER, II

COMMISSIONER LISA POLAK EDGAR

14 COMMISSIONER KATRINA J. McMURRIAN

COMMISSIONER NANCY ARGENZIANO

15 COMMISSIONER NATHAN A. SKOP

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DATE: Tuesday, August 18, 2009

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18 TIME: Commenced at 5:45 p.m.

Concluded at 5:48 p.m.

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20 PLACE: Betty Easley Conference Center

Room 148

21 4075 Esplanade Way

Tallahassee, Florida

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23 REPORTED BY: MARY ALLEN NEEL, RPR, FPR

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1 P R O C E E D I N G S

2 CHAIRMAN CARTER: Item 11. Oh, look at all of

3 this. No big productions, guys, okay? We don't

4 want the disco version. We want the sampler.

5 COMMISSIONER SKOP: Is that the good, the bad,

6 and the ugly?

7 CHAIRMAN CARTER: Give us the remix, you know.

8 Staff, you're recognized for Item 11.

9 MS. CURRY: Kiwanis Curry on behalf of

10 Commission staff. Item 11 is staff's

11 recommendation that the Commission accept TCG

12 Public Communications, Inc.'s proposed settlement

13 offer to submit a payment of $1,250,000 for deposit

14 into the general revenue fund and to implement

15 specific monitoring commitments for a period of 18

16 months to ensure continuing compliance of the

17 inmate telephone operations at the Miami-Dade

18 correctional facilities.

19 Representatives from the company are present,

20 and staff is available for questions.

21 CHAIRMAN CARTER: Commissioners, let me do

22 this before I go to the companies. Well, let me

23 just go to the companies, and then I'll come back.

24 Commissioner Skop, you're recognized, sir.

25 COMMISSIONER SKOP: Thank you. The only

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1 reason I took this off move staff is, I wanted to

2 take the opportunity to commend our staff, TCG, and

3 their counsel for reaching an amicable settlement

4 agreement that benefits all of the stakeholders,

5 and I think that this has been a long, tortuous

6 process, but through Commission action, staff

7 action, and the company and its counsel's action, I

8 think that we resolved this matter in a favorable

9 manner. And that's all I wanted to say, but I

10 thought that should not go without passing.

11 CHAIRMAN CARTER: Commissioner McMurrian.

12 COMMISSIONER McMURRIAN: I just wanted to say

13 to Commissioner Skop, I thought maybe he might have

14 taken it off just to make them sit as long as the

15 other parties sat last time they were here.

16 COMMISSIONER SKOP: I've already spoken to my

17 aide about if that is the case, we'll move them to

18 the front next time.

19 CHAIRMAN CARTER: Commissioner Edgar, you're

20 recognized.

21 COMMISSIONER EDGAR: Thank you, Mr. Chairman.

22 I thought maybe it was just so that we would have

23 more people in the room for the entire day with us.

24 But on a serious note, I remember that we did

25 have a long discussion of this item the last time

4

1 that it was up, and there were a couple of

2 different options, I believe, that were discussed

3 at the time. I also -- I believe I did it then,

4 but would like to do it again, to commend our staff

5 for their efforts to reach out and look into issues

6 and problems that consumers bring to us and that

7 come to our attention through the other mechanisms,

8 our normal reviews and processes. And I at the

9 time encouraged both our staff and the parties to

10 go back and work together and to bring forward a

11 potential, I hoped, agreement offer to us. I am

12 very pleased. I had hoped that it would happen a

13 little sooner, but I'm very pleased that there is

14 something before us that the parties and our staff

15 are comfortable recommending to us collectively.

16 So thank you to you all, and I think it's a good

17 effort. And if it's appropriate, I would make --

18 CHAIRMAN CARTER: It's appropriate.

19 COMMISSIONER EDGAR: -- a motion in favor of

20 the staff recommendation.

21 COMMISSIONER SKOP: Second.

22 CHAIRMAN CARTER: Moved and properly seconded.

23 Commissioners, any questions? Any concerns, any

24 debate?

25 Hearing none, all in favor let it be known by

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1 the sign of "aye."

2 (Simultaneous affirmative responses.)

3 CHAIRMAN CARTER: All those opposed, like

4 sign. Show it done.

5 (Conclusion of consideration of Item 11.)

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1 CERTIFICATE OF REPORTER

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3 STATE OF FLORIDA:

4 COUNTY OF LEON:

5 I, MARY ALLEN NEEL, Registered Professional

6 Reporter, do hereby certify that the foregoing

7 proceedings were taken before me at the time and place

8 therein designated; that my shorthand notes were

9 thereafter translated under my supervision; and the

10 foregoing pages numbered 1 through 5 are a true and

11 correct record of the aforesaid proceedings.

12 I FURTHER CERTIFY that I am not a relative,

13 employee, attorney or counsel of any of the parties, nor

14 relative or employee of such attorney or counsel, or

15 financially interested in the foregoing action.

16 DATED THIS 1st day of September, 2009.

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19 MARY ALLEN NEEL, RPR, FPR

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