

BEFORE THE GEORGIA PUBLIC SERVICE COMMISSION

ADMINISTRATIVE SESSION

Hearing Room 110
244 Washington Street
Atlanta, Georgia

Wednesday, July 6, 2005

The administrative session was called to order at
10:00 a.m., pursuant to Notice.

PRESENT WERE:

ANGELA ELIZABETH SPEIR, Chairman
ROBERT B. BAKER, JR., Vice Chairman
STAN WISE, Commissioner
H. DOUG EVERETT, Commissioner
DAVID BURGESS, Commissioner

Brandenburg & Hasty
435 Cheek Road
Monroe, Georgia 30655

1 However, in adopting the Commission staff's
2 recommendation on May 17 -- largely adopting the Commission
3 staff's recommendation, that item was not part of the
4 Commission staff's recommendation and should be removed from
5 the Commission's order. The proposed order does not in any
6 way change the fuel cost recovery rate.

7 CHAIRMAN SPEIR: Thank you, Mr. Smith.

8 Commissioners, we've heard staff's recommendation
9 on item R-6. Are there any questions of staff or any
10 comments on this item?

11 (No response.)

12 CHAIRMAN SPEIR: Hearing none, all in favor of
13 approving staff's recommendation on item R-6, please say
14 aye.

15 COMMISSIONER WISE: Aye.

16 COMMISSIONER EVERETT: Aye.

17 CHAIRMAN SPEIR: Aye.

18 VICE CHAIRMAN BAKER: Aye.

19 COMMISSIONER BURGESS: Aye.

20 CHAIRMAN SPEIR: Any opposed?

21 (No response.)

22 CHAIRMAN SPEIR: The vote is unanimous.

23 Item R-7.

24 MR. REINHARDT: Item R-7 is Docket Number 7892-U,
25 it's Performance Measurements for Telecommunications

1 Interconnection, Unbundling and Resale. It's consideration
2 of a Joint Motion to Approve New Performance Measurement
3 Plan.

4 Staff recommends approval of the Joint Motion with
5 one modification, and that was in Appendix F, that the
6 Commission staff could direct BellSouth to not go forward
7 with GMAP changes. The modification brings the plan in line
8 with the Commission's July 19, 2002 order in this docket.
9 The parties do not object to this change.

10 Also, the staff wanted to add a caveat into the
11 order that stated that the Commission reserves the right to
12 modify the enforcement plan or SQMs at any time it deems
13 necessary.

14 CHAIRMAN SPEIR: All right, thank you, Mr.
15 Reinhardt.

16 Do any Commissioners have any questions for staff
17 on this item, or any comments, before we call the vote?

18 (No response.)

19 CHAIRMAN SPEIR: Hearing none, all in favor of
20 approving staff's recommendation on item R-7, please say
21 aye.

22 COMMISSIONER WISE: Aye.

23 COMMISSIONER EVERETT: Aye.

24 CHAIRMAN SPEIR: Aye.

25 VICE CHAIRMAN BAKER: Aye.

1 COMMISSIONER BURGESS: Aye.

2 CHAIRMAN SPEIR: Any opposed?

3 (No response.)

4 CHAIRMAN SPEIR: The vote is unanimous.

5 Item R-8 and we turn once again to Mr. Reinhardt.

6 MR. REINHARDT: Item R-8 is Docket 12778-U, it's
7 Enforcement of Interconnection Agreement between BellSouth
8 and NuVox, and this is consideration of BellSouth's Motion
9 for Commission Involvement.

10 There are three parts to BellSouth's motion.

11 First, BellSouth requests that the Commission
12 subpoena all information related to the audit from KPMG.
13 The Commission should not grant this request at this time.
14 Pursuant to the Commission's recent order, NuVox requested
15 that KPMG complete and file the final report with the
16 Commission. It seems prudent to allow a reasonable time to
17 determine whether KPMG will comply with this request. In
18 addition, it is unclear whether KPMG has completed a final
19 report. That it stated that it was suspending the audit
20 strongly implies that it has not done so.

21 In all likelihood, therefore, KPMG could only
22 produce preliminary results and work papers that it
23 presumably will not certify conform to AICPA standards, in
24 contradiction to the intent of the Commission's June 30,
25 2004 order. Even if KPMG were to file a final report with