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Mark David Goss
Chairman

John W. Clay
Vice Chairman

Caroline Pitt Clark
Commissioner

March 18, 2008

PARTIES OF RECORD

Re: Case No. 2007-00464

Attached is a copy of the memorandum which is being filed in the record of the above-referenced case. If you have any comments you would like to make regarding the contents of the informal conference memorandum, please do so within 5 days of the date of this letter. If you have any questions, please contact Tiffany Bowman at (502) 564-3940, Ext. 465, or TiffanyJ.Bowman@ky.gov.

Sincerely,

A handwritten signature in cursive script that reads "Stephanie Stumbo".

Stephanie Stumbo
Executive Director

INTRA-AGENCY MEMORANDUM

KENTUCKY PUBLIC SERVICE COMMISSION

TO: Case File

FROM: Tiffany Bowman
Staff Attorney

DATE: March 18, 2008

SUBJECT: Case No. 2007-00464
Informal Conference

Pursuant to the Commission Staff's notice on February 6, 2008, an informal conference was held in this matter on March 17, 2008. A copy of the conference attendance list is attached.

The purpose of the conference was to discuss the funding mechanisms for the telecommunications relay service ("TRS") and the telecommunications access program ("TAP").

During the informal conference, the parties discussed the implications of T-Mobile's February 8, 2008 letter to the Commission's Executive Director, which outlined the possible need for the Commission to promulgate regulations in order to expand the funding bases for TRS or TAP. The Kentucky Commission on the Deaf and Hard of Hearing ("KCDHH") stated that the TAP statute, KRS 278.5499, was inclusive and applicable to all telecommunications utilities.

The parties discussed possible procedures for the remainder of this case, including setting a hearing date, issuing data requests, and submitting prefiled testimony. Commission Staff stated that if wireless customers began contributing both TRS and TAP surcharges, Commission Staff may consider asking the Commission to consider reducing the TRS surcharge, as the additional contributions could possibly cause the receipt of funds larger than what is required to support the program.

KCDHH stated that there is currently a provision in the General Assembly's budget bill to provide another 2-year increase of the TAP surcharge to \$0.02, above the statutory \$0.01.

T-Mobile suggested that the issue of promulgating regulations may only be applicable to the base expansion of the TRS surcharge and not to the base expansion of the TAP surcharge.

The parties discussed whether the Commission would order expansions of the funding bases for TRS and TAP separately, when and if a hearing or regulations were needed for TAP. Commission Staff stated that it preferred keeping both surcharges procedurally aligned and that any changes be ordered to occur simultaneously. AT&T stated that carriers may also prefer that any surcharge changes occur simultaneously so as to avoid confusion or questions by customers if they notice 2 separate billing changes – one for TRS and another change for TAP – at different times.

The Attorney General stated that the record in this matter needed to be completed and should include testimony prior to the Commission entering any final orders.

The parties agreed to the following comment schedule:

- KCDHH and other parties may submit responses to T-Mobile's February 8 letter by March 31, 2008. Commission Staff asked the parties to address the competitive advantages or disadvantages of assessing the TRS and TAP surcharges only upon wireline customers. KCDHH also stated that in its response it may address whether it will amend its petition so as to refer only to an expansion of the TAP funding base and without reference to TRS.
- Any party may submit replies to the responses. Replies are due by April 14, 2008.
- After review of all comments, Commission Staff will ask the Commission to issue a procedural schedule for the remainder of this case.

The informal conference was then adjourned.

Attachment

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CASE NO. 2007-00464

PETITION OF THE KENTUCKY COMMISSION ON THE DEAF AND HARD OF
HEARING TO EXPAND THE FUNDING BASE FOR THE KENTUCKY
TELECOMMUNICATIONS ACCESS PROGRAM

SIGN IN

March 17, 2008

PERSON	REPRESENTING
Tiffany Bowman	PSC Staff
Jim Stevens	PSC STAFF
Jimmy J. Donoherty	PSC
Virginia Moore	KCDHH
Budget Runaway	KCDHH - #44
Roxana Holloway	KCDHH
Cheryl Winn	AT&T Kentucky
Paul Adams	OAG
Tony Taylor	AT&T Kentucky
Doug Brent	T-mobile, Verizon Wireless
Jack Hughes	Sprint
MARK Ashby	AT&T Wireless
Anita Hollenstein	AT&T Wireless

Case NO. 2007-00464
March 17, 2008

PERSON

Tom Janakowski

Kim Barrin

REPRESENTING

AT&T wireless

AT&T wireless