



Steven L. Beshear  
Governor

Leonard K. Peters  
Secretary  
Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

David L. Armstrong  
Chairman

James W. Gardner  
Vice Chairman

John W. Clay  
Commissioner

May 6, 2009

## PARTIES OF RECORD

Re: Case Nos. 2005-00519 and 2005-00533

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 seven days of receipt of this letter. If you have any questions, please contact Tiffany Bowman at 502/564-3940, Extension 465 or by email at [TiffanyJ.Bowman@ky.gov](mailto:TiffanyJ.Bowman@ky.gov).

Sincerely,

  
Jeff Derouen  
Executive Director

Attachment

## INTRA-AGENCY MEMORANDUM

### KENTUCKY PUBLIC SERVICE COMMISSION

**TO:** Case File

**FROM:** Tiffany Bowman  
Staff Attorney

**DATE:** May 6, 2009

**SUBJECT:** Case No. 2005-00519  
AT&T's Notice of Intent to Disconnect SouthEast Telephone, Inc. for  
Nonpayment  
Case No. 2005-00533  
SouthEast Telephone v. AT&T  
Informal Conference Memorandum

An informal conference ("IC") was held in this matter on Tuesday, May 5, 2009. A copy of the conference attendance list is attached. The purpose of the IC was to discuss the procedural steps to be taken by the Commission to satisfy the requirements of the May 1, 2009 Opinion and Order issued by the United States District Court for the Eastern District of Kentucky.

During the course of the IC, the parties discussed the following issues:

- Commission Staff stated that the Commission believes a formal hearing may be necessary to provide the data and calculations ordered by the Court.
- AT&T and SouthEast each stated that they do not believe a formal hearing is necessary to satisfy Judge Reeves' Order. However, SouthEast would like to reserve its right to waive the opportunity for a hearing until May 26, 2009, when it will provide a final response on the data given by AT&T.
- AT&T stated that it does not want to waive the confidential protections given by the Commission for data provided on the resale and associated money due, as provided by AT&T in a November 2007 filing in this proceeding.
- AT&T stated that the final calculations provided to the Court can be submitted under a protective order.
- Commission Staff stated that the Commission intends to submit the required filings to the Court by June 30, 2009.

- The parties believe the November 2007 resale calculations and figures provided by AT&T can be used as a starting point for developing calculations on the money currently owed by SouthEast.
- AT&T agreed to submit updated details on the interest and late fee charges currently owed by SouthEast for the resale amounts.
- The parties agreed to the following schedule:
  - May 12, 2009 -- SouthEast will provide written comments on the resale amount due and owing, as provided by AT&T in the November 2007 filing.
  - May 19, 2009 -- AT&T will provide up-to-date data on the current interest and late charges due for SouthEast's resale amounts.
  - May 26, 2009 -- SouthEast will respond to AT&T's updated information and SouthEast will state if it will waive its right to a formal hearing

The informal conference then adjourned.

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CASE NO. 2005-00519

BELLSOUTH TELECOMMUNICATIONS, INC.'S NOTICE OF INTENT TO  
DISCONNECT SOUTHEAST TELEPHONE, INC. FOR NON-PAYMENT

AND

CASE NO. 2005-00533

SOUTHEAST TELEPHONE, INC. V. BELLSOUTH TELECOMMUNICATIONS,  
INC.

SIGN IN

May 5, 2009

PERSON

Tiffany Bowman

Jim Stevens

Allyson Honaker

Kyle Willard

JEB Pinney

Mary Keyer

Jim Lipton

Tony Taylor

REPRESENTING

PSC Staff

PSC Staff

PSC Staff

PSC Staff

PSC Staff

ATT - by Phone

ATT - by Phone

ATT - by Phone

PERSON

Liz Hacker  
Leslie Combs  
Darrell Maynard  
Deb Eversole  
Carla Reichelderfer  
Lonya Taylor

REPRESENTING

SouthEast - by Telephone  
SouthEast - by Telephone  
SouthEast - by Telephone  
SouthEast - by Telephone  
SouthEast - by Telephone  
SouthEast - by Telephone