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April 9, 2007

BY HAND DELIVERY

Ms. Ann Cole, Director Commission Clerk and Administrative Services Room 110, Easley Building Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850

Re:

Parties of Record

Docket No. 060614-TC

	Dear N	Ms. Cole:	
COM	Tel*Li	ration are an original and fift ink Corporation's Response ar lobal Tel*Link Corporation to	f of TCG Public Communications, Inc. and Global Tel*Linkeen copies of TCG Public Communications, Inc. and Global and Agreement to Inspect of TCG Public Communications, Inc. Resolve the Petition and Memorandum to Inspect and Examined Ib in the above referenced docket.
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In re: Compliance investigation of Global Public
Communications, Inc. for apparent violation of
Section 364.183(1), F.S., Access to Company
Records, and determination of amount and
Appropriate method for refunding overcharges
For collect calls made from inmate pay telephones.

Docket No. 060614-TC

RESPONSE AND AGREEMENT TO INSPECT OF TCG PUBLIC COMMUNICATIONS, INC. AND GLOBAL TEL*LINK CORPORATION TO RESOLVE THE PETITION AND MEMORANDUM TO INSPECT AND EXAMINE CONFIDENTIAL MATERIAL OF KIRSTEN SALB

TCG Public Communications, Inc. (hereinafter "TCG") and Global Tel*Link Corporation ("GTL"), pursuant to sections 119.07(1) and 364.183, Florida Statutes (2006), and Rule 25-22.006, Florida Administrative Code, hereby files with the Florida Public Service Commission ("FPSC" or "Commission") its Agreement to Inspect that resolves the Petition and Memorandum to Inspect and Examine Confidential Material ("Inspection Petition") filed by Kirsten Salb ("Salb") on March 28, 2007. TCG and GTL have no objection to counsel for Salb inspecting and copying as set forth herein. In support of this response, TCG and GTL sate as follows:

- 1. On or about March 28, 2007, undersigned counsel received via electronic mail the Inspection Petition filed by counsel for Salb.
- 2. Based upon TCG's and GTL's read of the Inspection Petition, Salb appears to be requesting two things: first, the opportunity to inspect and confirm that materials Evercom Systems, Inc. ("Evercom") and Correctional Billing Services ("CBS") have filed in this docket DOCUMENT NUMBER-DATE

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are the same as those Evercom and CBS have produced in a separate litigation between Salb and Evercom/CBS; and, second, the opportunity to examine and copy those materials filed by TCG and GTL in this docket.

- 3. Salb and Evercom/CBS have apparently resolved the Inspection Petition with respect to the Evercom/CBS materials provided to the Commission in this docket. TCG and GTL do not object to this resolution, as those parties have agreed to maintain the confidentiality of any claimed confidential documents for the immediate inspection and confirmation process. TCG and GTL only note for the record that TCG and GTL assert that TCG is the owner of some of the materials produced to this Commission by Evercom/CBS, and that the claimed confidential materials are in fact confidential and exempt from the public record on the basis of one or more of the statutory exemptions set forth in section 364.183(3), Florida Statutes.
- 4. 'With respect to Salb's request to inspect and copy documents produced by TCG and GTL in this matter, TCG and GTL have no objection to Salb inspecting and copying any materials provided to the Commission that were not filed pursuant to a claim for confidential treatment. As for those materials TCG and GTL have filed with the Commission pursuant to a claim for confidentiality under section 364.183(1), TCG and GTL are not opposed to counsel for Salb having an opportunity to inspect and copy, if necessary, such claimed confidential materials.
- 5. Accordingly, counsel for Salb and TCG/GTL have agreed that counsel for Salb shall have the opportunity to inspect and obtain copies of the TCG/GTL claimed confidential information pursuant to the following process and conditions:
- a. Counsel for Salb may inspect at a date and time for such review that is acceptable to counsel for Salb and counsel for TCG/GTL at the offices of counsel for TCG/GTL.

- b. If counsel for Salb desires to obtain a copy of any of the claimed confidential information of TCG/GTL, counsel for TCG/GTL shall produce a copy of the requested confidential documents within five business days and Salb and her attorneys may use such confidential information only subject to the terms of this agreement.
- d. Any claimed confidential information of TCG/GTL that is inspected by Salb or her counsel or which Salb or her counsel take possession of shall continue to be treated as confidential by Salb and her counsel during and after the inspection and during Salb's and her counsel's possession of such materials, except as may be provided for herein.
- e. TCG and GTL reserve their right to seek confidential protection by means of a protective order, formal request for confidential classification, or other appropriate mechanism. Salb reserves her right to challenge the confidentiality of such information in a subsequent pleading if necessary. The parties agree that this agreement resolves the pending Inspection Petition and no further action by the Commission at this time is necessary.
- f. Any TCG or GTL confidential information that Salb or her counsel may inspect or take possession of pursuant to this agreement may be used by Salb or her counsel only in Case No. 06-20290-civ-UNGARO-BENAGES/O'SULLIVAN, a case pending before the United States Federal District Court for the Southern District of Florida ("Salb Case") and any appeals that may arise out of this case.
- g. In the event Salb or her counsel desire to utilize any of the TCG or GTL confidential information in the Salb Case in a manner that will continue to protect their confidential content, then counsel for Salb shall notify undersigned counsel for TCG and GTL as soon as is reasonable under the circumstances. Salb and her counsel may use such confidential

documents pursuant to a protective order of the court in the Salb Case and shall continue to protect such confidential information.

- h. In the event Salb or her counsel desire to disclose on the public record any of the TCG or GTL confidential information in the Salb Case, then counsel for Salb shall proceed on the basis of the following procedures, as applicable:
- (1) If the FPSC has issued an order granting confidential classification to such documents pursuant to Rule 25-22.006(4), Florida Administrative Code: Counsel for Salb shall notify undersigned counsel for TCG and GTL at least 20 days in advance of such use and may file a petition challenging such confidential classification, whereupon the process in Rule 25-22.006(7), Florida Administrative Code, shall apply. If Salb does not file a challenge under Rule 25-22.006(7), or the FPSC continues to grant confidential status to the information, then Salb and her counsel shall continue to treat the information as confidential and such information may be used only pursuant to a protective order of the court.
- (2) If the FPSC has not issued an order granting confidential classification to such documents pursuant to Rule 25-22.006(4), Florida Administrative Code: Counsel for Salb shall notify undersigned counsel for TCG and GTL at least 25 days in advance of such use, whereupon TCG/GTL shall within five business days file the appropriate request for confidential classification with the FPSC. If Salb desires to challenge the request for confidential classification, the process in Rule 25-22.006(7), Florida Administrative Code, shall apply. If Salb does not file a challenge under Rule 25-22.006(7), or the FPSC issues an order granting confidential status to the information, then Salb shall continue to treat the information as confidential and such information may be used only pursuant to a protective order of the court.

(3) Salb and her counsel may use on the public record any information which TCG/GTL does not claim is confidential or for which the FPSC has issued a final order denying confidential classification that is not the subject of an appeal. If TCG/GTL appeals an order of the FPSC denying confidential classification, then Salb and her counsel shall continue to treat such information as confidential to the extent there is an order of the FPSC granting temporary confidential status during the pendency of such appeal.

WHEREFORE, the undersigned parties have agreed to allow the inspection and examination to take place as outlined in Paragraph 5 above and no further action by the Commission with respect to the Inspection Petition is necessary at this time.

espectfully submitted this 9th day of April, 2007

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served on the following parties by U.S. Mail this 9th day of April, 2007.

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