

SOUTH CAROLINA PUBLIC SERVICE COMMISSION

HEARING OFFICER DIRECTIVE

DOCKET NO. 2011-304-C

APRIL 11, 2012

Hearing Officer: David Butler

DOCKET DESCRIPTION:

Complaint and Petition for Relief of BellSouth Telecommunications, LLC d/b/a AT&T Southeast d/b/a AT&T South Carolina v. Halo Wireless, Incorporated for Breach of the Parties' Interconnection Agreement

MATTER UNDER CONSIDERATION:

Halo's Objections to and Motions to Strike the Direct and Rebuttal Testimonies, respectively, of AT&T witnesses Mark Neinast and J. Scott McPhee, and the Rebuttal Testimony of AT&T witness Raymond W. Drause

HEARING OFFICER ACTION:

Halo's objections are overruled and its Motions to Strike are all denied. Both Halo's objections and its Motions are conclusory, and, for the most part, fail to explain how any of the conclusions stated apply to any particular aspects of the testimonies. When specific portions of the testimony are noted, Halo asserts that the testimonies are defective, based on a number of general grounds, and that the testimonies should therefore be automatically excluded before they are even presented to the Commission. Such objections go to the weight, rather than the admissibility of the evidence. All parties will have full cross-examination rights of all witnesses presented, thereby allowing the Commission to fully weigh the merits of the evidence. However, Halo has not related any specific principle of law that would dictate exclusion of any of the witnesses' testimony. Again, all objections are hereby overruled, and all Motions to Strike are denied.