



**BEFORE THE GUAM PUBLIC UTILITIES COMMISSION**

**IN RE:** ) **DOCKET NO: 09-04**  
)  
) **JOINT STATUS REPORT OF**  
) **GUAM CABLEVISION LLC**  
**GUAM POWER AUTHORITY** ) **AND GTA TELEGUAM LLC**  
**POLE ATTACHMENTS** ) **REGARDING NEGOTIATIONS**  
) **OF POLE ATTACHMENT**  
) **RATES WITH GUAM POWER**  
) **AUTHORITY**

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Guam Cablevision LLC (“MCV”), GTA Teleguam LLC (“GTA”) and Guam Power Authority (GOA) hereby submit this Joint Status Report Regarding Negotiations of Pole Attachment Rates pursuant to the Decision and Scheduling Order in the above-captioned matter dated July 9, 2010 and the request of the Administrative Law Judge (“ALJ”) at the status conference held on August 5, 2010, wherein the (“ALJ”) encouraged GPA, MCV and GTA to engage in negotiations concerning the appropriate formulas to determine the allowable rates to be charged by GPA for pole attachments that provide cable or telecommunications services.

On September 7, 2010, the following representatives of GPA, GTA and MCV met to discuss the pole attachment rate formula and pricing issues; D. Graham Botha, attorney for GPA; Melinda Camacho, Engineering Mgr., GPA; Eric Quiroz-Votaw, Vice President for Regulatory of GTA; Terrence M. Brooks, attorney for GTA; Craig Thompson, Chief Executive Officer of MCV, John Cruikshank, Chief Operating Officer of MCV; Sean Miles of MCV; and Jennifer Calvo-Quitugua, attorney for MCV.

The parties agree that substantial progress had been made in the last month. The parties, for the most part, agreed on the basic formula to determine the maximum pole attachment rate. The primary point of contention appears to be the percentage GPA desires to use as its “carrying charge” or “cost of capital”. GPA has suggested a 17% figure be used in the formula. MCV submitted that a rate in the range of 6%, in line with GPA’s cost of capital, was more appropriate.

**Guam Public Utilities Commission Docket No. 09-04**

*In Re: GTA Teleguam LLC and Guam Power*

*Authority Pole Attachments*

Joint Status Report of Guam Cablevision LLC and GTA Guam Teleguam LLC

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At the meeting, MCV offered to settle with GPA at the existing rate of about \$6 per pole per annum. GPA indicated that it could not settle at that amount without further information showing that the amount was reasonable and justifiable. The parties agreed that they would conduct some additional research on the pole attachment rates of regulated municipally owned utilities. The results of that research, assuming that the information is available, could persuade the parties to move from their present positions. To facilitate pursuit of the additional information, the parties request an additional 30 days for their negotiations.

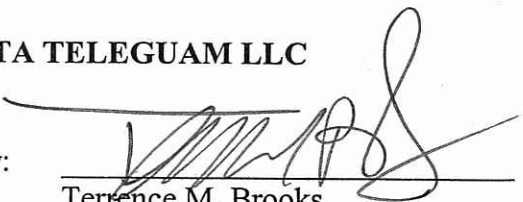
MCV, GTA and GPA all expressed a desire to continue negotiations. GTA and MCV both indicated that they desire a negotiated settlement of this issue but, should negotiations be unsuccessful, recognize that a hearing before the PUC could be required. The parties will continue to research the issues and communicate with each other in hopes of finding common ground on which to settle.

During the pendency of this proceeding, GTA and GPA have agreed that GTA will be charged the same rate as MCV for pole attachments, \$6 per pole per annum, plus power where applicable.

Respectfully submitted this 7<sup>th</sup> day of September, 2010.

**GTA TELEGUAM LLC**

By:

  
\_\_\_\_\_  
Terrence M. Brooks  
GTA General Counsel

**GUAM POWER AUTHORITY**

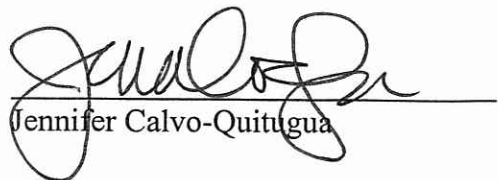
By:

\_\_\_\_\_  
Graham Botha,  
Attorney for GPA

**CALVO & CLARK, LLP**

Counsel for Guam Cablevision LLC dba MCV

By:

  
\_\_\_\_\_  
Jennifer Calvo-Quitugua

Joint Status Report of Guam Cablevision LLC and GTA Guam Teleguam LLC

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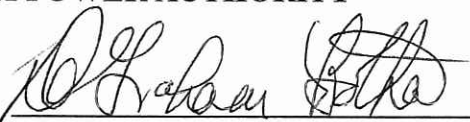
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**GTA TELEGUAM LLC**

By: \_\_\_\_\_  
Terrence M. Brooks  
GTA General Counsel

**GUAM POWER AUTHORITY**

By:   
\_\_\_\_\_  
Graham Botha,  
Attorney for GPA

**CALVO & CLARK, LLP**

Counsel for Guam Cablevision LLC dba MCV

By: \_\_\_\_\_  
Jennifer Calvo-Quitugua