## **BEFORE THE PUBLIC SERVICE COMMISSION**

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In re: Applications for qualified representative

DOCKET NO. 20210008-OT DATED: November 29, 2021

## **REQUEST FOR NAMING OF QUALIFIED REPRESENTATIVE**

Pursuant to Rules 28-106.106 and 28-106.107, Florida Administrative Code, Comcast requests that T. Scott Thompson, an attorney with the law firm of Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C., be named a qualified representative for Comcast in Docket No. 20210137-PU, In re: Proposed Adoption of Rule 25-18.010, F.A.C., Pole Attachment Complaints. Mr. Thompson will associate with and be co-counsel with Floyd R. Self, B.C.S. (Fla. Bar No. 608025), Berger Singerman LLP.

1. Mr. Thompson's business address is as follows:

Thomas Scott Thompson Mintz, Levin, Cohen, Ferris, Glovskey & Popeo, P.C. 555 12th Street NW, Suite 1100 Washington, DC 20004 Telephone: (202) 434-7440 Email: <u>SThompson@mintz.com</u>

2. Consistent with Rule 28-106.106(2)(a), F.A.C., Comcast is aware that it can elect to be represented solely by "counsel," as that term is defined by Rule 28-106.106(1) of the Florida Administrative Code.

3. Comcast submits that Mr. Thompson possesses the necessary qualifications to continue to responsibly represent Comcast's interests in these matters. In this regard, Mr. Thompson's qualifications are set forth in the attached affidavit.

4. As reflected in Mr. Thompson's affidavit, he: (i) is an attorney admitted to practice in the District of Columbia, (ii) has reviewed those portions of the Florida Statutes relative to the Commission's jurisdiction, (iii) has reviewed the Florida Rules of Civil Procedure relating to discovery in an administrative proceeding, and (iv) has reviewed those portions of the Florida Administrative Code and Florida Statutes related to the rules of evidence, including the concept of hearsay in an administrative proceeding.

5. Consistent with the standard set forth in Rule 28-106.106, F.A.C., Mr. Thompson has acquired or will acquire actual knowledge of the factual and legal issues involved insofar as his representation of Comcast is concerned in the above-referenced matters.

WHEREFORE, for the above and foregoing reasons, Comcast respectfully requests that this request for Naming of Qualified Representative be granted.

Dated this 29<sup>th</sup> day of November, 2021.

Respectfully submitted,

/s/ Floyd R. Self Floyd R. Self, B.C.S. (Fla. Bar No. 608025) Berger Singerman LLP 313 North Monroe Street, Suite 301 Tallahassee, Florida 32301 Telephone: (850) 521-6727 Email: <u>fself@bergersingerman.com</u> *Attorney for and Authorized on behalf of Comcast* 

## BEFORE THE PUBLIC SERVICE COMMISSION

#### **AFFIDAVIT**

# THOMAS SCOTT THOMPSON, being first duly sworn, states that:

1. I am an attorney with the law firm of Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

2. I have been engaged to represent Comcast in connection with the rulemaking relative to Proposed Rule 25-18.010, Florida Administrative Code.

3. I have prepared this affidavit in connection with Comcast's request that I be named a qualified representative of Comcast in Docket No. 20210137-PU, In re: Proposed Adoption of Rule 25-18.010, F.A.C., Pole Attachment Complaints, and all docketed and non-docketed matters before the Florida Public Service Commission ("Commission").

4. I possess the necessary qualification to responsibly represent Comcast in this proceeding.

5. I am a member in good standing of the bar of the District of Columbia, and have practiced extensively before utility regulatory agencies and authorities, including the Public Service Commissions of Ohio, Pennsylvania, Virginia, Massachusetts, Vermont, and the Federal Communications Commission. Notably, I have over two decades of experience representing cable operators and telecommunications providers on issues regarding pole attachments, including in rulemakings and formal complaint proceedings before the Federal Communications Commission.

6. I have knowledge of the Florida Statutes relevant to the Commission's jurisdiction; knowledge of the Florida Rules of Civil Procedure relating to discovery in administrative proceedings; and knowledge of the Florida Administrative Code and Florida Statutes relative to the rules of evidence, including the concept of hearsay in administrative proceedings. I have acquired or will acquire knowledge of the factual and legal issues in these matters, and have knowledge of, am in compliance with and will comply with the Standards of Conduct for qualified representatives contained in Rule 28-106.107, Florida Administrative Code.

Thomas Scott Thompson

SWORN TO AND SUBSCRIBED Before me this 29 day of November 2021

Commonwealth of Virginia

Notary Public

My Commission expires:

