

1 MR. SCHNEIDER: His previous testimony, and I don't
2 want to characterize it, certainly my characterization doesn't
3 count as evidence or testimony, but explains what he did or
4 didn't know of Mr. Gilliland's involvement, presenting some
5 explanation of why it was -- might not have been disclosed.
6 This simple statement is aimed at trying to inform the court
7 that he intends to be candid and would be candid and basically
8 states that if he had known of this involvement he would have
9 disclosed it just as he disclosed something else that he
10 disclosed at one point in the proceedings. It is a method of
11 Mr. Goehring to try and indicate to you why he believes he's
12 candid, one method of his stating his desire to be candid
13 with -- while it is speculation, it is speculation of the very
14 witness who is speculating, he's not speculating about anybody
15 else other than himself.

16 JUDGE GONZALEZ: Mr. Weber?

17 MR. WEBER: Whereas I believe this is a close call
18 and still believe that the statement to be speculative and to
19 that regard I guess self-serving, I will withdraw the motion
20 to strike. If we need to in the future argue against any
21 weight I'm sure that we can do so just based on the nature of
22 speculation.

23 JUDGE GONZALEZ: I have no objection -- no problem
24 with that sentence and I note that the objection has been
25 withdrawn in any case. Any further objections?

1 MR. WEBER: No, Your Honor.

2 JUDGE GONZALEZ: Mr. Hardman?

3 MR. HARDMAN: No, Your Honor.

4 JUDGE GONZALEZ: Then the document which has been
5 identified as Exhibit No. 7 along with Tabs A through F is
6 received.

7 (Whereupon, the document referred to
8 as TDS-USCC Exhibit No. 7 was
9 received into evidence.)

10 JUDGE GONZALEZ: I note the time, it's 20 of 4:00.
11 This might be a good time to adjourn for the day. I think
12 this has been a fairly long day. Tomorrow does anybody have a
13 problem with 9:30 -- beginning at 9:30? All right, well then
14 we'll reconvene tomorrow at 9:30.

15 MR. HARDMAN: Your Honor, before we go off the
16 record --

17 JUDGE GONZALEZ: Surely.

18 MR. HARDMAN: -- I asked at the break and would like
19 to bring it up now. If we're still going -- tomorrow would it
20 be possible for -- there is a conference call that's been
21 scheduled that is relevant to this case and it would be I
22 think helpful to the process if I could keep the existing
23 schedule.

24 JUDGE GONZALEZ: Surely. Just remind me tomorrow
25 morning and we'll break to give you the adequate time.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

MR. HARDMAN: Thank you.

JUDGE GONZALEZ: You're welcome. Go off the record.

(Whereupon, the matter was adjourned at 3:50 p.m.)

CERTIFICATE OF REPORTER, TRANSCRIBER, AND PROOFREADER

Telephone and Data Systems, Inc.

Name

CC 94-11

Docket No.

Washington, D.C.

Place

March 7, 1995

Date

We, the undersigned, do hereby certify that the foregoing pages, numbers 65 through 241, inclusive, are the true, accurate and complete transcript prepared from the reporting by Sol Krasner in attendance at the above identified proceeding, in accordance with applicable provisions of the current Federal Communications Commission's professional verbatim reporting and transcription Statement of Work and have verified the accuracy of the transcript by (1) comparing the typewritten transcript against the reporting or recording accomplished at the proceeding and (2) comparing the final proofed typewritten transcript against the reporting or recording accomplished at the proceeding.

3/8/95

Date

Jim Lowell

Jim Lowell, Transcriber
Free State Reporting, Inc.

3/9/95

Date

Debbie Serio

Debbie Serio, Proofreader
Free State Reporting, Inc.

3/9/95

Date

Sol Krasner

Sol Krasner, Reporter
Free State Reporting, Inc.

FREE STATE REPORTING, INC.

Court Reporting Depositions
D.C. Area 261-1902
Balt. & Annap. 974-8947