

## Mark Connors

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**From:** Mark Connors  
**Sent:** 07 May 2009 13:15  
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**Subject:** LIME's application for recovery of FLLRIC costs added to scope of CD 2009-1 proceeding  
**Attachments:** 09\_03\_20 Application for Recovery of FLLRIC Costs.pdf  
**To:** CD 2009-1 FLLRIC Phase 3 distribution list

In the attached letter dated 20 March 2009 Cable and Wireless (Cayman Islands) Limited ("LIME") submitted an application for the recovery of the costs of developing the 3G model.

The Authority considers that the cost recovery application would most appropriately be dealt with as part of the FLLRIC Phase 3 proceeding and hereby notifies parties that it is included in the scope of the proceeding. Parties may file proposed changes to LIME's proposed cost recovery mechanism, address interrogatories concerning any parties submissions on the cost recovery mechanism, and address the cost recovery mechanism in their comments and reply comments.

The revised process for the proceeding is:

- by **6 April 2009**, LIME was to have filed with the Authority and copied all parties its proposed revised FLLRIC model and MTR studies along with the required supporting documentation and explanations. The Authority approved LIME's 17 March 2009 request for an extension of the due date to submit a 3G model to **18 May 2009**;
- by **7 July 2009**, parties other than LIME are requested to file with the Authority and copy all parties any proposed changes to LIME's revised FLLRIC model, MTR cost studies, **and cost recovery mechanism** along with supporting documentation, rationale and explanations;
- by **7 July 2009**, all parties including LIME are requested to file with the Authority and copy all parties on their submissions related to any proposed annual adjustments to a FLLRIC based MTR along with supporting documentation, rationale and explanations;
- by **6 August 2009**, parties may address interrogatories to any party that has filed a submission pursuant to the above directions (parties should file the interrogatories with the Authority and copy all other parties);
- by **7 September 2009**, parties are required to file responses to any interrogatories with the Authority and to copy all other parties;

The Authority may also address interrogatories to the parties. While the Authority may use more than one round of interrogatories for its questions, parties are to address all of their interrogatories at the same time. When the Authority has completed any interrogatories it intends to address, it will set dates by which parties can file Final Comments and Reply Comments addressing the full record of the proceeding.

For greater certainty, the Authority identifies that this process will not be an iterative process whereby LIME will be provided an opportunity to change its proposed costing information and models throughout the proceeding. LIME is encouraged to file complete and accurate information at the start of the proceeding and any interested party who intends to participate should file complete and accurate information in its submission.

The Authority requires that any disclosure requests be made within ten calendar days of the material being filed. Responses to disclosure requests and the determinations regarding such requests will be in accordance with the ICTA Confidentiality Regulations.

The Authority stresses that the parties' submissions in this process should relate to the finalization of the unresolved issues identified in ICT Decision 2008-2 and the related matters (**the cost recovery mechanism and the proposed annual adjustments**) identified above and must not attempt to re-argue items on which the Authority has already made determinations in previous decisions.

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