

Decision 84 05 008

MAY 2 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ORDER INSTITUTING INVESTIGATION to determine whether competition should be allowed in the provision of telecommunications transmission services within the state.

OII 83-06-01
(Filed June 29, 1983)

Application 82-12-21
(Filed December 9, 1982)

Application 83-01-20
(Filed January 13, 1983)

Application 83-05-16
(Filed May 6, 1983)

Application 83-05-26
(Filed May 13, 1983)

Application 83-05-40
(Filed May 18, 1983)

Application 83-06-54
(Filed June 24, 1983)

Application 83-07-21
(Filed July 11, 1983)

Application 83-08-26
(Filed August 8, 1983)

Application 83-09-37
(Filed September 19, 1983)

Application 83-10-09
(Filed October 5, 1983)

Application 83-11-07
(Filed November 3, 1983)

Application 83-12-25
(Filed December 15, 1983)

Application 84-01-01
(Filed January 3, 1984)

And Related Matters.

And Related Matters.

Application 84-01-11
(Filed January 5, 1984)

Application 84-01-33
(Filed January 13, 1984)

Application 84-01-38
(Filed January 18, 1984)

Application 84-01-61
(Filed January 27, 1984)

Case 83-05-05
(Filed May 12, 1983)

(I&S)
Case 83-11-05
(Filed November 22, 1983)

Application 84-02-01
(Filed February 2, 1984)

Application 84-02-13
(Filed February 6, 1984)

Application 84-02-14
(Filed February 6, 1984)

Application 84-02-19
(Filed February 7, 1984)

Application 84-02-38
(Filed February 17, 1984)

Application 84-02-45
(Filed February 22, 1984)

Application 84-02-47
(Filed February 24, 1984)

Application 84-02-59
(Filed February 29, 1984)

Application 84-03-02
(Filed March 1, 1984)

Application 84-03-26
(Filed March 6, 1984)

And Related Matters.

Application 84-03-54
(Filed March 15, 1984)

Application 84-03-61
(Filed March 19, 1984)

Application 84-03-43
(Filed March 13, 1984)

Application 84-03-78
(Filed March 26, 1984)

Application 84-03-87
(Filed March 28, 1984)

Application 84-03-88
(Filed March 28, 1984)

Application 84-04-008
(Filed April 2, 1984)

Application 84-04-032
(Filed April 5, 1984)

Application 84-04-046
(Filed April 9, 1984)

Application 84-04-048
(Filed April 9, 1984)

Application 84-03-70
(Filed March 21, 1984)

Application 84-04-092
(Filed April 16, 1984)

Application 84-04-105
(Filed April 19, 1984)

Application 84-04-115
(Filed April 23, 1984)

Application 84-04-118
(Filed April 25, 1984)

Application 84-04-133
(Filed April 26, 1984)

Application 84-04-136
(Filed April 27, 1984)

INTERIM OPINION

By order dated June 29, 1983, the Commission instituted this investigation to consider whether competition should be allowed in the provision of telephone service. The order provided that all applications to provide competitive service were consolidated with the investigation.

A number of applications have been filed. By interim decision (D.) 84-01-037, dated January 5, 1984, every pending application was granted, limited to the provision of interLATA service and subject to the condition that applicants not hold out to the public the provision of intraLATA service. Applications continue to be filed; several more were granted by D.84-02-012, dated February 1, 1984, and again, by D.84-03-058, dated March 21, 1984, limited in the same was as the others.

The following applications have been filed since D.84-03-058:

A.84-03-43	Americall Corporation
A.84-03-70	NCR Telecommunication Services, Inc.
A.84-03-78	Tel-Toll, Inc.
A.84-03-87	STARNET Corporation
A.84-03-88	Toll Communications, Inc.
A.84-04-008	NEVADA COMMUNICATIONS CORP.
A.84-04-032	American Satellite Co.
A.84-04-046	WESTCOM DATATEL, INC.
A.84-04-048	Westcoast Communications, Inc.
A.84-04-082	STANDARD INFORMATION SERVICES, Inc.
A.84-04-105	American Communications Network
A.84-04-115	NAPA VALLEY TELECOM SERVICES
A.84-04-118	United States Transmission Systems, Inc.
A.84-04-133	TCS Network Services
A.84-04-136	Associated Telecommunications Network Inc.

There is no basis for treating these applicants any differently than those that filed earlier. Therefore, these applications are granted to the same extent as the applications granted by D.84-01-037.

Findings of Fact

1. By D.84-01-037 the Commission authorized interLATA entry generally.
2. There is no basis for treating these applicants differently than those that filed earlier.
3. These applications should be granted to the same extent as the other applications.
4. Because of the public interest in effective competition, this order should be effective today.

Conclusion of Law

These applications should be granted to the same extent as the other applications.

INTERIM ORDER

IT IS ORDERED that:

1. The applications are granted to the limited extent of providing the requested service on an interLATA basis, subject to the condition that each applicant refrain from holding out to the public the provision of intraLATA service.
2. Applicants are authorized to file with this Commission, 5 days after the effective date of this order, tariff schedules for the provision of interLATA service. If any applicant has an effective FCC approved tariff, it may file a notice adopting such FCC tariff with a copy of the FCC tariff included in the filing. Such adoption notice shall specifically exclude the provision of intraLATA service. If any applicant has no effective FCC tariffs, or wishes to file tariffs applicable only to California intrastate interLATA service it is authorized to do so, including rates, rules, regulations, and other provisions necessary to offer service to the public. Such filing shall be made in accordance with General Order 96-A, excluding Sections IV, V, AND VI, and shall be effective not less than one day after filing.

3. The requirements of General Order 96-A relative to the effectiveness of tariffs after filing are waived in order that changes in FCC tariffs may become effective on the same date for California interLATA service for those companies that adopt the FCC tariffs.

4. The applications are granted as set forth above.
This order is effective today.

Dated May 4, 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO

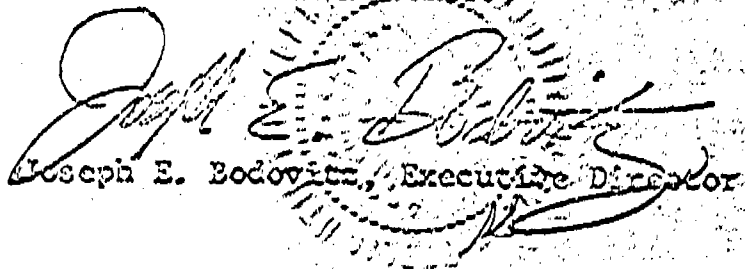
PRISCILLA C. GREW

DONALD VIAL

WILLIAM T. BAGLEY

Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS



Joseph E. Bodovitz, Executive Director

And Related Matters.

Application 84-03-54
(Filed March 15, 1984)

Application 84-03-61
(Filed March 19, 1984)

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(Filed March 13, 1984)

Application 84-03-78
(Filed March 26, 1984)

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Application 84-04-118
(Filed April 25, 1984)

Application 84-04-133
(Filed April 26, 1984)

Application 84-04-136
(Filed April 27, 1984)

3. The requirements of General Order 96-A relative to the effectiveness of tariffs after filing are waived in order that changes in FCC tariffs may become effective on the same date for California interLATA service for those companies that adopt the FCC tariffs.

This order is effective today.

Dated MAY 2 1984 , at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners