

Decision 84 05 052

MAY 16 1984

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OII No. 84-03-02

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's own motion into the organizational structure of the State's telecommunications companies for the provision of competitive and other services.

O P I N I O N

Allnet Communication Services (Allnet) filed on April 3, 1984, a motion in this proceeding seeking its dismissal as a respondent on the grounds that its participation would not provide the Commission with meaningful information and that the reporting requirements are burdensome. General Telephone Company of California (General) responded to the motion on April 30, 1984, opposing Allnet's request. General states that the Commission does not have the authority to excuse Allnet from filing a report with the Commission because the report is required by AB 2064. American Paging, Inc., Dial Page, Inc., and Paging Network of San Francisco have also requested dismissal.

General is correct that we cannot excuse any telephone corporation from submitting to us a report addressing issues defined in AB 2064. Our decision in OII 84-03-02, dated March 21, 1984, does expand the scope of the telephone corporations' reports somewhat. We could dismiss Allnet and others from responding to those additional topics. However, as General points out, the Commission would benefit from background information about all of the telephone companies in its jurisdiction. We do not believe that the reporting requirements in OII 84-03-02 are burdensome. Allnet and other parties may file for dismissal again if and when the nature of the proceeding is broadened to include requirements other than the report mandated by legislation.

We note here that a number of respondents to this proceeding have not filed the reports which were due May 1, 1984. We expect the required reports to be submitted to us as soon as possible so that we may proceed with our review in a timely manner.

Findings of Fact

1. Allnet filed a motion on April 3, 1984, requesting dismissal as a respondent to this proceeding.
2. American Paging, Inc., Dial Page, Inc., and Paging Network of San Francisco have also requested dismissal as respondents to this proceeding.
3. The decision in OII 84-03-02 responds to the concerns of the Legislature expressed in AB 2064, and expands certain reporting requirements of AB 2064.
4. The reporting requirements of OII 84-03-02 would provide beneficial information to the Commission, and are not unreasonably burdensome to respondents.
5. A number of respondents in OII 84-03-02 have not timely filed required reports.

Conclusions of Law

1. The Legislature required in AB 2064 that all telephone corporations in the state file a report with the Commission by May 1, 1984, addressing certain issues relating to their services and organizational structures.
2. The Commission does not have authority to dismiss any telephone corporation in the state from the reporting requirements of AB 2064.

O R D E R

THEREFORE, IT IS ORDERED that:

1. Allnet's motion is denied.
2. American Paging, Inc.'s motion is denied.
3. Dial Page, Inc.'s motion is denied.
4. Paging Network of San Francisco's motion is denied.
5. Respondents to this proceeding that have not filed reports with this Commission as required shall submit them by May 23, 1984.

This order is effective today.

Dated MAY 16 1984 , at San Francisco, California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
Commissioners

Commissioner William T. Bagley
being necessarily absent, did
not participate.

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.

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Joseph E. Belovetz, Executive Director