

Decision 97-09-119

September 24, 1997

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Petition of AT&T Communications of California, Inc. for Arbitration Pursuant to Section 252 of the Federal Telecommunications Act of 1996 to Establish an Interconnection Agreement with Pacific Bell.

A.96-08-040

**ORDER DISMISSING APPLICATION FOR REHEARING
OF DECISION 96-12-034 AND TREATING APPLICATION AS
PETITION TO MODIFY**

In the order, we dismiss the application for rehearing of Decision (D.) 96-12-034 filed by AT&T Communications of California, Inc. (AT&T) on the ground that it was not timely filed. We will, however, treat the filing as a petition for modification for the limited purpose of modifying the holdings in D.96-12-034 regarding access charges imposed in addition to unbundled network element charges. All parties to any interconnection agreements filed in accordance with the 1996 Telecommunications Act, and parties to the Local Competition and the Open Access Network Architecture Development (OANAD) will have an opportunity to comment on the modification.

Background

D.96-12-034, issued on December 9, 1996, approves an interconnection agreement between AT&T and Pacific Bell, pursuant to the Telecommunications Act of 1996, 47 U.S.C. § 251 et seq. AT&T did not avail itself of the application for rehearing process within 30 days of that decision but rather filed directly in federal district court on January 8, 1997 against Pacific Bell and the Commissioners of the California Public

Utilities Commission. AT&T's federal court action challenges D.96-12-034 with respect with two holdings: 1) the assessment of access charges in addition to unbundled network element charges; and 2) requiring that end users qualify individually for volume toll discount plans in order to AT&T to obtain wholesale rates based on those plans.

The Commissioners motioned for Judgment on the Pleadings in AT&T's federal action on the grounds that AT&T did not exhaust its administrative remedies before pursuing its court remedy. This motion emphasized that both state statutory and commonlaw, and federal law require that parties exhaust the available administrative remedies before filing a court suit. Pacific Bell also filed a motion to dismiss on the same grounds. These motions further pointed out that because AT&T failed to apply for rehearing within the 30 days as required by California Public Utilities Code section 1731(b), AT&T's federal court action is now barred.

Judge Susan Illston of the U.S. District Court for the Northern District of California issued a Conditional Order of Dismissal on August 7, 1997. The Order holds that AT&T was required to exhaust its administrative remedies prior to initiating federal court review. However, the Order conditions the dismissal upon "the CPUC entertaining as timely and deciding any petition for rehearing pursuant to § 1731(b) which may be filed by plaintiff on or before August 22, 1997."

AT&T filed the instant application for rehearing on August 22, 1997, in accord with the Conditional Order.

AT&T's Application for Rehearing is Not Timely

The threshold issue for the Commission to consider is whether it can accept AT&T's application for rehearing filed eight months after the decision was issued. The clear answer is that we cannot.

Public Utilities Code section 1731(b) states, in relevant part, that no cause of action arising out of any Commission decision shall accrue in any court to any party unless that party "has filed an application to the commission for a rehearing within 30

days after the date of issuance" The 30-day limit for rehearing applications is also set forth in Commission Rule 85. Both the rule and the statute specify a limit that is mandatory. Neither section 1731(b) nor Rule 85 provide for exceptions, or give the Commission any authority to carve out exceptions. We know of no additional authority which has been conferred upon us by the Telecom Act or the federal court.

Both the California Supreme Court and this Commission have consistently considered the failure to satisfy the 30-day application for rehearing limit as an absolute bar on these applications, and eligibility for judicial review. (See Consumers Lobby Against Monopolies v. Public Utilities Commission (1979) 25 Cal.3d 891, see also Re Biennial Resource Plan Update (1995) 61 Cal. P.U.C. 2d 698.) We can see no justification for departing from consistent and long-standing precedent in this situation.

Moreover, we see no inequity in the 30 day limit to AT&T's right to apply to for rehearing and subsequently initiate court action. AT&T is a frequent litigant before the Commission and is well aware of the rehearing process. We note that in addition to the ALJ Rules which announce that all usual Commission Rules apply to Telecom Act arbitrations, the Pacific Bell/AT&T interconnection agreement approved by the Commission itself provides that the parties may apply for "reconsideration" to correct errors in light of the extreme time deadlines. (Agreement ¶ 1.1.) AT&T was aware of its right to file a timely application for rehearing but chose to waive that right.

We cannot agree with the Conditional Order's characterization that the application for rehearing requirement was in doubt. Furthermore, the correct response to any doubt regarding whether an application for rehearing is in fact required is to file one protectively. This has been done for other interconnection agreements, but AT&T voluntarily chose not to do so.

Finally, we see no public good which would result by allowing parties to file applications for rehearing eight months after the effective date of the interconnection agreements. Allowing parties to start the litigation process completely anew after this

period would only delay the advent of local competition in California, and would not further the ends of the Telecom Act.

Access Charges

Despite the foregoing discussion, the Commission always retains authority to reconsider its previous decisions, as Pacific Bell acknowledges. In particular, in a number of instances the Commission has exercised its discretion to treat late-filed applications for rehearing as petitions for modification, which are not subject to a filing deadline, where the party applying for rehearing has raised a strong claim which could still be raised by a petition for modification. (Commission Rule 47.) The decision whether to consider these filings as petitions for modification is in the sole discretion of the Commission. (See Re Post-Retirement Benefits Other Than Pensions (1993) 48 Cal. P.U.C. 2d 418, 420.)

In the instant case, we elect to treat AT&T's pleading as a petition to modify for the limited purpose of modifying our holdings regarding the propriety of imposing access charges in addition to unbundled network elements. We note that to the extent we approved access charges in addition to unbundled network elements on interstate calls we may have inadvertently exceeded the reach of our jurisdiction. Furthermore, after having a greater opportunity to consider the issue, we believe that these access charges on interstate or intrastate calls may be ultimately anti-competitive.

Anticipating the Commission's action, Pacific Bell has argued that AT&T's pleading does not qualify as a petition to modify. We find that AT&T's pleading substantially complies with Commission Rule 47, governing petitions to modify. AT&T's wording is quite specific regarding its requested modifications, as is required by the rule.

We are aware that the decision to consider this as petition to modify has implications beyond the instant dispute. We note that our access charge holdings here are reflected in many interconnection agreements, and that many new competitors may seek

similar modifications. We discourage individual petitions to modify on this topic. Rather, in the interest of dealing with this issue on a comprehensive basis we are soliciting comments from all parties involved in any interconnection agreements that have been submitted to the Commission in the past pursuant to the Telecommunication Act. By allowing these parties to comment on the instant requested modification, and the issue of access charges imposed in addition to unbundled network elements, we intend to meet the requirements of Public Utilities Code section 1708.¹ In this way the Commission can issue a generic modification, if necessary, on the access charge issue, which will apply to all approved interconnection agreements.

Pacific Bell points out that our decision to review AT&T's application as a petition to modify will encourage other parties to file petitions to modify for various aspects of the interconnection agreements. Pacific Bell argues that therefore the Commission will need to reconsider a good many issues which had been considered settled.

We emphasize that we are loathe to consider petitions to modify other aspects of existing interconnection agreements absent compelling circumstances. We do not consider this a wholesale invitation to reconsider settled issues. It is likely that if a party to an interconnection agreement has not raised an issue up until this date, it will not warrant consideration in a petition to modify. While parties always have the right to file petitions to modify, the petitions may be summarily denied pursuant to Rule 47 (h), if there is no compelling reason to reconsider the decision. In the instant case, we are only deciding to reconsider the access charge issue. Furthermore, to be clear, the mere filing of a petition to modify does not preserve a party's appellate rights. (Rule 47(a).)

¹ Section 1708 provides, "The commission may at any time, upon notice to the parties, and with opportunity to be heard as provided in the case of complaints, rescind, alter, or amend any order or decision made by it...."

THEREFORE, IT IS ORDERED that:

1. AT&T's application for rehearing is dismissed since it was not timely filed.
2. AT&T's pleading will be considered as a petition to modify for the purpose of reconsidering the imposition of access charges in addition to unbundled network element charges.
3. The Executive Director shall serve a copy of this order on all carriers who have entered into interconnection agreements filed in accordance with sections 251 and 252 of the 1996 Telecommunications Act, as well as those parties in the OANAD and Local Competition Docket (R.93-04-003, I.93-04-002; R.95-04-043, I.95-04-044) respectfully.

This order is effective today.

Dated September 24, 1997, at San Francisco, California.

JESSIE J. KNIGHT, JR.
HENRY M. DUQUE
JOSIAH L. NEEPER
RICHARD A. BILAS
Commissioners

President P. Gregory Conlon being
necessarily absent, did not participate.

ATTACHMENT 1

Interprise America
1999 Broadway, Suite 700
Denver, CO 80202

Accelerated Connections
7979 Ivanhoe Avenue, Suite 550
La Jolla, CA 92037

Addtel Communications
143 South Glendale Avenue, 3rd Floor
Glendale, CA 91205

ADNET Telemanagement
14849 Firestone Boulevard
La Mirada, CA 90638

Daryl Evans
Advantage Communications
100 Swan Way, Suite 200
Oakland, CA 94621

American Communications Network
5100 California Avenue, Suite 104
Bakersfield, CA 93309

Americas Conex LLC
1122 East Green Street
Pasadena, CA 91106

Ameritech Communications
International
9525 West Bryn Mawr, Suite 600
Rosemont, IL 60018

AT&T Communications of California
Regulatory Information Center
795 Folsom Street, Room 281
San Francisco, CA 94107

Priority 1+ Long Distance
2910 Inland Empire Boulevard, Suite
110
Ontario, CA 91746

Bakersfield Cellular Telephone
4200 Truxton Avenue
Bakersfield, CA 90035

Bittel Telecommunications
101 California Street, Suite 2550
San Francisco, CA 94111

Kath Thomas
Brooks Fiber Communications
461 Oakmead Parkway
Sunnyvale, CA 94086

Kath Thomas
Brooks Fiber Communications
10316 Placer Lane
Sacramento, CA 95827

Brumfield Network Communications
2201 Broadway, Suite 205
Oakland, CA 94612-1932

L.D. Discount Plan
3780 Kilroy Airport Way, Suite 200
Long Beach, CA 90806

Rachel Rothstein
Cable & Wireless
8219 Leesburg Pike
Vienna, VA 22182

Gary B. O'Malley
Telephone Plus
11400 S.E. Sixth Street, Suite 120
Bellevue, WA 98004

Jeffery Elkins
CalTech International Telecom
197 Joaquin Circle
Danville, CA 94526

Cheetah Communications
17100 Gillette Avenue
Irving, CA 92614

Cellular 2000
3250 G Street
Merced, CA 95340

Century Telecommunications
50 Locust Avenue
New Canaan, CT 06840

Citizens Long Distance
8920 Emerald Park Drive, Suite G
Elk Grove, CA 95624

John G. Sullivan, Esquire
Comcast Telephony Communications
1500 Market Street
Philadelphia, PA 19102-2148

Thomas Fabbriatore
Computer Telephone Corporation
360 Second Avenue
Waltham, MA 02154-1104

Correctional Communications
Corporation
7567 Amador Valley Blvd. #210
Dublin, CA 94568

Carington Phillip, Esq.
Cox California Telecom
1400 Lake Hearn Drive
Atlanta, GA 30319

Covad Communications
20823 Stevens Creek Boulevard, Suite
300
Cupertino, CA 95014

Natalie Marine-Street
Dial and Save
4219 Lafayette Center Drive
Chantilly, VA 22021-1209

Virginia Digital Services
2300 Clarendon Boulevard, Suite 800
Arlington, VA 22201

Easy Cellular
8625 West Sahara Avenue
Las Vegas, NV 89117

Ellen S. Deutsch, Esq.
Electric Lightwave
8100 N.E. Parkway Drive, Suite 150
Vancouver, WA 98662

James G. Buller
Excel Telecommunications
8750 N. Central Expressway, Lockbox 6
Dallas, TX 75231

Express Tel
324 South State Street, Suite 308
Salt Lake City, UT 84111

Facilities Communications International
28 West Grand Avenue
Montvale, NJ 07645

Luis David Corrales
Fiber Data Systems
111 W. Washington Blvd., Ste. G
Montebello, CA 90640

Fibernet
2701 Ocean Park Boulevard
Santa Monica, CA 90405

Frontier Communications of the Great
Lakes
180 South Clinton Avenue
Rochester, NY 14616

Frontier Local Services
180 South Clinton Avenue
Rochester, NY 14646

Genesis Communications International
701 Palomar-Airport Road, Suite 240
Carlsbad, CA 92009

GST Lightwave (CA)
Executive Center
11501 Dublin Boulevard
Dublin, CA 94568

GST Pacific Lightwave
3403 Tenth Street, Suite 630
Riverside, CA 92501

Lupita Reyes
GTE California
One GTE Place, CA 500GC
Thousand Oaks, CA 91326-3811

Gordon Allen
GTE Card Services
1200 Walnut Hill Lane, Suite 2600
Irving, TX 75038

William F. Ball
GTE Intelligent Network Services
5525 MacArthur Boulevard, Suite 445
Irving, TX 75038

Schelly Jensen
GTE Mobilnet of California
4410 Rosewood Drive
Pleasanton, CA 94588

John Boersma
ICG Access Services
180 Grand Ave., Ste. 1000, 10th Fl.
Oakland, CA 94612

David A. Shafer
Info-Tech Communications
5945 Palm Drive
Carmichael, CA 95608-4006

OMNICOM
1919 Williams Street, Suite 340
Simi Valley, CA 93065

Intermedia Communications
3625 Queen Palm Drive
Tampa, FL 33619

Justice Technology
1 Justice Way (P.O. Box 1110)
El Segundo, CA 92045

Scott McMahon
LCI International Telecom
13230 Greensboro Drive, Suite 800
McLean, VA 22102

Donna Robinson
L.D. Services
13230 E. Firestone Boulevard, Suite D2
Santa Fe Springs, CA 90670

Long Distance Charges
1801 East Edinger, Suite 155
Santa Anna, CA 92705

Mammoth Cellular
2001 NW Sammamish Road #100
Issaquah, WA 98027-8940

MCI Metro Access Transmission
Services
2250 Lakeside Boulevard
Richardson, TX 75082

Mark Brown, Esq. / John Gutierrez
MediaOne Telecommunications
1999 Harrison Street, Suite 660
Oakland, CA 94612

Microwave Services
3 Bala Cynwyd Plaza East, Suite 502
Bala Cynwyd, PA 19004

MIDCOM Telecommunications
1111 Third Avenue, Suite 1600
Seattle, WA 98101

Joseph O. Kahl
MFS Intelenet of California
185 Berry St., Bldg. One, Ste. 5100
San Francisco, CA 94107

Ameritel
1600 Clay Street
Napa, CA 94559

National Comtel Network
18340 Ventura Boulevard, Suite 218
Tarzana, CA 91356

Scott Akrie
Sprint Telecommunications Venture
463 Chabot Drive, Suite 100
Pleasanton, CA 94566

Scott Bonney
Nextlink of California LLC
155 108th Avenue, N.E., Suite 810
Bellevue, WA 98001

North County Communications
3802 Rosecrans, Suite 485
San Diego, CA 92110

Sean Venezia
NucomNet
7901 Stoneridge Drive, Suite 400
Pleasanton, CA 94588

Optel (California) Telecom
1111 West Mockingbird Lane
Dallas, TX 75247

Robert J. Mazique
Pacific Bell
140 New Montgomery Street
San Francisco, CA 94105

Pac-West Telecom
4202 Coronado Avenue
Stockton, CA 95201

Denise Newman
Phoenix Network
1687 Cole Boulevard, P.O. Box 4087
Golden, CO 80401

Preferred Long Distance
17547 Ventura Boulevard, Suite 302
Encino, CA 91316

Sasscom
2716 Ocean Park Boulevard, Suite 1064
Santa Monica, CA 90405

Sattel Streamramp
26025 Mureau Road
Calabasas, CA 91302

SLO Cellular
733 Marsh Street
San Luis Obispo, CA 93401

SpectraNet Anaheim
9333 Genesee Avenue, Suite 200
San Diego, CA 92121-2113

SpectraNet Orange
9333 Genesee Avenue, Suite 200
San Diego, CA 92121-2113

Richard Purkey
Sprint Communications
1850 Gateway Drive, 7th Floor
San Mateo, CA 94404-2467

Karen Notsund
TCG Los Angeles
201 North Civic Drive, Suite 210
Walnut Creek, CA 94596

Karen Notsund
TCG San Diego
201 North Civic Drive, Suite 210
Walnut Creek, CA 94596

TCI Telephony Services
1850 Mount Diablo Boulevard
Walnut Creek, CA 94569

Tele-Data Communications
6675 South Kenton Street, Suite 100
Englewood, CO 80111

Telemanagement Advantage
505 South Beverly Drive, Suite 1208
Beverly Hills, CA 90212

Kevin Gavin
The Associated Group
3600 Wilshire Boulevard, Suite 1700
Los Angeles, CA 90010

The Telephone Connection of Los Angeles
9911 W. Pico Boulevard, Suite 680
Los Angeles, CA 90035

TGEC Communications
517 A Marine View Avenue
Belmont, CA 94002

Time Warner Axs
8925 Ware Court, Suite D
San Diego, CA 92121

Judith L. Brunsting
Time Warner Connect
160 Inverness Drive West, Suite 2N
Englewood, CO 80112

Unidial
12910 Shelbyville Road, Suite 211
Louisville, KY 40243

Unitel Communications
3949 Research Park Court, Suite 100
Santa Cruz, CA 95073

Universal Pacific Communications
33 South Grand Avenue, Suite 2850
Los Angeles, CA 90071

Gordon Allen
GTE Card Services Incorporated
1200 Walnut Hill Lane, Suite 2600
Irving, TX 75038

Intouch America, Inc.
18533 Ventura Blvd, Suite 204
Tarzana, CA 91356

New Concepts Communications, I.L.C.
1421 State Street, Suite C
Santa Barbara, CA 93101

Michael Boyd
Convergent Communications, Inc.
5880 W. Las Positas Blvd, Suite 52
Pleasanton, CA 94588

Kent Heyman
MGC Communications, Inc.
3165 Palms Centre Drive
Las Vegas, Nevada 89103

Bill Tynes
Federal Communications Corp.
131 Albright Way, Ste. C
Los Gatos, CA 95030

Steven Giorosh, Esq.
First Mile Communications, Inc.
2300 Northpoint #105
San Francisco, CA 94123

Brad Scott
Western Fiber Telecom, LLC
525 South Douglas St.
U Segundo, CA 90245

Tel-Save, Inc. of Pennsylvania
d/b/a the Phone Company
6805 Route 202
New Hope, PA 18938

Ernie F. Stewart
irTouch Paging of California
2221 Merit Drive, Suite 800
Dallas, Texas, 75251

Robert L. Hoggarth
Paging & Narrowband PCS Alliance
500 Montgomery Street, Suite 700
Alexandria, VA 22314-1561

DAVID DISCHER
ATTORNEY AT LAW
16TH FLOOR
140 NEW MONTGOMERY STREET
SAN FRANCISCO, CA 94104

THOMAS J. BALLO
ATTORNEY AT LAW
PACIFIC TELESIS LEGAL GROUP
FOURTEENTH FLOOR
140 NEW MONTGOMERY STREET
SAN FRANCISCO, CA 94105

DAVID M. WILSON
ATTORNEY AT LAW
YOUNG VOGL HARLICK WILSON & SIMPSON LLP
425 CALIFORNIA STREET, SUITE 2500
SAN FRANCISCO, CA 94111

Kenneth F. Melley, Jr.
U.S. Long Distance
9311 San Pedro, Suite 300
San Antonio, TX 78316

US ONE Communications Services
1320 Old Chain Bridge Road, Suite 350
McLean, VA 22101

U.S. Voice Telemangement
100 Shoreline Highway, Building B,
Suite 386
Mill Valley, CA 94941

US Xchange of California
2855 Oak Industrial Drive, N.E.
Grand Rapids, MI 49506

Utility Telephone
8120 Heather Drive
Stockton, CA 95209

Donald M. Dallas
Viacom Communications
P.O. Box 13
Pleasanton, CA 94566

Whole Earth Access Networks, LLC
1505 Bridgeway, Suite 201
Sausalito, CA 94965

David W. Ackerman
Winstar Wireless of California
7779 Leesburg Pike, Suite 401 South
Tyson's Corner, VA 22043

Maia Ettinger
Working Assets Funding Service
701 Montgomery Street
San Francisco, CA 94111

LDDS Worldcom
515 East Amite
Jackson, MS 39201

JOHN J. GILECE, JR.
PRIVATENET, LLC
1234 CHERRY TREE LANE
ANNAPOLIS, MD 21403

DAVID P. DISCHER
ATTORNEYS AT LAW
PACIFIC BELL
140 NEW MONTGOMERY STREET
SAN FRANCISCO, CA 94105

| | | | | | |
|--|----------|--|----------|---|----------|
| <p>MIKE SCHULTHEIS DIRECTOR - STATE REGULATORY MATTERS OF NATIONAL CORPORATION ALLTEL CORPORATION PO BOX 2177 LITTLE ROCK, AR 72203</p> | 11-LEC | <p>GAIL LONG MANAGER-INTERNAL RELATIONS WESTERN DIV. HAPPY VALLEY TELEPHONE CO. PO BOX 1990 210 EAST FOURTH STREET LA CENTER, WA 98629</p> | 1010-LEC | <p>JOAN GAGE STATE STAFF ADMIN. REG. AFFAIRS GTR WEST COAST INC. WAO1010A 1800 41ST STREET EVERETT, WA 98201</p> | 1010-LEC |
| <p>ARTHUR J. SMITHSON ASST. V.P. & GENERAL MANAGER CITIZENS UTILITIES COMPANY OF CALIF PO BOX 496020 REDDING, CA 96049-6020</p> | 87-LEC | <p>GAIL LONG MANAGER-INTERNAL RELATIONS WESTERN DIV. MORNINGS TELEPHONE COMPANY PO BOX 1990 210 EAST FOURTH STREET LA CENTER, WA 98629</p> | 1011-LEC | <p>GAIL LONG MANAGER-INTERNAL RELATIONS WESTERN DIV. WINTERHAVEN TELEPHONE COMPANY PO BOX 1990 210 EAST FOURTH STREET LA CENTER, WA 98629</p> | 1021-LEC |
| <p>A.E. SWAN EXECUTIVE DIRECTOR, REGULATORY SVCS. PACIFIC BELL 100N 1422 140 NEW MONTGOMERY SAN FRANCISCO, CA 94105</p> | 1001-LEC | <p>DAN DOUGLAS TEAMAN TELEPHONE COMPANY 703 SOUTH MADERA AVENUE TEAMAN, CA 93630</p> | 1012-LEC | <p>ROBERT PROWS MANAGER, TARIFFS PTI COMMUNICATIONS (PACIFIC TELECOM) PO BOX 3901 405 BROADWAY VANCOUVER, WA 98660-8701</p> | 1022-LEC |
| <p>TIMOTHY J. MCCALLIG VICE PRES. - REGULATORY & GOV. AFFAIRS GTR CALIFORNIA INCORPORATED ONE GTR PLACE (RC 3412) THOUSAND OAKS, CA 91362-3811</p> | 1002-LEC | <p>REX BRYAN PRESIDENT PINNACLES TELEPHONE COMPANY 348 LIVE OAK ROAD PACINES, CA 95043</p> | 1013-LEC | <p>ROD JORDAN DIRECTOR, STATE REGULATORY CITIZENS TELECOMS. CO. OF TUOLUMNE PO BOX 496020 1035 PLACER STREET REDDING, CA 96049</p> | 1023-LEC |
| <p>CINDY WAREHOLD CONTEL SERVICE CORPORATION 1901 W JEFFERSON BLVD MCJINIFARY FORT WAYNE, IN 46801-2300</p> | 1003-LEC | <p>B. L. SILKWOOD PRESIDENT THE PONDEROSA TELEPHONE COMPANY PO BOX 21 O'NEALS, CA 93645</p> | 1014-LEC | <p>ROD JORDAN CITIZENS TELECOMMUNICATIONS CO. OF CA. PO BOX 496020 REDDING, CA 96049-6020</p> | 1024-LEC |
| <p>EDWARD J. TOWER PRESIDENT CALAVEPAS TELEPHONE COMPANY PO BOX 37 COPPERPOLIS, CA 95228</p> | 1004-LEC | <p>ROBERT E. DOTLE PRESIDENT-GENERAL MANAGER ROSEVILLE TELEPHONE COMPANY PO BOX 569 ROSEVILLE, CA 95661</p> | 1015-LEC | <p>ROD JORDAN DIRECTOR, STATE REGULATORY CITIZENS TELECOMS. CO. OF GOLDEN STATE PO BOX 496020 1035 PLACER STREET REDDING, CA 96049</p> | 1025-LEC |
| <p>ROBERT H. HOGAR PRESIDENT CALIFORNIA OREGON TELEPHONE CO. PO BOX 847 DORRIS, CA 96023-0847</p> | 1006-LEC | <p>SHARON CARLSON CONTROLLER SIERRA TELEPHONE COMPANY, INC. PO BOX 219 OAKHURST, CA 93644</p> | 1016-LEC | | |
| <p>PAUL J. SCHWARTZ VICE PRESIDENT DODOR TELEPHONE COMPANY PO BOX 700 23499 AVENUE 56 DODOR, CA 93218</p> | 1007-LEC | <p>JIM LEWERS VICE PRESIDENT THE SISKIYOU TELEPHONE COMPANY PO BOX 705 PORT JOSES, CA 96032-0705</p> | 1017-LEC | | |
| <p>EAL HLOIS PRESIDENT EVANS TELEPHONE COMPANY 4918 TAYLOR COURT TULOCKY, CA 95380</p> | 1008-LEC | <p>MIKE SCHULTHEIS DIRECTOR - STATE REGULATORY MATTERS TUOLUMNE TELEPHONE COMPANY ALLTEL CORPORATION PO BOX 2177 LITTLE ROCK, AR 72203</p> | 1018-LEC | | |
| <p>RALPH HOPPER PRESIDENT FORESTHILL TELEPHONE COMPANY, INC. PO BOX 1149 FORESTHILL, CA 95631</p> | 1009-LEC | <p>J.C. GRAVES GENERAL MANAGER THE VOLCANO TELEPHONE COMPANY PO BOX 1070 PINE GROVE, CA 95665</p> | 1019-LEC | | |

| | | | | | |
|--|----------|--|----------|--|----------|
| <p>PAUL ZEMBOLAS AIRTOUCH COMMUNICATIONS AIRTOUCH CELLULAR (PAC TEL CELLULAR) 5355 MIRA SOFFENTO PLACE SAN DIEGO, CA 92121</p> | 3001-CEC | <p>SHELBY BILERS FRESNO CELLULAR TELEPHONE COMPANY SUITE 160 7112 N FRESNO STREET FRESNO, CA 93720-2949</p> | 3014-CEC | <p>REGULATORY CONTACT CENTURY EL CENTRO CELLULAR CORP. 496 WEST EUCLID ROAD EL CENTRO, CA 92243</p> | 3027-CEC |
| <p>CARL POVELITES GTE MOBILNET OF CA., LTD. PARTNERSHIP 245 PERIMETER CENTER PARKWAY ATLANTA, GA 30346</p> | 3002-CEC | <p>WILLIAM R. GILL GENERAL MANAGER SANTA BARBARA CELLULAR (CELLULAR CSB) 6485 CALLE REAL, SUITE B GOLETA, CA 93117</p> | 3015-CEC | <p>BROOKS ROSEMAN CALIFORNIA RSA NO. 3 LTD. PARTNERSHIP PO BOX 2607 OAKHURST, CA 93644</p> | 3028-CEC |
| <p>WENDY YAMASHIKI LOS ANGELES SMSA LIMITED PARTNERSHIP PO BOX 19707 IRVINE, CA 92712</p> | 3003-CEC | <p>GERARD FERNANDEZ NAPA CELLULAR TELEPHONE COMPANY 15TH FLOOR 651 GATEWAY BLVD. 50 SAN FRANCISCO, CA 94080</p> | 3016-CEC | <p>CARL POVELITES GTE MOBILNET OF THE CENTRAL CA. INC. 245 PERIMETER CENTER PARKWAY ATLANTA, GA 30346</p> | 3029-CEC |
| <p>KIM MAROSEY MANAGER - REGULATORY SACRAMENTO VALLEY LTD. PARTNERSHIP AIRTOUCH COMMUNICATIONS 1 CALIFORNIA STREET 9TH FLOOR SAN FRANCISCO, CA 94111</p> | 3004-CEC | <p>FRIAN DUCHARME BARNESFIELD CELLULAR TELEPHONE COMPANY 4180 TRUXTON AVENUE BARNESFIELD, CA 93309</p> | 3017-CEC | <p>CARL POVELITES CENTEL CELLULAR OF CALIFORNIA INC. 245 PERIMETER CENTER PARKWAY ATLANTA, GA 30346</p> | 3030-CEC |
| <p>ADAM A. ANDERSON MARKETING MANAGER PAC AREA CELLULAR TELEPHONE COMPANY 651 GATEWAY BLVD., SUITE 1500 SO. SAN FRANCISCO, CA 94080</p> | 3007-CEC | <p>REGULATORY CONTACT GENERAL MANAGER SALINAS CELLULAR TELEPHONE COMPANY 851 DEL MONTE AVE. MONTESITE, CA 93940-2407</p> | 3018-CEC | <p>KIM MAROSEY MANAGER - REGULATORY MODOC RSA LIMITED PARTNERSHIP AIR TOUCH COMMUNICATIONS 1 CALIFORNIA STREET 9TH FLOOR SAN FRANCISCO, CA 94111</p> | 3032-CEC |
| <p>JOHN H. BONDE PRESIDENT AND GENERAL MANAGER LOS ANGELES CELLULAR TELEPHONE COMPANY PO BOX 6028 CEBRITOS, CA 90702-6028</p> | 3009-CEC | <p>LYNNE GIUFFRÈ GENERAL MANAGER SANTA CRUZ TELEPHONE COMPANY 3949 RESEARCH PARK, SUITE 100 SCQUEL, CA 95073</p> | 3019-CEC | <p>REGULATORY CONTACT DATA CELLULAR SYSTEMS PO BOX 688 WOODLAND HILLS, CA 91365</p> | 3033-CEC |
| <p>SCOTT SALTER OAKLAND CELLULAR TELEPHONE COMPANY 751 DAILY DRIVE, SUITE 116 CAMARILLO, CA 93610</p> | 3010-CEC | <p>GENERAL MANAGER REDDING CELLULAR PARTNERSHIP C/O SACRAMENTO CELLULAR 10000 GORTHE ROAD SACRAMENTO, CA 95827-3553</p> | 3020-CEC | <p>REGULATORY CONTACT CELLULAR PACIFIC 1944 MANOA DR. HONOLULU, HI 96822</p> | 3034-CEC |
| <p>CARL POVELITES GTE MOBILNET OF SANTA BARBARA 245 PERIMETER CENTER PARKWAY ATLANTA, GA 30346</p> | 3011-CEC | <p>PAUL TAYLOR CASAL CELLULAR COMMS. CORP. 1455 SANTA ROSA AVENUE SANTA ROSA, CA 95404-5440</p> | 3021-CEC | <p>CARL POVELITES CENTEL CELLULAR OF CALIFORNIA, INC. 245 PERIMETER CENTER PARKWAY ATLANTA, GA 30346</p> | 3035-CEC |
| <p>AL RODRIGUES GENERAL MANAGER STOCKTON CELLULAR 1128 EAST MARCH LANE STOCKTON, CA 95210-3519</p> | 3012-CEC | <p>CHRISTOPHER JOHNSON MANAGER-REGULATORY COMPLIANCE BUTTE COUNTY CELLULAR LICENSE CORP. 10000 GORTHE ROAD SACRAMENTO, CA 95827-3553</p> | 3022-CEC | <p>JAMES HENDRICKS CAL-ONE CELLULAR L.P. PO BOX 627 PORT JONES, CA 96032</p> | 3036-CEC |
| <p>GENERAL MANAGER SACRAMENTO CELLULAR TELEPHONE COMPANY 10000 GORTHE ROAD SACRAMENTO, CA 95827-3553</p> | 3013-CEC | <p>BILLIE ROGERS MOUNTAIN CELLULAR 15 WESTMINSTER STREET SUITE 130 PROVIDENCE, RI 02903</p> | 3024-CEC | <p>DOLORES LAVELLE CELLULAR 2000 SUITE A 3250 "G" STREET MERCED, CA 95340</p> | 3037-CEC |

3030-CEC

CARL FOVELITES
CALIFORNIA PSA NO. 4 LTD. PARTNERSHIP
245 PERIMETER CENTER PARKWAY
ATLANTA, GA 30346

3060-CEC

J. P. TUTTILL
GENERAL COUNSEL AND VP EXTERNAL AFFAIRS
PACIFIC BELL MOBILE SERVICES
BUILDING 2, 4TH FLOOR
4420 ROSEWOOD DRIVE
PLEASANTON, CA 94588

3039-CEC

REGULATORY CONTACT
C/O UNITED STATES CELLULAR CORP
CALIFORNIA PSA #2
4410 WEST BRIN MAWR
SUITE 700
CHICAGO, IL 60631

3062-CEC

ANDREW W. ROFFMIRE
SPRINT PCS (WIRELESSCO, L.P.)
12TH FLOOR
4900 MAIN STREET
KANSAS CITY, MO 64112

3040-CEC

JENNIE SPAICE
ALPINE CA-3, L.P.
10000 GOETHE ROAD
SACRAMENTO, CA 95827-3553

3042-CEC

CHUCK MURPHY
REGULATORY DIRECTOR
CALIFORNIA PSA #9 INC.
4410 WEST BRIN MAWR
SUITE 700
CHICAGO, IL 60631-3186

3044-CEC

GENERAL MANAGER
SLO CELLULAR INC. (CELLULAR ONE OF SLO)
733 MARSH STREET
SUITE B
SAN LOUIS OBISPO, CA 93401

3045-CEC

REGULATORY CONTACT
AT&T WIRELESS SERVICES
CHICO PSA CELLULAR INC.
10000 GOETHE ROAD
SACRAMENTO, CA 95827

3047-CEC

SARAH KATHLEEN BAMSBY
PRESIDENT
SOUTHERN CELLULAR INC.
SUITE 101
113 EAST EMERALD DRIVE
FT. LAUDERDALE, FL 33309

3048-CEC

SHELLY K. JENSEN
MANAGER GOVERNMENT RELATIONS
GTE MOBILNET OF SAN DIEGO, INC.
4410 ROSEWOOD DRIVE
PLEASANTON, CA 94588

3049-CEC

JAMAL FATORY
KERN COUNTY CELLULAR TELEPHONE CO., INC
PO BOX 736
SHINGLER SPRINGS, CA 95682

3050-CEC

REGULATORY CONTACT
GULF COAST BROADCASTING CORP
4410 ROSEWOOD DRIVE
PLEASANTON, CA 94588