

Decision 99-02-047

February 4, 1999

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Pacific Bell (U 1001 C),

Complainant,

vs.

MCI Telecommunications Corporation
(U 5002 C),

Defendant.

Case 97-02-027
(Filed February 18, 1997)

ORDER GRANTING
PARTIAL STAY OF DECISION 98-11-063

At our meeting of January 20, 1999, we stayed Ordering Paragraph 8 of Decision (D.) 98-11-063 (Decision) until today. We now continue the effectiveness of that stay until we dispose of the application for rehearing of the Decision filed by MCI Telecommunication Corporation (MCI). We anticipate that we will have the opportunity to address this application for rehearing in March.

In the Decision, we determined that MCI's tariff relating to the collection of a charge known as "PSSC" and its remittance to payphone owners did not comply with Commission orders. Pursuant to our orders, a compliance tariff was filed on December 21, 1998. In further compliance with the Decision, MCI made a payment to Pacific Bell within 45 days of the effective date of the Decision. The remaining payphone owners made the compliance filings described in Ordering

Paragraph 7 on January 4, 1999. Had we not stayed Ordering Paragraph 8, MCI would have been obliged to pay the remaining payphone owners on February 3, 1999. Since we intend to resolve the application for rehearing in March, we believe a short stay, hopefully of about one month's duration, will not cause undue delay in this situation. Thus we have determined to preserve the status quo while we consider MCI's application for rehearing.

Therefore, good cause appearing,

IT IS ORDERED that Ordering Paragraph 8 of D.98-11-063 is stayed until further order of the Commission.

This order is effective today.

Dated February 4, 1999, at San Francisco, California.

RICHARD A. BILAS
President
HENRY M. DUQUE
JOSIAH L. NEEPER
Commissioners