

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution ALJ-179
Administrative Law Judge Division
December 13, 1999

RESOLUTION

RESOLUTION 179. Corrects error in Resolution ALJ-178
Implementing the Provisions of Section 252 of the
Telecommunications Act of 1996.

The Commission has been informed that an error exists in Resolution ALJ-178 which the Commission approved on November 18, 1999.

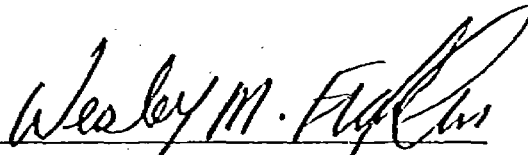
This correction relates to Rule 7 on page 15 of the "Revised Rules Governing Filings Made Pursuant to the Telecommunications Act of 1996."

Under Resolution A-4661, **IT IS ORDERED** that Resolution ALJ-178 is corrected as follows:

In Rule 7.3.3, the reference to § 51.809(b), should be changed to § 51.809. The corrected page from the Revised Rules is appended to this resolution.

This resolution is effective today.

Dated DEC 13 1999, at San Francisco, California.


WESLEY M. FRANKLIN
Executive Director

Rule 7.3.3 Modifications to Existing Arbitration Rules

The existing rules for arbitration cases, "Rule 3. Request for Arbitration" remain in effect, with the following exceptions:

Rule 3.1 "Filing" is amended to state that the ILEC which disputes a carrier's request to adopt another carrier's agreement may file a request for arbitration.

Rule 3.2 "Time to File" does not apply. The ILEC has 15 days from receipt of the Advice Letter to file a request for arbitration.

Rule 3.3 "Content" is amended as follows:

A request for arbitration must contain:

- a. A statement of why the request should be denied pursuant to § 51.809.
- b. For those cases where the carrier is requesting to adopt portions of an agreement, the ILEC shall include the entire agreement, with the portions the carrier is requesting clearly marked.
- c. Direct testimony supporting the ILEC's position

Rule 3.5 "Discovery" is amended as follows:

Discovery should begin as soon as the ILEC files the request for arbitration. For good cause, the Arbitrator or Administrative Law Judge assigned to Law and Motion may compel response to a data request; in such cases, the response normally will be required in three working days or less.

Rule 3.6 "Opportunity to Respond" is amended to delete the statement that the respondent may identify additional issues for which the respondent seeks resolution. The respondent does not need to file a "mark-up" of the proposed agreement.

Rule 3.7 Does not apply.