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RESOLUTION NO. T-11045
 EVALUATION AND COMPLIANCE
 DIVISION
 DATE: June 4, 1986

R E S O L U T I O N

____ Director
 ____ Numerical File
 ____ Alphabetical File
 ____ Accounting Officer

SUBJECT: Com Systems Network Services, Inc. Order authorizing a deviation from the uniform mileage band requirements of Decision No. 84-06-113. Resolution No. T-11045.

WHEREAS: COM SYSTEMS NETWORK SERVICES, INC., by Advice Letter No. 1 (Supplement), filed July 19, 1985, requested authority to deviate from the uniform mileage band requirements of Decision No. 84-06-113 in the following manner:

To establish rate bands by terminating Number Plan Area ("NPA" or "area code"). Instead of mileage bands, carrier seeks to establish three increasing rate tiers. (1) area codes 619 and 805, (2) 408, 415 and 209, and (3) all others. All of Com System's traffic originates in the Los Angeles area.

The carrier requests the deviation on the basis that the resulting rate scheme is far simpler to administer for billing purposes than one based on uniform mileage bands. Eliminating the necessity of employing rate coordinates reduces the carrier's billing costs. Com Systems also points out that its proposal is vastly superior to uniform mileage rates from the standpoint of consumer awareness because few ratepayers are aware of the rate mileage to a particular point but all will be aware of the area code that they are dialing. Finally, Com Systems points out that its proposal does not result in the type of "cream skimming" that the Commission seeks to prevent by its uniform mileage rate rule. The plan proposed by Com Systems results in very large, albeit uneven mileage bands with the only possible concern over long haul/short haul disparity occurring with respect to call from the Los Angeles area to the northern portion of the 619 area code which consists principally of unfiled territory.

No protests to the Advice Letter have been received.

The Commission is presently considering proposals for the refinement of its uniform mileage policy rule in the pending OIR, R.85-08-042, its rulemaking concerning the regulation of Non-dominant interexchange carriers and in I.85-11-013 the Commission's investigation into the regulatory framework for the interLATA market. Two other carriers presently have filed tariffs implementing NPA pricing. The Commission concludes that the deviation proposed by Com Systems is reasonable and that the Com Systems should be permitted to place its NPA rate plan on an interim basis pending Commission orders in R.85-08-042 and I.85-11-013. Such conclusion is without prejudice to the Commission's ultimate treatment of this issue in R.86-08-042 and I.85-11-013. Therefore, good cause appearing,

IT IS ORDERED that:

- (1) Authority is granted to make the aforesaid deviation by Resolution of the Public Utilities Commission of the State of California No. T-11045.
- (2) Pursuant to the authority previously granted by Decision No. 85-04-064, the tariff schedules filed by Advice Letter No. 1 (Supplement) of Com Systems, Inc. shall become effective on June 5, 1986.

The effective date of this Resolution is today.

I hereby certify that the foregoing Resolution was duly introduced, passed and adopted at a regular meeting of the Public Utilities Commission of the State of California, held on June 4, 1986 the following Commissioners voting favorably thereon:



Executive Director

DONALD VIAL
President
VICTOR CALVO
FREDERICK R. DUDA
STANLEY W. HULETT
Commissioners

I abstain.

PRISCILLA C. GREW, Commissioner