

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications BranchRESOLUTION NO. T-13000
July 8, 1988R E S O L U T I O N

RESOLUTION NO. T-13000. PACIFIC BELL (U-1001-C). ORDER AUTHORIZING THE WITHDRAWAL OF 35 MHZ RADIOTELEPHONE SERVICE IN THE LOS ANGELES AND OAKLAND EXCHANGES ON LESS THAN REGULAR NOTICE, FOR WHICH THERE ARE CURRENTLY FOUR CUSTOMERS IN EACH NETWORK.

SUMMARY

The Federal Communications Commission (FCC) has ordered the discontinuance of two-way mobile service in the 35 MHZ band no later than June 30, 1988. By Advice Letter No. 15418, filed June 27, 1988, Pacific Bell is withdrawing this service in each serving area as customers change to alternative types of mobile service. At this time, there are a total of eight 35 MHZ customers in both exchange areas; four in the Los Angeles exchange and four in the Oakland exchange, with the offering being withdrawn in both locations.

BACKGROUND

The FCC ordered the discontinuance of use of the 35 MHZ radio common carrier channels for two-way communication in order that they can be used for radio paging. All two-way use must terminate no later than June 30, 1988. This action results from the FCC's CC Docket No. 80-189, Federal Register Vol. 47, No. 157, 8-10-82 at page 34568. See also the FCC Rules, 47 CFR 22.501(a).

DISCUSSION

Pacific has withdrawn this offering in all mobile service areas except Los Angeles and Oakland. Los Angeles and Oakland are withdrawn by this order. This offering has been closed in the Los Angeles system since May 31, 1988, and will be closed in the Oakland system on June 30, 1988. Pacific notified its customers by letter on May 5, 1988 explaining their proposed discontinuance of mobile service as ordered by the FCC, and informing its customers of the alternative mobile services available. The alternatives for the customers in each exchange territory are: Improved Mobile Telephone Service (IMTS), and Cellular Mobile Telephone Service (CMTS).

FINDINGS

Pacific's offering of 35 MHz two-way radiotelephone service in Los Angeles and Oakland should be withdrawn since their authority to provide this service has been cancelled by the FCC.

This matter did not appear on the Commission's public agenda. We find that failure to act on this resolution may lead to a circumstance where the company could be demanded to provide a service for which they have no FCC authorization. Such an emergency justifies our action today under Section 306 (b) of the Public Utilities Code.

IT IS ORDERED THAT:

(1) Authority is hereby granted to make the above revision effective on July 8, 1988.

(2) Schedule Cal PUC No. A5, 2nd Revised Sheet 532, 7th Revised sheet 533, 3rd Revised Sheet 534, 3rd Revised Sheet 535, 3rd Revised Sheet 536, 3rd Revised sheet 537, 4th Revised Sheet 549, and 4th Revised Sheet 553 shall be marked to show that they were authorized by Resolution No. T-13000

This Resolution is effective today.

Dated at San Francisco, California, July 8, 1988.

STANLEY W. HULETT
President
DONALD VIAL
G. MITCHELL WILK
JOHN B. OHANIAN
Commissioners



Executive Director

Commissioner Frederick R. Duda
being necessarily absent, did not
participate.