

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications BranchRESOLUTION NO. T-14001
September 27, 1989R E S O L U T I O NGTE CALIFORNIA INC. ORDER AUTHORIZING MODIFICATION
IN THE CONDITIONS FOR GRANTING CREDIT ON SPECIAL
ACCESS SURCHARGE EXEMPTION.SUMMARY

This resolution approves GTE California Inc.'s (GTEC) Advice Letter No. 5231 filed August 21, 1989, which modifies the conditions for granting credit on special access surcharge exemption.

On April 1, 1985, GTEC offered a 90 day time frame to provide existing customers sufficient time to provide written notification to the utility relative to surcharge exemption on special access private lines.

When a certification is received by the utility that a private line facility has become exempt from the surcharge, the utility credits the customer's account not to exceed ninety (90) days based on the effective date of the change specified by the customer in the letter of certification.

Presently, all concerned customers have provided written certification to GTEC on any surcharge exemption. New customers are required to establish surcharge exemption upon service order by accomplishing the Access Service Request form.

To prevent confusion in the establishment of the effective date for surcharge credit, GTEC seeks approval from the Commission to modify the 90 day time frame and, in its place, grant credit starting only upon the date of receipt of the certification for exemption. This move will also achieve parity with GTEC's interstate tariff.

BACKGROUND

In addition to the rates and charges for the Special Access service, there is a monthly surcharge of \$25.00 for all private line facilities (unless exempted) terminated at a customer's PBX or other devices. This applies to voice grade and equivalent voice grade special access services. For multipoint services, the surcharge applies for each end user location of the service. The surcharge applies when the private line facility connects with local exchange lines or trunks, irrespective of whether the

interconnection capability exists in the customer's premises equipment or in a Centrex Central Office type switch.

The surcharge is to compensate the utility for use of the local exchange network by special access services that are classified as intrastate interLATA. Exemptions refer to usage associated with Switched Access Service that is in turn subject to Carrier Common Line Charges.

In order for the utility to determine the application of the surcharge with respect to specific services, the customer must report the intended use of all services when placing an Access Service Request for special access. In addition, when ordering high capacity analog or digital services, the customer must report the use for each voice equivalent circuit of the high capacity service. When any circuit is reported wholly used in any manner described under the special access surcharge exemption, the surcharge will not apply. If the intended use is not reported, the surcharge will apply.

Some surcharge exemptions are:

1. An analog channel termination that is used for radio or television program transmission.
2. A termination of a line used for telex service.
3. A termination of a line that by the nature of its operating characteristics could not make use of utility common lines.
4. A termination that the customer certifies is not connected to a PBX or other device capable of interconnecting the special access service to the local network.

Schedule Cal. P.U.C. No. C-1, Sheet 184.3, effective April 1, 1985, states that:

"The utility will cease billing the special access surcharge when certification that the private line facility has become exempt from the surcharge is received, and that if the status of the facility was changed prior to receipt of the exemption certification, the utility will credit the customer's account, not to exceed ninety (90) days, based on the effective date of the change specified by the customer in the letter of certification".

By Advice Letter No. 5231, dated August 21, 1989, GTEC seeks approval for the following modification:

"If, at any time after installation of a service which is subject to the surcharge, the customer reports that the service is being used consistently with any exemptions, the utility, upon receipt of certification for exemption will credit the customer. Credit will not be given beyond the utility's receipt of date of exemption certificate".

PROTESTS

No protests have been received by the Commission Advisory and Compliance Division (CACD).

DISCUSSION

The 90 day time frame was implemented in 1985 to provide existing customers sufficient time to provide written certification to GTEC in connection with surcharge exemption on special access lines.

It was likewise intended to achieve parity with GTEC's interstate tariff, whereby the FCC required the utility to provide existing customers sufficient time to claim exemption.

Presently, all affected customers have provided written certification to GTEC on any surcharge exemption. New customers establish special access surcharge exemption upon order of service by completing the Access Service Request form.

The 90 day time frame was deleted from GTEC's interstate tariff on January 1, 1987.

This filing will not increase any rate or charge, cause the withdrawal of service, nor conflict with other schedules or rules.

FINDINGS

(1) Advice Letter No. 5231, which embodies the modification to the special access surcharge exemption is appropriate and reasonable.


- (2) GTEC's 90 day time frame has provided sufficient time for existing customers to provide written certification to claim exemption on special access surcharge.
- (3) Advice Letter No. 5231 provides the opportunity to new customers to immediately certify their exemption as they order service via the Access Service Request form.
- (4) This filing will attain parity with GTE California's interstate tariff.

IT IS ORDERED that:

- (1) GTEC's request to make the above tariff revisions contained in Advice Letter No. 5231 is granted.
- (2) GTEC's Revised Cal. P.U.C. No. C-1, Sheets 184.2, 184.3, and 184.4 shall be marked to show that such sheets were authorized by Resolution of the Public Utilities Commission of the State of California No. T-14001.
- (3) The effective date of this Resolution is today.

I certify that this Resolution was adopted by the Public Utilities Commission at its regular meeting on September 27, 1989. The following Commissioners approved it:

G. MITCHELL WILK
President
STANLEY W. HULETT
JOHN B. OHANIAN
PATRICIA M. ECKERT
Commissioners



WESLEY FRANKLIN
Acting Executive Director