

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION RESOLUTION T-14185
Telecommunications Branch November 9, 1990

R E S O L U T I O N

RESOLUTION T-14185. GTE CALIFORNIA. ORDER AUTHORIZING GTE CALIFORNIA TO OFFER SPECIAL SERVICE ARRANGEMENTS TO ROCKWELL INTERNATIONAL AND ULTRAMAR REFINERY WHICH WILL GIVE THEM THE CAPABILITY OF PROVIDING THEIR OWN VOICE MESSAGING.

BY ADVICE LETTER NOS. 5271 AND 5272, FILED AUGUST 31, 1990.

SUMMARY

GTE California (GTEC) by Advice Letter Nos. 5271 and 5272, filed August 31, 1990, and Supplements A filed October 12, 1990 requests authority to offer Special Service Arrangements (SSAs) which will give Rockwell International (AL 5271) and Ultramar Refinery (AL 5272) the capability of providing their own Voice Message System.

This Resolution authorizes GTEC to offer these Special Service Arrangements which the company estimates will increase annual revenues by \$16,800.

MCI Telecommunications Corporations (MCI) and AT&T Communications of California, Inc. (AT&T) filed protests to Advice Letter Nos. 5271 and 5272 on September 19 and September 20, 1990, respectively. GTEC filed its responses on September 27, 1990. MCI's protest is denied and AT&T's protest is granted, to the extent it agrees with Finding Nos. 1 and 2 of this resolution.

BACKGROUND

The Special Service Arrangements to Rockwell International (Rockwell) and Ultramar Refinery (Ultramar) will give these customers the capability of providing their own voice messaging. The proposed services will permit calls to be forwarded to a designated telephone number, messages to be stored by the customers with use of their own premises equipment, and messages to be retrieved by the called party.

The services offered include Data Link, Message Waiting Indication, and Forward Call Information.

1. Data Link will allow call related data to be sent to the customer's voice message system from GTEC's exchange and

will permit information for call set-up and Message Waiting Indication to be transmitted from the customer's equipment back to GTEC's central office.

2. Message Waiting Indication provides the customer with a signal indicating messages are stored and may be retrieved.
3. Forward Call Information will provide called number information to the customer's voice message system so that the messages can be stored and identified according to the station number.

These services, along with Call Forwarding services are necessary for voice messaging.

GTEC states that under no circumstances will the customer be provided information about the calling party, and none of the proposed services will permit the calling party information to be sent to the customer or to anyone else.

GTEC estimates authorizing this Resolution will have an annual revenue impact of \$8,400 for each of the SSAs.

PROTESTS

MCI and AT&T filed protests to Advice Letter Nos. 5271 and 5272 on September 19, 1990 and September 20, 1990, respectively. In its protest MCI states that two of the proposed services;

"Message Waiting Indication and Forward Call Information are pending approval in GTE-C's application for voice messaging and unbundling of various network elements required in the provision of voice messaging, A. 90-07-048."

In addition, MCI said that;

"MCI must protest the offering of these services in Advice Letters 5271 and 5272 prior to approval of appropriate tariffs for these unbundled services."

AT&T supported the introduction of the services by GTEC, however;

"AT&T protests Advice Letter 5271 and 5272 on the grounds that these services are basic network service building blocks used by enhanced service providers in the provision of enhanced services, and should be made available through a general tariffed offering, and not through a customer-specific special service arrangement."

AT&T concludes that in the alternative, Advice Letters 5271 and 5272 should be modified to specifically state that:

- 1) These Special Service Arrangements are interim in nature and will be terminated upon issuance of a decision in A. 90-07-048 and
- 2) Until such time as a decision is rendered in A. 90-07-048, GTEC will honor all requests for these services at the same rates, terms and conditions offered in Advice Letter 5271 and 5272.

In its response to the protests, "GTEC acknowledges that an application is pending relative to these services and additional provisions are pending approval of Application 90-07-048. GTEC is responding to specific customer requests for these elements of the service. However, our customers have been advised that GTEC has a generic offering before the Commission, and upon approval, GTEC will nullify the contract and the service will be provided under approved tariffs at the authorized rates."

In addition, GTEC supplemented Advice Letter Nos. 5271 and 5272 incorporating the forenamed safeguards.

DISCUSSION

In reviewing Advice Letter Nos. 5271, 5272 and the supporting workpapers we note the following:

- a. GTEC'S proposed offering Special Service Arrangements to Rockwell and Ultramar will give these customers the capability of providing their own voice messaging.
- b. The recurring rates proposed in these Special Services Arrangements are identical to the rates requested in A. 90-07-048 for identical services pending before the Commission.
- c. The revenue to cost ratio of each of the SSAs is greater than one.
- d. Evidentiary Hearings on A. 90-07-048 were held from October 9 through October 12, 1990.
- e. Issues regarding pricing, nondiscriminatory access, monitoring compliance with the nondiscriminatory provisions and tracking requirements for these services have been raised and will be addressed in A. 90-07-048.

In evaluating the protests, we determined that neither the merits nor the demand for the service were at issue. At issue are administrative factors, such as monitoring, nondiscriminatory access and tracking of costs to provide the service. We also determined that most of the issues stated in the protests will be resolved in A. 90-07-048. In addition, GTEC has supplemented Advice Letter Nos. 5271 and 5272 to include language to the effect that it will honor requests for these services at the same rates, terms and conditions offered in these Advice Letters.

GTEC also said that these Special Service Arrangements will be nullified upon approval of these services in A.90-07-048 and provided under approved tariffs at the authorized rates.

With these findings, we conclude that GTEC's offering of each SSA covers cost and the utility's supplement to the Advice Letters provide safeguards which resolve many of the concerns stated in the protests. We also conclude that there is no justification to delay granting the requested SSAs pending a decision in A. 90-07-048.

FINDINGS

1. The SSAs are provided on an interim basis and will be terminated if the services are provided under tariff upon approval of GTEC's pending A. 90-07-048.
2. Any customer may request these services under an SSA.
3. MCI's protest is denied.
4. AT&T's protest is granted to the extent it agrees with Findings Nos. 1 and 2 above.

THEREFORE, IT IS ORDERED that:

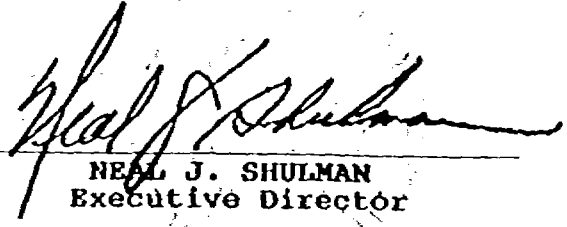
- (1) Authority is granted to make the above Advice Letters and Supplements A effective on November 10, 1990.
- (2) The Advice Letters and Supplements authorized herein shall be marked to show that they were authorized under Resolution of the Public Utilities Commission of the State of California No. T-14185.
- (3) All tariff sheets filed under Advice Letter Nos. 5271 and 5272 shall be marked to show that such sheets were authorized by Resolution of the public Utilities Commission of the State of California No. T-14185.

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 November 9, 1990. The following Commissioners approved it:

G. MITCHELL WILK
President
FREDERICK R. DUDA
JOHN B. OHANIAN
PATRICIA M. ECKERT
Commissioners

Commissioner Stanley W. Hulett,
being necessarily absent, did
not participate.



NEAL J. SHULMAN
Executive Director