

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

TELECOMMUNICATIONS DIVISION

RESOLUTION T-15982*
December 20, 1996

R E S O L U T I O N

RESOLUTION T-15982. GTE CALIFORNIA INCORPORATED.
REQUEST ON LESS THAN REGULAR NOTICE TO EXTEND THE
PROVISIONAL OFFERING OF FRAME RELAY SERVICE UNTIL SIX
MONTHS FOLLOWING THE EFFECTIVE DATE OF THE FINAL ORDER
IN THE OANAD PROCEEDING, R.93-04-003/I.93-04-002.

BY ADVICE LETTER NO. 8309 FILED ON NOVEMBER 26, 1996.

SUMMARY

By Advice Letter No. 8309 (AL 8309), GTE California Incorporated (GTEC) requests authority under provisions of General Order No. 96-A (G.O. 96-A) to revise Schedule Cal. P.U.C. No. C-1. Facilities for Intrastate Access, XII.C. Frame Relay Service (FRS), to extend the provisional offering until July 1, 1997. GTEC's FRS is scheduled to expire on January 1, 1997. GTEC also requests to make minor corrections to its FRS tariff.

By Supplement A to AL 8309, GTEC requests instead to extend the provisional offering until 6 months following the effective date of the final order in the Open Access and Network Architecture Development (OANAD) proceeding, R.93-04-003/I.93-04-002 and also clarifys that its Advice Letter as supplemented requests to be effective on less than regular notice.

This Resolution authorizes GTEC's request. GTEC estimates that there is no revenue impact for this filing. No protest to the Advice Letter was filed.

BACKGROUND

FRS is a high speed statistically multiplexed data service. It provides an efficient way to multiplex across high quality digital lines over a wide geographical area at bandwidths between 56 Kbps (kilobits per second) and 1.544 Mbps (megabits per second). FRS reduces the overhead processing time to get information from one location to another, resulting in higher transmission speed and lower network delay.

The Commission by Resolution T-15766 dated August 11, 1995, authorized GTEC to offer Frame Relay Service on a provisional basis with the expiration date of January 1, 1997.

GTEC estimates no annual revenue impact of this filing.

NOTICE/PROTESTS

GTEC states that a copy of the Advice Letter and related tariff sheets was mailed to competing and adjacent utilities and/or other utilities and interested parties. The Advice Letter was listed in the Commission's Daily Calendar of December 4, 1996. No protest to the Advice Letter was filed.

DISCUSSION

The Commission by Resolution T-15766 authorized GTEC to offer Frame Relay Service on a provisional basis to expire on January 1, 1997. In that Resolution, the Commission stated "GTEC's proposed FRS exhibits the same concern we have with Pacific's FRS. For that reason, we are unwilling to grant GTEC's request on a permanent basis until GTEC can demonstrate to our satisfaction that its FRS complies with the unbundling, non-discriminatory access, and imputation requirements or GTEC unbundles appropriate building blocks for its FRS. Therefore, we will grant GTEC's request to provision FRS on a provisional basis to expire on January 1, 1997."

When authorizing extensions to Pacific's FRS, the Commission, in several Resolutions, stated that issues concerning unbundling, non-discriminatory access, and imputation requirements for FRS may be further clarified in the final Open Access and Network Architecture Development (OANAD) decision and authorized extensions to Pacific's FRS pending the issuance of the final OANAD decision.

Since the issues of unbundling, non-discriminatory access, and imputation requirements are common to Pacific's and GTEC's FRS, it is therefore reasonable to extend GTEC's provisional FRS as requested to 6 months following the effective date of the final OANAD order in the OANAD proceeding to allow GTEC adequate time to implement and demonstrate compliance with the final OANAD decision. A similar extension request by Pacific for its FRS provisional service is being considered by the Commission in Resolution T-15981 today.

The Telecommunications Division concludes that the Advice Letter as supplemented meets the requirements set forth in G.O. 96-A and that GTEC's request for FRS extension 6 months following the effective date of the final OANAD decision is rendered is reasonable and recommends that the Commission approve this filing.

FINDINGS

1. GTEC filed Advice Letter No. 8309 and a supplement requesting Commission authorization to extend the provisional Frame Relay

Service (due to expire on January 1, 1997) to 6 months following the effective date of the final OANAD clarifying decision on unbundling requirements.

2. GTEC estimates that authorization of this service will result in no change in the annual revenue.
3. A final clarifying decision on unbundling requirements has not been issued in the OANAD proceeding.

THEREFORE, IT IS ORDERED that:

1. Authority is granted to make GTEC's Advice Letter No. 8309, as supplemented, effective on January 1, 1997. GTEC's authority to offer Frame Relay Service on a provisional basis is extended until 6 months following the effective date of the final order clarifying unbundling requirements in the Open Access and Network Architecture Development proceeding, R.93-04-003/I.93-04-002, unless otherwise directed by this Commission.

2. The Advice Letter as supplemented and tariff sheets shall be marked to show that they were authorized by Resolution T-15982.

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 December 20, 1996. The following Commissioners approved it:


WESLEY M. FRANKLIN
Executive Director

P. GREGORY CONLON
President
DANIEL Wm. FESSLER
JESSIE J. KNIGHT, Jr.
HENRY M. DUQUE
JOSIAH L. NEEPER
Commissioners