

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA



FILED

05-02-12
04:59 PM

Order Instituting Rulemaking to Review
Policies Concerning Intrastate Carrier
Access Charges

Rulemaking 03-08-018
(Filed August 21, 2003)

COMMENTS OF VERIZON ON ASSIGNED COMMISSIONER'S RULING

Pursuant to the April 24, 2012 Assigned Commissioner's Ruling
Requesting Comment on Proposed Modifications To Decisions 06-04-071 and
07-12-020 Regarding Intrastate Access Charges, Verizon¹ files these comments.

1. THE RULING SHOULD BE SERVED ON A MORE RECENT SERVICE LIST.

Verizon recommends that the April 24, 2012 Ruling (the "Ruling") be served on a broader service list than that set forth in Rulemaking 03-08-018. The Ruling indicated that it shall be served on all competitive and incumbent local exchange carriers that are operating in California as well as the service list of Rulemaking 03-08-018. However, as that proceeding dates back to 2003, it may not encompass all affected carriers beyond LECs and CLECs. Verizon recommends that the Ruling also be served on the service list recently used to distribute Resolution T-17327, which amended the Telco Industry Rules under General Order 96-B.

¹ For purposes of this filing, "Verizon" includes the following entities: Verizon California Inc. (U 1002 C), MCImetro Access Transmission Services LLC (U 5253 C), and MCI Communications Services, Inc. (U 5378 C).

2. THE COMMISSION SHOULD PROVIDE ADDITIONAL PROCEDURAL GUIDANCE TO CARRIERS TO EXPEDITE THE ADVICE LETTER FILING PROCESS.

The Ruling seeks comment on the proposal that the Commission require all LECs and CLECs to provide their underlying data supporting the required tariff changes to other carriers upon request, subject to individually negotiated non-disclosure agreements (NDAs). A more efficient approach would be for the Commission to adopt a common form NDA that parties may opt into instead of individually negotiated non-disclosure agreements if they choose. In addition, the Ruling should specify deadlines for carriers to request supporting data.

Because of the large number of LECs and CLECs filing tariff changes, the scope of the changes, and the limited time available for filing a timely protest,² leaving carriers to negotiate possibly dozens of non-disclosure agreements in order to obtain supporting data would be an unworkable and unwieldy process without further direction by the Commission. To promote efficient review of these tariff changes, the Ruling should be modified to 1) establish a deadline for carriers to contact LECs and CLECs to request copies of supporting data, preferably within five days of the issuance of the Ruling; (2) adopt a common form NDA that parties may utilize instead of individually negotiating NDAs³; and (3) require parties to opt into the NDA, or alternatively negotiate and execute an individual NDA before Advice Letters are filed, so that carriers can deliver the supporting data along with the filing. Finally, the Commission should (4) set a filing deadline of June 8, 2012. This will allow for protests within the 20-day

² Under Rule 7.4.1, parties have 20 days after the Advice Letter is filed in which to file a protest.

³ For example, in D.06-06-066 (Rulemaking 05-06-040), the Commission adopted a form NDA for an energy proceeding. (See http://docs.cpuc.ca.gov/word_pdf/FINAL_DECISION/57772.pdf)

period to be received before the July 1 effective date and also allow for parties to execute the appropriate NDAs in advance of the filing.

Dated: May 2, 2012

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R. Reyes', is positioned above a horizontal line.

RUDOLPH M. REYES
201 Spear Street 7th Floor
San Francisco, CA 94105
Ph: (415) 228-1465
Fax: (415) 228-1276
rudolph.reyes@verizon.com

Attorney for Verizon