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**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking Regarding  
Revisions to the California High Cost Fund B  
Program

Rulemaking 09-06-019

(Filed June 18, 2009)

**JOINT MOTION REQUESTING PARTY STATUS**

Faith Bautista, President,  
National Asian American Coalition

Jorge Corralejo, Chairman and President,  
Latino Business Chamber of Greater Los  
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Len Canty, Chairman,  
Black Economic Council

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January 27, 2011

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The National Asian American Coalition (“NAAC”) (formerly Mabuhay Alliance), the Latino Business Chamber of Greater Los Angeles (“LBCGLA”), and the Black Economic Council (“BEC”), all 501(c)(3) non-profit organizations, hereby request to be treated as a full and equal parties in this proceeding in accordance with Section 1.4 of the California Public Utilities Commission (“Commission”) Rules of Practice and Procedure.

All of our efforts will be coordinated amongst ourselves, since we recognize that the opportunities for success are dependent upon recognition of our mutual interests.

We respectfully request to be granted party status so that we may offer our perspective regarding the lack of meaningful choices that low-income and minority communities have when it comes to affordable basic phone service, and the concerns we have with respect to the bundling of services that offer fewer affordable choices. We also plan to address ways to move forward with a more relevant and affordable Lifeline program. To this end, we have also secured party status

in Phase II of Rulemaking 06-05-028, reviewing the Commission's telecommunications public policy programs, with particular emphasis on the California Lifeline program.

The NAAC, the BEC, and the LBCGLA approach the issue of competition from the positive, pro-small business perspective; that true competition is highly beneficial to quality of service and pricing of service. We also will approach this problem from the Adam Smith "Wealth of Nations" perspective - that free markets, subject to effective government scrutiny and regulation, are more beneficial to the public well-being than a so-called "free market" that is not subject to government regulatory discipline or scrutiny.

In general, we are concerned that when there are five or fewer competitors that there are tendencies toward monopolistic practice. This is especially the case when there are, in effect, only two non-competitors with a market share exceeding 90%. We are further concerned because those companies controlling 90% or more may have made determinations that they do not wish to compete for any landline business because it does not fit with their long term or medium term financial objectives.

Besides responding to the specific questions raised in the Assigned Commissioner's Ruling Adopting Amended Scoping Memo and Schedule, we will discuss alternative methods for encouraging competition and alternative definitions of competition that are in accordance with rapidly changing 21st century technology that calls for broader definitions of what constitutes a competitive market. This may require additional CPUC incentives and encouragement.

It is clear however, that by a traditional antitrust definition of competition such as used in the Herfindahl-Hirschman Index, there is presently no competition.

We will also approach this from the perspective that we advanced in the matter of CenturyTel's merger with Qwest Communications, which the NAAC filed with the Department of Justice and the Federal Communications Commission last year. This includes our concern that the largest landline provider with in five years, CenturyTel d/b/a CenturyLink, is not a party to this proceeding.

Service of notices, orders, and other correspondence in this proceeding should be directed to the addresses set forth below:

Jorge Corralejo, Chairman and President,  
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Respectfully submitted,

For Party Status:

/s/ Len Canty

Len Canty, Chairman  
Black Economic Council

/s/ Jorge Corralejo

Jorge Corralejo, Chairman  
Latino Business Chamber of Greater Los Angeles

/s/ Faith Bautista

Faith Bautista, President and CEO,  
National Asian American Coalition

/s/Robert Gnaizda

Robert Gnaizda, Of Counsel

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**CERTIFICATE OF SERVICE**

I, Dyana Polk, am 18 years of age or older and a non-party to the within proceeding. I hereby certify that I have this day served a copy of

**JOINT MOTION REQUESTING PARTY STATUS**

on all known parties to Rulemaking 09-06-019 by transmitting an e-mail message with the document attached to each party named in the official service list and by faxing or mailing a properly addressed copy by first-class mail with postage prepaid to those whose e-mail address is not available.

I certify that the foregoing is true and correct.

Executed in San Bruno, California on January 27, 2011.

/s/ Dyana Polk  
Dyana Polk

Service List for Rulemaking 09-06-019

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