

KAJ/jt2 5/9/2011



FILED

05-09-11
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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking into implementation of Federal Communications Commission Report and Order 04-87, as it affects the Universal Lifeline Telephone Service Program.

Rulemaking 04-12-001
(Filed December 2, 2004)

**ADMINISTRATIVE LAW JUDGE'S RULING
REQUESTING COMMENTS REGARDING CLOSING THIS PROCEEDING**

This proceeding was opened on December 2, 2004, and the stated purpose of the proceeding was to bring California's Lifeline program into compliance with the Federal Communications Commission's (FCC) Lifeline/Link-Up Order which was issued on June 22, 2004. That FCC Order modified the requirements for eligible telecommunications carriers to receive federal Lifeline/Link-Up funds. In its Order, the FCC required that all states, like California, that operate their own income-based Lifeline programs to document low-income customers' income qualification for their income based program.

As a final step in this proceeding, on August 21, 2008, in Decision (D.) 08-08-029, the Commission adopted a pre-qualification requirement for the California Lifeline program. In that decision, the Commission indicated that in case there were issues the Commission needed to resolve, they would keep the

proceeding open “until pre-qualification has been implemented.”¹ Since pre-qualification has been implemented, and that was the sole reason given for keeping the proceeding open, I suggest that this proceeding should be closed. The Commission issued a new LifeLine rulemaking (Rulemaking11-03-013) in March of this year and has moved on to other issues relating to the LifeLine program.

IT IS RULED that interested parties should file comments on the proposal to close this proceeding by June 1, 2011.

Dated May 9, 2011, at San Francisco, California.

/s/ KAREN JONES

Karen A. Jones
Administrative Law Judge

¹ D.08-08-029, *mimeo.* at 42.