

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

**Telecommunications Division
Carrier Branch**

RESOLUTION T-16820

RESOLUTION

Resolution T-16820, SBC California (U-1001-C), Requests Authority to Deviate From its Filed Tariff Schedule Cal. P.U.C. A5.10, Exchange Services, Exchange Area Maps, in Order to Continue to Provide Service to Customers of Record from SBC's Clovis Exchange.

By Advice Letter No. 24277, as Supplemented by 24277A, and 24277B, Filed on October 10, November 10, and November 21, 2003 Respectively.

Summary

This Executive Director Action Resolution authorizes SBC California (SBC) to deviate from its filed tariff schedule Cal. P.U.C. A5.10 Exchange Services, Exchange Area Maps, in order to continue to provide telephone service to customers of record from SBC's Clovis Exchange.

Background

By Advice Letter (AL) No. 24277, filed on October 10, 2003, SBC requests authority to transfer 0.3175 square miles from its Clovis Exchange to its Fresno Exchange. At the time of filing SBC reported that nine customers were to be impacted by the realignment and would have to have their numbers changed.

SBC filed AL 24277A, a supplemental filing, to request that the AL effective date be changed from November 10, 2003, to November 24, 2003.

SBC filed AL Supplement 24277B, on November 21, 2003, to change the requested AL effective date from November 24, 2003, to December 24, 2003. SBC also requests authority to deviate from its filed tariff schedule Cal. P.U.C. No. A5.10 Exchange Service, Exchange Area Maps, to provide service on a cross-boundary basis to the seven current subscribers impacted by the boundary realignment requested in AL 24277. The addresses involved are:

<u>Address</u>	<u>Exchange</u>
2000 Hanson Ave.	Clovis
2020 Hanson Ave.	Clovis
2040 Hanson Ave.	Clovis
2200 Hanson Ave.	Clovis
2621 Sierra Madre Ave.	Clovis
2625 Sierra Madre Ave.	Clovis
2671 Sierra Madre Ave.	Clovis

Notice/Protests

SBC states that copies of AL No. 24277, 24277A, and 24277B have been mailed to competing and adjacent utilities and interested parties. Notice of AL No. 24277, 24277A, and 24277B were published in the Commission Daily Calendar on October 15, November 14, and December 03, 2003, respectively. No protest to this AL has been received.

Discussion

SBC's filed AL 24277 to transfer 0.3175 square miles from SBC California's Clovis Exchange to its Fresno Exchange. This territory has been rural farmland with few residences but it is now undergoing subdivision development. SBC's requested boundary realignment will enable the Utility to serve a new housing tract currently under development entirely from its Fresno Exchange.

In AL 24277 SBC requested authority to change the phone numbers of nine customers affected by its proposed boundary realignment. SBC informed TD that all of the customers had agreed to the change. TD contacted some of the customers to assure that the change was agreed to and found that a number of customers did not agree with the proposed change. SBC was then directed to re-contact all the customers and supplement its AL filing with its findings.

When SBC re-contacted the customers of record to determine if they wished to retain their current telephone numbers, the customers responded that each wanted to keep his respective telephone number and existing service.

SBC therefore requests in AL 24277B a deviation from its tariffs to allow these customers to be served on a cross-boundary basis from the Clovis Exchange. SBC requests this deviation to continue until such time as the customers terminate, change, or transfer service. There are currently seven customers that will be impacted by the proposed boundary realignment. Two of the nine customers have discontinued service since the filing of AL 24277.

Resolution T-9599, dated March 29, 1977, authorizes the Executive Director to grant requests by communications utilities to deviate from filed tariffs for customers whose exchange services are affected by a utility initiated boundary realignment or serving central office rearrangement and the customer wishes to retain his existing service.

The Telecommunications Division (TD) has reviewed SBC AL No. 24277, 24277A, and 24277B. TD concludes that SBC's request for authority to deviate from its filed tariff schedule Cal. P.U.C. A5.10, Exchange Service, Exchange Area Maps, to provide service on a cross-boundary basis is reasonable. TD recommends that the Commission approve these filings.

Commission approval is based on the specifics of this Advice Letter and does not establish a precedent for the contents of future filings or for Commission approval of similar requests.

Findings

1. SBC requests authority to deviate from its filed tariff schedule Cal. P.U.C. No. A5.10, Exchange Service, Exchange Area Maps, to provide service on a cross-boundary basis.
2. The seven customers in question have been receiving service through the Clovis Exchange. The customers' addresses are:

<u>Address</u>	<u>Exchange</u>
2000 Hanson Ave.	Clovis
2020 Hanson Ave.	Clovis
2040 Hanson Ave.	Clovis
2200 Hanson Ave.	Clovis
2621 Sierra Madre Ave.	Clovis
2625 Sierra Madre Ave.	Clovis
2671 Sierra Madre Ave.	Clovis

3. The customers in question have had their telephone numbers for some time and to rearrange their serving central office to the Fresno Exchange will require changes in their telephone numbers.
4. SBC has contacted the customers and notified them of the proposed boundary realignment.
5. The customers have expressed to SBC that they desire to continue with their respective telephone numbers and existing service arrangements.

6. A tariff deviation, as SBC requests, would be in the best interest and least disruptive to the customers involved.
7. After reviewing AL No. 24277B, TD recommends that the Commission approve this filing.
8. Pursuant to the authority granted the Executive Director in Resolution No. T-9599, SBC's request to deviate from its filed tariff schedule Cal. P.U.C. No. A5.10, for the seven addresses identified in Finding No. 2 above, is just and reasonable and should be granted.

THEREFORE, IT IS ORDERED that:

1. SBC's request to deviate from its filed tariff schedule Cal. P.U.C. No. A5.10, Exchange Service, Exchange Area Maps, is granted.
2. SBC is authorized to grandfather the customers identified in Finding No. 2 and to provide them with service on a cross-boundary basis from the Clovis Exchange until they terminate, change, or transfer service.

This Resolution is effective today.

I hereby certify that this Resolution was adopted by Executive Action Resolution on December 23, 2003.

WESLEY FRANKLIN for

WILLIAM AHERN
Executive Director