

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



December 17, 2009

NOTICE OF AVAILABILITY

To: Parties of Record in R.06-06-028 and CASF Applicants who are applying under D.09-07-020

The following draft Resolution will be on the Commission's January 21, 2010, meeting:

- **Resolution T- 17239 Funding Approval for Broadband Associates, Int., Inc. (U-7044-C) Northeastern California Middle and Last Mile Project from the California Advanced Services Fund (CASF) Amounting to \$18,012,964.**

This draft resolution is available at the Commission's website at <http://www.cpuc.ca.gov> and may be found by searching for Resolution [T-17239](#). On January 21, 2010, the Commission may vote on this resolution or it may postpone votes until later. When the Commission votes on a draft resolution, it may adopt all or part of it as written, amend or modify it, or set it aside and prepare a different resolution. Only when the Commission acts does a resolution become binding on the parties. The conformed resolution, when adopted by the Commission, will be available at the same website.

Pursuant to Public Utilities (PU) Code 311 (g), the above-identified draft resolution is available for public comments. Comments should be focused on factual, legal, and/or technical errors in the draft resolution. Comments must be limited to five pages in length and shall include a subject index listing the recommendations to the draft resolution, a table of authorities, and an appendix setting forth the proposed revised findings and ordering paragraphs.

The date of submission is the date the comments are received by the Communications Division. Parties must serve a copy of their comments on each party set forth on the service list attached to the draft resolution on the same date that the comments are submitted to the Communications Division.

Comments must be received and served on parties (see attached list) no later than January 6, 2010 (which is 15 days including holidays from the date of this mailing). Reply comments may be submitted on or before January 11, 2010 (5 days after opening comments are submitted) and shall be limited to identifying misrepresentations of law, fact, or condition of the record contained in the comments of other parties. Replies shall not exceed three pages in length and shall be submitted and served in the same manner as opening comments.

Late-filed opening comments and/or reply comments will ordinarily be rejected. However, in extraordinary circumstances, a request for leave to submit comments or replies late may be filed together with proposed comments/replies. An accompanying declaration under penalty of perjury shall be submitted setting forth all the reasons for the late submission.

/s/ Jack Leutza, Director
Communications Division

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CERTIFICATE OF SERVICE

I certify that I have, by email, this day served a Notice of Availability informing all Parties of Record in R.06-06-028 and CASF Applicants who are applying under D 09-07-020 of draft Resolution T-17239 for public comments and the availability of the conformed resolution on the same website. The documents can be located on the Commission's website <http://www.cpuc.ca.gov>.

December 17, 2009, at San Francisco, California

/s/ Christopher Mei

Christopher Mei

NOTICE

Parties should notify the Communications Division, California Public Utilities Commission, 505 Van Ness Avenue, 3rd Flr., San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the Resolution number on the service list on which your name appears.