

Decision 08-05-001 5/7/2008

Mailed 5/8/2008

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Pacific Bell Telephone Company, dba AT&T
California (U1001C),

Complainant,

vs.

Cbeyond Communications, LLC (U6446C),
Covad Communications Company (U5752C),
and Arrival Communications, Inc. (U5248C),

Defendants.

Case 06-03-023
(Filed March 22, 2006)

ORDER CORRECTING ERRORS

The Commission has been informed of errors on page 2 of Decision 08-04-055, which was issued on April 24, 2008. Therefore, pursuant to Resolution A-4661,

IT IS ORDERED that:

1. On the fourth line of the first paragraph, "Its" is changed to "It".
2. The entire second paragraph is deleted and replaced with the following paragraph:

The Federal Communications Commission (FCC) subsequently determined that it was no longer essential for incumbent carriers to provide certain network elements for operation of the telecommunications network. The FCC also determined that incumbent carriers may have to furnish other network elements to competitive carriers, or competitive service would be impaired. If competition is unimpaired at a wire center, as determined under criteria the FCC developed, competitive carriers are not entitled to procure the facilities at rates based only upon the incumbent

carrier's actual cost. The FCC fashioned a process under which the carriers identify the wire centers that are unimpaired.

This order is effective today.

Dated May 7, 2008, at San Francisco, California.

/s/ PAUL CLANON

PAUL CLANON
Executive Director