

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Verizon Avenue Corp. (U 6584 C)
to Withdraw Its Provision of Resold Local
Exchange Service and Relinquish Its Certificate of
Public Convenience and Necessity.

Application 06-02-001
(Filed February 2, 2006)

**ASSIGNED COMMISSIONER'S RULING
AUTHORIZING USE OF DRAFT MASS MIGRATION GUIDELINES AND
RETAINING ORIGINAL DEADLINE FOR PROTESTS AND RESPONSES**

This ruling authorizes Verizon Avenue Corp. (Verizon Ave.) to use the Draft Mass Migration Guidelines issued in my May 4, 2004 ruling in Rulemaking (R.) 03-06-020 for its proposal to withdraw from the local voice market. This ruling also retains the original deadline for filing protests and/or responses to this application following the filing of an amendment to the application on February 14, 2006.

Draft Mass Migration Guidelines

Verizon Ave. proposes to use the Draft Mass Migration Guidelines issued in R.03-06-020 for its proposed exit from the local voice market. Consistent with those guidelines, Verizon Ave. has filed an Exit Plan and proposed customer notice letters. Use of the guidelines for this application will assist the Commission in determining whether the procedures contained in the guidelines meet the goal of ensuring that customers do not lose essential local voice service when their local service provider exits from the market. Therefore, I authorize Verizon Ave. to use R.03-06-020's Draft Mass Migration Guidelines in this proceeding and direct this ruling be served on R.03-06-020's service list.

Verizon Ave. notes that the default carrier provisions of the guidelines may differ from the process contained in General Order 96-A. Use of the Draft Mass Migration Guidelines for Verizon Ave.'s proposed exit will assist the Commission in maximizing customer choice and will allow us to determine whether it is feasible to solicit default carriers who desire to serve Verizon Ave.'s customers.

Carriers who desire to serve as a default carrier shall either send a letter to the Director of the Telecommunications Division on or before March 1, 2006, or file a response to this application. The letter or response shall state whether the carrier is in compliance with Commission rules and whether the carrier offers the services provided by Verizon Ave. In addition, the carrier shall note the geographic areas within Pacific Bell Telephone Company's (dba SBC California, Inc., now AT&T) service territory in which the carrier provides these services. Verizon Ave. shall provide its customer list to Commission staff on or before March 1, 2006, as required by the guidelines, to assist in finding alternative arrangements for local voice service. Commission staff shall notify carrier(s) who volunteer to serve as a default carrier of their selection as soon as practicable. If no carrier volunteers, either AT&T, the underlying network service provider, or a carrier of last resort will be the default carrier. The Commission will approve the default carrier in any decision approving the application.

Amendment

Verizon Ave. filed an amendment to its application on February 14, 2006. The amendment corrects an error in the application. Verizon Ave. believed it had approximately 21 customers located in the service territory of Verizon California Inc. (Verizon) who would be affected by its proposal to

withdraw from the local voice market. Subsequent to the filing of its application, Verizon Ave. determined those customers were not in Verizon's service territory. All approximately 471 customers are located in the service territory of AT&T and are "out-of-franchise." As a result, Verizon proposes to strike all references in the application, including proposed procedures, to "in-franchise customers."

Striking those portions of the application streamlines the procedures found in the Draft Mass Migration Guidelines Verizon Ave. proposes to follow, thereby simplifying the potential responses and/or protests to the application.

Therefore, the amendment is minor and adhering to the original response deadline is consistent with Rule 2.6(a)(2) of the Commission's Rules of Practice and Procedure. Protests and/or responses are due on March 8, 2006, 30 days after February 6, 2006, when notice of the filing of the application appeared in the Daily Calendar.

IT IS RULED that:

1. Verizon Avenue Corp. (Verizon Ave.) shall use the Draft Mass Migration Guidelines issued on May 4, 2004 in Rulemaking (R.) 03-06-020 for its proposal to withdraw from the local voice market.

2. This ruling shall be served on the service list in R.03-06-020.

3. Responses and/or protests to this application are due on or before March 8, 2006.

4. Carriers who desire to serve Verizon Ave.'s customers shall submit a letter to the Director of the Telecommunications Division on or before March 1, 2006, or shall file a response to this application, as set forth herein.

Dated February 22, 2006, at San Francisco, California.

/s/ MICHAEL R. PEEVEY

Michael R. Peevey

Assigned Commissioner

