

Decision 18-06-035 June 21, 2018

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of CereTel Incorporated for  
Registration as an Interexchange Carrier  
Telephone Corporation pursuant to the  
Provisions of Public Utilities Code  
Section 1013.

Application 16-04-006

## ORDER EXTENDING STATUTORY DEADLINE

### Summary

This decision extends the statutory deadline in this proceeding to December 29, 2018.

### 1. Background

Based on the filing date of this Application, the version of Pub. Util. Code § 1701.5(a)<sup>1</sup> then in effect provided that ratesetting cases shall be resolved within 18 months of the date the scoping memo issued, unless the Commission establishes an alternative timeline in the Scoping Memo or issues an order extending that deadline. On December 28, 2016, the Scoping Memo was issued in this proceeding setting the statutory deadline for June 29, 2018. This decision extends the statutory deadline of this proceeding to December 29, 2018.

On April 8, 2016, CereTel Incorporated (Applicant) filed this application seeking authority to operate as a Non-Dominant Interexchange Carrier Telephone Corporation pursuant to Public Utilities Code § 1013. The

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<sup>1</sup> This proceeding was filed prior to changes made to Pub. Util. Code § 1701.5(a). These changes only apply to cases filed after December 31, 2016.

application was protested by the Commission's Safety and Enforcement Division (SED) and after identifying several violations, SED questions Applicant's fitness to operate in California. A Prehearing Conference was held on December 5, 2016. An Evidentiary Hearing was held on June 15, 2017.

An extension of time beyond the current statutory deadline of June 29, 2018, is necessary for the recently assigned Administrative Law Judge (ALJ) to complete another time-critical proceeding, and thoroughly evaluate the record and prepare the proposed decision of this proceeding. Therefore, the statutory deadline of this proceeding is extended until December 29, 2018.

## **2. Waiver of Comment Period**

Under Rule 14.6(c)(4) of the Commission's Rules of Practice and Procedure, the Commission may reduce or waive the period for public review and comment of proposed decisions extending the deadline for resolving ratesetting proceedings. Accordingly, the otherwise applicable period for public review and comment is being waived.

## **3. Assignment of Proceeding**

Carla J. Peterman is the assigned Commissioner and Debbie Chiv is the assigned ALJ in this proceeding.

## **Findings of Fact**

1. This application was filed on April 8, 2016 and protested by the Commission's Safety and Enforcement Division on May 12, 2016.
2. On December 28, 2016, the Scoping Memo was issued in this proceeding setting the statutory deadline for June 29, 2018.
3. An extension of the statutory deadline is necessary for the recently assigned ALJ to complete another time-critical proceeding, and thoroughly evaluate the record and prepare the proposed decision of this proceeding.

**Conclusion of Law**

Pursuant to the authority granted to the Commission under Pub. Util. Code § 1701.5(a), the statutory deadline should be extended to December 29, 2018.

**IT IS ORDERED** that:

1. The statutory deadline in this proceeding is extended until December 29, 2018.
2. Application 16-04-006 remains open.

This order is effective today.

Dated June 21, 2018, at San Francisco, California.

MICHAEL PICKER  
President  
CARLA J. PETERMAN  
LIANE M. RANDOLPH  
MARTHA GUZMAN ACEVES  
CLIFFORD RECHTSCHAFFEN  
Commissioners