

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

DOCKET NO. 91M-314T

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RULES PRESCRIBING THE STANDARD PROCEDURES FOR ADMINISTERING THE  
COLORADO LOW-INCOME TELEPHONE ASSISTANCE FUND, 4 CCR 723-13.

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**COMMISSION ORDER AUTHORIZING CERTAIN  
LOCAL EXCHANGE TELECOMMUNICATIONS  
PROVIDERS TO RECEIVE TRANSFERS FROM THE  
COLORADO LOW-INCOME TELEPHONE ASSISTANCE  
FUND FOR THE REPORTING YEAR 2002**

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Mailed Date: June 23, 2003

Adopted Date: June 18, 2003

**I. BY THE COMMISSION**

**A. Statement**

1. The Colorado Low-Income Telephone Assistance Fund (LITAP) was established by the Colorado Legislature in 1990. *See* § 40-3.4-101 *et seq.*, C.R.S. In 1991, the Commission adopted Rules Prescribing the Procedures for Administering the Low-Income Telephone Assistance Fund. 4 *Code of Colorado Regulations* (CCR) 723-13. Pursuant to the Commission rules for the LITAP 4 CCR 723-5, the rules provide for the reimbursement of basic local exchange telecommunications providers from the LITAP Fund (Fund), as well as for the remittance of any excess collections by providers to the Fund. Rule 4 CCR 723-5.4 provides:

Upon collecting the uniform charge, each provider may retain, from the total charges collected, an amount sufficient to reimburse such provider for its provision of low-income telephone assistance. If the total collected is in excess of the amount sufficient to reimburse the provider, the provider shall credit the same to the Low-Income Telephone Assistance Fund. If the total collected is insufficient to reimburse the provider, the provider shall request reimbursement from the State Treasurer, who shall debit the same to the Low-Income Telephone Assistance Fund.

2. The Commission has established the Fund with the State Treasurer and is acting in the capacity of Administrator of the Fund. The Commission has received requests for reimbursement or reports of excess collections from providers of basic local exchange telecommunications services that have Low-Income Telephone Assistance Program Tariffs on file.

3. At its Weekly Meeting on June 16, 2003, the Commission discussed the review of the 2002 Annual Low-Income Telephone Program Reports. The review resulted in 23 telecommunications providers who will require reimbursement and 28 telecommunications providers who have collected in excess of the LITAP discounts.

4. The Commission reviewed the data reported by all LITAP providers for accuracy and completeness, and after adjustments find that the following providers shall receive reimbursement in the following amounts:

<b>Company Name</b>	<b>Amount of Transfer</b>
Big Sandy	\$ 793.44
Bijou Telephone Co-op Assoc, Inc.	\$ 543.52
Blanca Telephone Company	\$ 3,170.42
CenturyTel of Eagle	\$ 98,656.76
Columbine Telephone Company	\$ 2,521.88
Delta County Telephone Company	\$ 8,350.06
Eastern Slope	\$ 1,895.88
EL PASO Telephone Company	\$ 1,749.34
Farmers Telephone Company	\$ 585.46
Haxtun Telephone Company	\$ 2,299.66
Nucla-Naturita Telephone Company	\$ 2,114.62
Peetz Co-op Telephone Company	\$ 359.88
Phillips County Telephone Company	\$ 1,075.30
Pine Drive Telephone Company	\$ 459.18
Plains Co-op Telephone Assoc.	\$ 1,820.24
Roggen Telephone Company	\$ 48.00
Rye Telephone Company	\$ 855.06
South Park Telephone Company	\$ 108.00
Stoneham Cooperative Telephone Corporation	\$ 45.08
Strasburg Telephone Company	\$ 215.14
Sunflower Telephone Company	\$ 256.14
Qwest Corporation	\$ 449,857.45
Wiggins Telephone Assoc.	\$ 218.86
<b>Total</b>	<b>\$ 577,999.37</b>

5. The Commission finds that the following providers shall be invoiced in the following amounts for collections in excess of expenses:

Company Name	Amount Owed 2002	Amount Paid	Invoice Amount
Agate Mutual Telephone Co-op	\$ 85.30	\$ 84.80	\$ 0.50
American Fiber Network	\$ 163.10	\$ 101.58	\$ 61.52
AT&T Communications	\$ 72,898.62	\$ 54,314.60	\$ 18,584.02
ComCast Phone of Colorado, LLC	\$ 40,851.00	\$ 35,175.00	\$ 5,676.00
CenturyTel of Colorado	\$ 1,011.14	\$ 647.14	\$ 364.00
Complete Telecommunications	\$ 178.78	\$ 178.34	\$ 0.44
Dubois Telephone Exchange	\$ 52.12	\$ 52.12	\$ -
Eschelon Telecom of Colorado, Inc.	\$ 7,393.05	\$ 12,516.64	\$ (5,123.59)
First World Communications, Inc.	\$ 7.74	\$ 7.74	\$ -
ICG Telecom Group, Inc.	\$ 28,492.60	\$ 20,311.06	\$ 8,181.54
Ionex Communications North, Inc.	\$ 2,023.72	\$ 2,023.72	\$ -
Live Wire Networks, Inc.	\$ 24.66	\$ -	\$ 24.66
MCIMetro Access Transmission Services, LLC	\$ 7,325.18	\$ 7,325.18	\$ -
McLeodUSA Telecommunications	\$ 46,822.66	\$ 46,822.66	\$ -
NC Telecom, Inc.	\$ 1.92	\$ -	\$ 1.92
Now Communications, Inc.	\$ 10.48	\$ -	\$ 10.48
Nunn Telephone Company	\$ 175.94	\$ 61.50	\$ 114.44
Premier Communications, Inc.	\$ 345.42	\$ -	\$ 345.42
PaeTec Communications, Inc.	\$ 70.20	\$ -	\$ 70.20
Rico Telephone Company	\$ 107.44	\$ -	\$ 107.44
San Isabel Telecom, Inc.	\$ 1.44	\$ -	\$ 1.44
SBC Telecom	\$ 227.04	\$ -	\$ 227.04
TCG of Colorado	\$ 14,700.60	\$ 7,517.75	\$ 7,182.85
Union Telephone Company	\$ 14.50	\$ 22.13	\$ (7.63)
XO Colorado, LLC	\$ 5,981.02	\$ -	\$ 5,981.02
Vanion, Inc.	\$ 1,197.08	\$ -	\$ 1,197.08
Willard Telephone Company	\$ 28.06	\$ 28.06	\$ -
<b>Totals</b>	<b>230,190.81</b>	<b>187,190.02</b>	<b>43,000.79</b>

6. After adjustment, this data is summarized in Attachment A appended to this order.

7. There are telecommunications providers that have yet to submit their Annual Filings to the Commission. Further orders of the Commission for calendar year 2002 may be required.

**II. ORDER****A. The Commission Orders That:**

1. The Commission, pursuant to § 40-3.4-108(1), C.R.S., and Rules 4 and 5 of the Commission's Rules Prescribing the Procedures for Administering the Low-Income Telephone Assistance Fund, 4 *Code of Colorado Regulations* 723-13, the providers listed in Section 4 in the Discussion part of this Order shall receive reimbursements totaling \$577,999.37 from the Colorado Low-Income Telephone Assistance Fund for calendar year 2002.

2. The providers listed in Section 5 of this Order will contribute an additional amount of \$43,000.79 for a total of \$230,190.81 collections in excess of expenses for the calendar year 2002.

3. The Commission may enter subsequent orders should the amounts in this Order change.

4. The 20-day time-period provided for by § 40-6-114(1), C.R.S., to file an application for rehearing, reargument, or reconsideration begins on the first day after the mailing of this Order.

5. This Order is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
June 18, 2003.**

(S E A L)



ATTEST: A TRUE COPY

Bruce N. Smith  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

GREGORY E. SOPKIN

POLLY PAGE

JIM DYER

Commissioners