

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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RE: CREATION OF PUBLIC UTILITIES COMMISSION TASK FORCE TO REVIEW TELEPHONE AND EXCHANGE AREAS AND TO MAKE RECOMMENDATIONS REGARDING PROPOSED MODIFICATIONS.	) ) ) ) )	DOCKET NO. 89M-083T
AMENDMENTS TO RULES UNDER § 40-15-108, C.R.S., PRESCRIBING COST-ALLOCATION METHODS FOR SEGREGATION OF INVESTMENTS AND EXPENSES OF TELECOMMUNICATIONS PROVIDERS, (COLORADO UNIVERSAL SERVICE FACTOR), 4 CCR 723-27.	) ) ) ) ) ) ) )	DOCKET NO. 89R-608T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY EAGLE TELECOMMUNICATIONS, INC., IN SECOND AMENDED ADVICE LETTER NO. 89-7.	) ) ) ) )	DOCKET NO. 90S-053T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY WILLARD TELEPHONE CO. IN ADVICE LETTER NO. 9.	) ) ) ) )	DOCKET NO. 90S-054T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY STONEHAM COOPERATIVE TELEPHONE CORPORATION IN ADVICE LETTER NO. 10.	) ) ) ) ) )	DOCKET NO. 90S-055T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY ROGGEN TELEPHONE COOPERATIVE COMPANY IN ADVICE LETTER NO. 13.	) ) ) ) )	DOCKET NO. 90S-056T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY STRASBURG TELEPHONE COMPANY, IN ADVICE LETTER NO. 19.	) ) ) ) )	DOCKET NO. 90S-057T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY COLUMBINE TELEPHONE COMPANY IN ADVICE LETTER NO. 23.	) ) ) ) )	DOCKET NO. 90S-058T

RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY BIG SANDY TELECOMMUNICATIONS, INC., IN AMENDED ADVICE LETTER NO. 24.	) ) ) ) )	DOCKET NO. 90S-059T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY PINE DRIVE TELEPHONE COMPANY IN ADVICE LETTER NO. 25.	) ) ) ) )	DOCKET NO. 90S-060T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY FARMERS TELEPHONE COMPANY, INC., IN SECOND AMENDED ADVICE LETTER NO. 25.	) ) ) ) )	DOCKET NO. 90S-061T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY MUNN TELEPHONE COMPANY, IN AMENDED ADVICE LETTER NO. 26.	) ) ) ) )	DOCKET NO. 90S-062T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY PEETZ COOPERATIVE TELEPHONE COMPANY, IN ADVICE LETTER NO. 29.	) ) ) ) )	DOCKET NO. 90S-063T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY SUNFLOWER TELEPHONE COMPANY, IN ADVICE LETTER NO. 33.	) ) ) ) )	DOCKET NO. 90S-064T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY WIGGINS TELEPHONE ASSOCIATION IN AMENDED ADVICE LETTER NO. 34.	) ) ) ) )	DOCKET NO. 90S-065T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY BIJOU TELEPHONE COOPERATIVE IN AMENDED ADVICE LETTER NO. 35.	) ) ) ) )	DOCKET NO. 90S-066T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY NUCLA-NATURITA TELEPHONE COMPANY IN AMENDED ADVICE LETTER NO. 36.	) ) ) ) )	DOCKET NO. 90S-067T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY BLANCA TELEPHONE COMPANY, IN ADVICE LETTER NO. 38.	) ) ) ) )	DOCKET NO. 90S-068T

RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY EL PASO COUNTY TELEPHONE COMPANY, IN AMENDED ADVICE LETTER NO. 39.	) ) ) ) )	DOCKET NO. 90S-069T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY PLAINS COOPERATIVE TELEPHONE ASSOCIATION, INC., IN ADVICE LETTER NO. 39.	) ) ) ) )	DOCKET NO. 90S-070T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY RYE TELEPHONE COMPANY, IN ADVICE LETTER NO. 64.	) ) ) ) )	DOCKET NO. 90S-071T
RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY EASTERN SLOPE RURAL TELEPHONE ASSOCIATION, INC., IN ADVICE LETTER NO. 83.	) ) ) ) )	DOCKET NO. 90S-072T  COMMISSION DECISION EXTENDING TIME TO FILE MODIFICATIONS TO TARIFFS

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August 8, 1990  
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STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. On February 15, 1989, by Decision No. C89-240, the Commission established Docket No. 89M-083T for the purpose of creating a task force to provide for an ongoing review of exchange areas in the State of Colorado and to make recommendations concerning whether exchange areas should be reconfigured in accordance with current Commission standards for exchange areas, or whether current fixed standards should be modified. The task force consisted of members of the Fixed Utilities Staff of the Commission designated by the Chief of Fixed Utilities. The task force, from time-to-time, has submitted reports to the Commission. Its latest report to the Commission was filed on July 19, 1990.

2. In Docket Nos. 90S-053T through 90S-072T, 20 independent telephone companies also known as "Small LECs", as that term is defined in Rule 1 of the Cost Allocation Rules for Telecommunications Service Providers and Telephone Utilities found at 4 CCR 723-27 (Cost Allocation Rules), filed advice letters with proposed tariff sheets implementing expanded local calling area plans. By Decision No. C90-503 issued in Docket Nos. 90S-053T through 90S-072T, the Commission permanently suspended the proposed tariff sheets and, among other things, ordered the

20 independent telephone companies to file new tariff sheets with an effective date of January 1, 1991, which would modify the proposed local calling area plans to be consistent with the findings in Decision No. C90-503 within 30 days after the adoption the rules in Docket No. 89R-608T.

3. By Decision No. C90-932 issued in Docket No. 89R-608T, the Commission adopted rules on July 11, 1990, which established the Colorado High Cost Fund (CHCF). As part of that decision, the Commission directed that the time to file the tariff sheets and data required in Ordering Paragraph 2 of Decision No. C90-503 should be extended for an additional 60 days, thereby allowing the 20 independent telephone companies a total of 90 days to file the tariff sheets and data.

4. However, some of the independent telephone companies are average schedule small LECs, which cannot file their tariff sheets and data until the Commission, as the CHCF administrator, has determined certain average rates described in Rule 19.4.1.2 of the Commission's Cost Allocation Rules, effective August 30, 1990. Therefore, only non-average schedule small LECs should file their tariff sheets and data required in Ordering Paragraph 2 of Decision No. C90-503 by October 10, 1990. After reviewing the tariff sheets and data filed by the non-average schedule small LECs, the Commission will publish those rates by October 31, 1990. The Commission will also determine and publish the charge per access line per month as required in Rule 19.6.5.2 of the Cost Allocation Rules. Then the average schedule small LECs should file their tariff sheets and data no later than November 30, 1990.

5. The task force report filed on July 19, 1990, notes that Agate Mutual Telephone Exchange (Agate), Delta County Cooperative Telephone Company (Delta County), Haxtun Telephone Company (Haxtun), Phillips County Telephone Company (Phillips County), Rico Telephone Company (Rico), and Universal Telephone Company of Colorado (Universal) have not made filings to modify their respective local calling areas. The report also indicates that Delta County is the only company which has a local calling area presently that could be construed as encompassing its proper local community of interest.

6. The Commission has repeatedly expressed its desire to examine all local calling areas, statewide, and to implement proper local calling area plans using the criteria discussed in Decision No. C90-503 for all small LECs by January 1, 1991.

7. Although Decision No. C90-503 specifically related to the 20 independent telephone companies that filed proposed expanded local calling area plans, the requirement to file tariff sheets and data within 90 days from the date rules were adopted on Docket No. 89R-608T, as modified by Paragraph 5 above, should also be directed to Agate, Delta County, Haxtun, Phillips County, Rico, and Universal so that the Commission can meet its goal of examining and implementing proper local calling area plans for all small LECs by January 1, 1991.

8. In the event the appropriate tariff sheets and data are not properly filed by all small LECs as discussed in Paragraph 5, the Commission will consider the issuance of showcause orders to small LECs which do not comply with this decision.

THEREFORE THE COMMISSION ORDERS THAT:

1. Decision Nos. C90-503 and C90-932 should be modified to extend the time for compliance with certain requirements made or noted in those decisions, as stated in Ordering Paragraph No. 2 below.

2. All Small LECs, including Agate Mutual Telephone Exchange, Delta County Cooperative Telephone Company, Haxtun Telephone Company, Phillips County Telephone Company, Rico Telephone Company, and Universal Telephone Company of Colorado, shall file appropriate tariff sheets and data as originally required by Commission Decision No. C90-503, which are consistent with the requirements of the Commission's Cost Allocation Rules for Telecommunications Service Providers and Telephone Utilities found at 4 CCR 723-27, and particularly Rules 15 through 20 of those rules, as follows:

a. Non-average schedule small LECs shall file with the Commission the appropriate tariff sheets and data no later than October 10, 1990, by 5:00 p.m., and

b. Average schedule small LECs shall file with the Commission the appropriate tariff sheets and data no later than November 30, 1990, by 5:00 p.m.

3. The Staff of the Commission shall review the tariff sheets and data filed by non-average schedule small LECs. By October 26, 1990, the Staff of the Commission shall recommend to the Commission the average intrastate network access services rate and the average imputed local network services rate discussed in Rule 19.4.1.2 of the Commission's Cost Allocation Rules for Telecommunications Service Providers and Telephone Utilities found at 4 CCR 723-27.

4. On or about October 31, 1990, the Commission, as administrator of the Colorado High Cost Fund, will determine and publish by decision the average intrastate network access services rate and the average imputed local network services rate, which rates shall be used by average schedule small LECs when they file their tariff sheets and data required in Ordering Paragraph No. 2(b) of this decision. The Commission will also determine and publish the charge per access line per month as required in Rule 19.6.5.2 of the Cost Allocation Rules.

This Decision is effective immediately.

DONE IN OPEN MEETING August 8, 1990.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Arnold H. Cook  
Ronald L. Lehn  
Luis J. Nakarado  
Commissioners

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