

Decision No. C04-0746

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04M-203T

IN THE MATTER OF RYE TELEPHONE COMPANY 'S REQUEST FOR SUSPENSION OF
WIRELINE TO WIRELESS NUMBER PORTABILITY OBLIGATIONS PURSUANT TO
SECTION 251(F)(2) OF THE COMMUNICATIONS ACT OF 1934, AS AMENDED.

ORDER FOR INITIAL COMMISSION DECISION

Mailed Date: July 7, 2004
Adopted Date: June 30, 2004

I. BY THE COMMISSION

A. Statement

1. This matter concerns the request by Rye Telephone Company (Rye) for suspension of certain local number portability requirements ordered by the Federal Communications Commission. Rye filed this request pursuant to 47 U.S.C. § 251(f)(2), and we previously assigned this matter to an Administrative Law Judge for hearing. Section 251(f)(2) states that a state commission shall act upon any petition filed under the statute within 180 days of its filing. In light of the expedited consideration required under § 251(f)(2), we now find, in accordance with § 40-6-109(6), C.R.S., that due and timely execution of our functions imperatively and unavoidably requires us to enter the initial decision in this case. Therefore, the recommended decision of the Administrative Law Judge conducting the hearing in this matter shall be omitted.

II. ORDER

A. The Commission Orders That:

1. The Recommended Decision of the Administrative Law Judge conducting the hearing in this matter shall be omitted, and the Commission shall enter the initial decision in this case.

2. This Order is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
June 30, 2004.**

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

COMMISSIONER JIM DYER ABSENT.