

DT 99-083

BELL ATLANTIC-NEW HAMPSHIRE

Petition to Introduce Tariff #80

Order Approving Procedural Schedule and Granting Intervention

O R D E R N O. 23,263

July 26, 1999

APPEARANCES: Victor DelVecchio, Esq. for Bell Atlantic-New Hampshire; Mary Burgess, Esq. for AT&T of New England; and Larry S. Eckhaus, Esq. for the Staff of the New Hampshire Public Utilities Commission.

I. PROCEDURAL HISTORY

On June 3, 1999, Bell Atlantic-New Hampshire (Bell Atlantic) filed with the New Hampshire Public Utilities Commission (Commission) Tariff 80. This tariff proposes to make available to Competitive Local Exchange Carriers (CLECs) additional collocation arrangements. In addition to physical and virtual collocation arrangements, which were included in Bell Atlantic's Statement of Generally Available Terms (SGAT) and are currently under deliberation, Bell Atlantic proposes to introduce new terms and conditions for the following additional collocation arrangements:

1. Microwave Collocation.
2. Interconnection between Collocated Spaces.
3. Secured Collocation Cageless Open Physical Environment (SCOPE).
4. Shared Cages.
5. Cageless Collocation Open Environment (CCOE).
6. Adjacent Structures.

Along with the tariff pages, Bell Atlantic filed cost

study details in support of the filing.

On June 21, 1999, the Commission issued Order No. 23,237 suspending the tariff and scheduling a prehearing conference and technical session for July 8, 1999.

On July 6, 1999, AT&T of New England (AT&T) filed a Motion to Intervene.

At the Prehearing Conference, AT&T's Motion to Intervene was granted.

II. POSITIONS OF THE PARTIES AND STAFF

A. Bell Atlantic

Bell Atlantic stated that the proposed filing is in compliance with the Federal Communications Commission's (FCC) First Report and Order in CC Docket No. 98-147 regarding *Deployment of Wireline Services Offering Advanced Telecommunications Capability* (FCC 99-48 released March 31, 1999). The proposed tariff incorporates the existing SGAT collocation arrangements as well as the above-captioned arrangements. Bell Atlantic has chosen to file a collocation tariff rather than supplement the existing collocation sections of the SGAT due to concerns that such a supplemental filing would delay or complicate that proceeding. Bell Atlantic explained that the tariff contains rates that were designed the way it designed collocation rates in the initial SGAT filing and will comply with the Commission's order in docket DE 97-171 and

incorporate any conclusions and decisions from that docket into Tariff 80 once that case is concluded.

B. AT&T

AT&T stated that it had concerns with some of the terms and conditions of the tariff and recommended a full investigation be conducted to insure the proposed tariff met the FCC's requirements.

C. Staff

Staff stated that it also wanted to insure the proposed tariff complied with the FCC Order but believed the Commission had a statutorily limited amount of time to conduct an investigation without either allowing the tariff to go into effect, or rejecting it.

On July 23, 1999, Staff filed a memo with the Commission outlining a proposed procedural schedule that had been discussed by the parties and Staff at the technical session which followed the prehearing conference. The memo recommended the tariff be allowed to go into effect but that an investigation follow. The schedule proposed is:

Data Requests on Tariff 80	August 6, 1999
Data Responses from Bell Atlantic	August 20, 1999
Comments from Parties and Staff	September 10, 1999
Bell Atlantic Reply Comments	September 30, 1999
Opportunity to Request a Hearing	October 12, 1999

III. COMMISSION ANALYSIS

We find the proposed procedural schedule to be reasonable and will, therefore, approve it for the duration of the proceeding. We will allow the tariff to go into effect and decide how to proceed after October 12, 1999.

Based upon the foregoing, it is hereby

ORDERED, that the procedural schedule delineated above is APPROVED; and it is

FURTHER ORDERED, that AT&T's Motion to Intervene is GRANTED.

By order of the Public Utilities Commission of New
Hampshire this twenty-sixth day of July, 1999.

Douglas L. Patch
Chairman

Susan S. Geiger
Commissioner

Nancy Brockway
Commissioner

Attested by:

Claire D. DiCicco
Assistant Secretary