

DT 99-164

BELL ATLANTIC

**Asynchronous Transfer Mode (ATM) Tariff
Filed in Compliance with Order No. 23,255**

**Order Suspending ATM Tariff and
Scheduling a Hearing on the Cost Study**

O R D E R N O. 23,335

November 3, 1999

On October 5, 1999, Bell Atlantic - New Hampshire (BA) filed with the New Hampshire Public Utilities Commission (Commission), a tariff for Asynchronous Transfer Mode (ATM) Service in compliance with Order No. 23,255 (July 7, 1999). Bell Atlantic concurrently filed supporting Cost Study information.

By Order No. 23,255, the Commission conditionally approved a Special Contract between BA and the University of New Hampshire (UNH). The Commission allowed the contract to go into effect on the condition that Bell Atlantic file a tariff to offer the same service statewide on a non-discriminatory basis to any customer requesting a minimum of 30 lines on the same terms and conditions as the price to UNH in its Special Contract. The proposed tariff was filed to comply with this requirement.

The Cost Study provided requires additional time for review and necessitates a hearing to provide an opportunity for all interested parties to comment upon the tariff and supporting materials.

Based on our review of the filing and Staff's recommendation, we will suspend the proposed filing pursuant to RSA 378:6. In addition, we shall set a date to hear the positions of the parties with respect to the tariff and supporting materials.

Based upon the foregoing, it is hereby

ORDERED, that, pursuant to RSA 378:6, Bell Atlantic - New Hampshire's proposed filing is suspended for an additional 30 days, and it is

FURTHER ORDERED, that a Hearing be held before the Commission located at 8 Old Suncook Road, Concord, New Hampshire on November 22, 1999, at 1:30 p.m., and if necessary, continuing on November 23, 1999, at 9:00 a.m., at which each party will provide a statement of its position with regard to the proposed tariff and supporting materials; and it is

FURTHER ORDERED, that pursuant to N.H. Admin. Rules Puc 203.01, Bell Atlantic shall notify all persons desiring to be heard at this hearing by publishing a copy of this Order no later than November 12, 1999 in a newspaper with statewide circulation or of general circulation in those portions of the state in which operations are conducted, publication to be documented by affidavit filed with the Commission on or before November 17, 1999; and it is

FURTHER ORDERED, that the Commission's Executive Director mail a copy of this order to parties on the service list for DT 99-086; and it is

FURTHER ORDERED, that pursuant to N.H. Admin. Rules Puc 203.02, any party seeking to intervene in the proceeding shall submit to the Commission an original and eight copies of a Petition to Intervene with copies sent to Bell Atlantic and the Office of the Consumer Advocate on or before November 19, 1999, such Petition stating the facts demonstrating how its rights, duties, privileges, immunities or other substantial interests may be affected by the proceeding, as required by N.H. Admin. Rule Puc 203.02 and RSA 541-A:32,I(b); and it is

FURTHER ORDERED, that any party objecting to a Petition to Intervene make said Objection on or before November 22, 1999.

By order of the Public Utilities Commission of New Hampshire this third day of November, 1999.

Douglas L. Patch Chairman	Susan S. Geiger Commissioner	Nancy Brockway Commissioner
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Attested by:

Thomas B. Getz
Executive Director and Secretary