

PAINTER LAW FIRM, PLLC

13017 DUNHILL DRIVE
FAIRFAX, VIRGINIA 22030

MICHELLE PAINTER
ATTORNEY AT LAW

May 2, 2012

703.201.8378
FAX 703.968.5936
E-mail: painterlawfirm@verizon.net

The Honorable Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building, 2nd Floor West
400 North St.
Harrisburg, PA 17105-3265

Re: Implementation of the Federal Communications Commission's Order
of November 18, 2011 As Amended Or Revised And Coordination With Certain
Intrastate Matters, Docket No. M-2012-2291824

Dear Secretary Chiavetta:

AT&T filed comments in this docket on April 19, 2012, recommending certain refinements to the draft templates the Commission Task Force had developed to collect data necessary to verify compliance with the intrastate access rate reduction requirements of the FCC's November 18, 2011 USF/ICC Order. In particular, and as was addressed at the April 20 Workshop, AT&T's proposed modifications enhance the efforts the draft templates already undertook to capture the data and calculations necessary to properly reform the Carrier Charge.

Shortly after AT&T submitted its comments the FCC issued an order that clarified certain related federal reporting requirements. The FCC's Order included standardized spreadsheet templates for carriers to use in submitting data for the June 15th "Annual Filing" with the FCC and calculating, among other things, their July 1 intrastate access reductions.¹

Having now had the opportunity to review that Order and the FCC templates, it is clear that there is great opportunity to coordinate to a considerable degree the state and federal data gathering efforts, which will both reduce unnecessary duplication and increase consistency in reporting. Accordingly, AT&T recommends that instead of using the PA-specific templates AT&T filed on April 19, the Commission should adopt a subset of the FCC-approved templates, fine-tuned to incorporate data requirements unique to Pennsylvania (such as the Carrier Charge calculations), as the means by which carriers, including CLECs, will provide standardized

¹ Order, *In the Matter of Material to be Filed in Support of 2012 Annual Access Tariff Filings*, WCB/Pricing File No. 12-08, April 19, 2012.

information to this Commission as support for their proposed intrastate access tariffs.² As the Task Force itself recognized in its draft template (and as AT&T and Verizon both emphasized in our respective comments), obtaining the Carrier Charge data and calculations from the ILECs is critical to ensuring that the CC is properly accounted for in the FCC-mandated reductions.

For the Commission's and other parties' convenience the form AT&T proposes for use for ILECs (other than the NECA companies) and for CLECs is attached in Excel format.

As we noted in our prior comments and at the April 20 Workshop, we commend the diligent efforts of the Task Force and the Commission to implement the intercarrier compensation reforms established by the FCC, and particularly the initiative the Commission and staff have shown in seeking to obtain the information necessary to ensure full compliance with the FCC's rules. We are prepared to address any questions the Commission and other parties may have regarding this submission.

Very truly yours,



Michelle Painter

Enclosures

cc (w/encl): Via e-mail
Kathy Sophy, Esq.
Andrew Showers
Derek Vogelsong
Joe Spandra
Robert C. Barber, AT&T
Via e-mail and First Class Mail
Service List

² One set of carriers that may be excepted from using these forms are the smaller carriers who concur in the NECA tariff on the interstate level. As was discussed at the April 20 workshop those carriers are developing a NECA-carrier specific template that is expected to be released on May 23. At the April 20th hearing, AT&T supported the modest extension of time for these smaller carriers to be able to utilize the NECA form for administrative efficiency and consistency between the jurisdictional filings.

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of AT&T's Letter on the FCC Template upon the participants listed below in accordance with the requirements of 52 Pa. Code Section 1.54 (related to service by a participant) and 1.55 (related to service upon attorneys).

Dated at Fairfax, VA this 2nd of May 2012.

VIA E-MAIL AND FIRST CLASS MAIL

Norman J. Kennard, Esquire
Thomas, Long, Niesen & Kennard
212 Locust Street, Suite 500
Harrisburg, PA 17108
(717) 255-7600
nkennard@thomaslonglaw.com

Barrett S. Sheridan, Esquire
Office of Consumer Advocate
555 Walnut Street, 5th Floor
Harrisburg, PA 17101-1923
(717) 783-5048
bsheridan@paoca.org

Suzan D. Paiva
Verizon
1717 Arch Street
Philadelphia PA 19103
(215) 466-4755
Suzan.D.Paiva@Verizon.com

Zsuzanna Benedek, Esquire
CenturyLink
240 North Third Street, Suite 300
Harrisburg, PA 17101
(717) 245-6346
sue.e.benedek@embarq.com

Bradford M. Stern, Esquire
Martin C. Rothfelder, Esquire
Rothfelder Stern, L.L.C.
625 Central Avenue
Westfield, NJ 07090
(908) 301-1211
bmstern@rothfelderstern.com

Steven C. Gray, Esquire
Office of Small Business Advocate
300 North 2nd St, Suite 1102
Harrisburg, PA 17101
(717) 783-2525
sgray@state.pa.us

Christopher M. Arfaa, Esquire
Christopher M. Arfaa, P.C.
150 N. Radnor Chester Road, Suite F-200
Radnor, PA 19087-5245
(610) 977-2001
carfaa@arfaalaw.com

Michael Gruin
Stevens & Lee
17 North Second St, 16th Floor
Harrisburg, PA 17101
(717) 234-1090
mag@stevenslee.com

Pamela C. Polacek, Esq.
McNees Wallace & Nurick LLC
100 Pine Street
Harrisburg PA 17108-1166
(717) 232-8000
PPOLACEK@MWN.COM

John Dodge
Davis, Wright, Tremaine, LLP
1919 Pennsylvania Ave, NW
Suite 200
Washington, DC 20006
(202) 973-4205
JohnDodge@dwt.com

Allison C. Kaster
PA Public Utility Commission
Office of Trial Staff
PO Box 3265
Harrisburg, PA 17105
akaster@state.pa.us


Michelle Painter
Michelle Painter

Terminating Intrastate Carrier Charge (CC)/Common Carrier Line (CCL) Calculation Worksheet

	(A)	(B)	(C) = (A) x (B)
	12/29/2011		
	Current charge	Fiscal Year (FY) 2011	FY 2011 Annual
		<u>Total Annual Access</u>	Intrastate
	<u>(per line per month)</u>	<u>lines*</u>	<u>Carrier Charge Revenue</u>
FY 2011 Carrier Charge Revenue			\$0

Total FY 2011 End Office Access MOUs
 Percentage Originating & Terminating EO Access MOUs
 Corresponding Originating & Terminating Carrier Charge Revenues
 12/29/11 Per-Minute Carrier Charge Rate

Originating End Office (EO) Access MOUs	Terminating End Office (EO) Access MOUs	<u>Total</u>
<input type="text"/>	<input type="text"/>	<input type="text"/>

July 1, 2012 Carrier Charge Reductions

Per -Minute Carrier Charge Rates
 Annual Carrier Charge Revenue Reduction

<u>Originating</u>	<u>Terminating**</u>
<input type="text"/>	<input type="text"/>

* FY2011 total access lines equals the sum of the 12 actual monthly line counts for the months October, 2010 through September, 2011.
 The Commission or another party may request that companies provide the 12 monthly line counts used to derive the FY2011 total.

**Note: The Intrastate Carrier Charge/Common Carrier Line charge is tariffed on a per-line/per month basis, but levied on proportional to T & O, local switching minutes.
 The Interstate CCL rate is tariffed and levied on a per MOU basis, also on both originating and termination local switching minutes.
 In order to comply with the FCC Order, (51,709)(b)(2)(i) the intrastate demand must be (bifurcated to isolate originating from terminating) and denominated in MOUs.