

ORIGINAL

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February 1, 2005

VIA UPS OVERNIGHT

James S. McNulty, Secretary
Pennsylvania Public Utility Commission
400 North Street
Commonwealth, Keystone Building
Harrisburg, PA 17105-3265

FEB 01 2005

**Re: Investigation Regarding Intrastate Access
Charges and IntraLATA Toll Rates of
Rural Carriers, and the Pennsylvania
Universal Service Fund -
Docket No. I-00040105**

Dear Mr. McNulty:

This office represents Omnipoint Communications Inc. d/b/a T-Mobile, Omnipoint Communications Enterprises LLC d/b/a T-Mobile and VoiceStream Pittsburgh LP d/b/a T-Mobile (T-Mobile) in the above reference docket. Enclosed please find T-Mobile's Petition to Intervene and a Notice of Appearance by the undersigned. Copy of these enclosed documents is being provided to those on the service list for this Docket via First Class Mail.

Sincerely,



Bradford M. Stern

BMS/rma

cc: service list

**DOCUMENT
FOLDER**

76

**COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION**

Investigation Regarding Intrastate Access)
Charges and IntraLATA Toll Rates of Rural) Docket No. I-00040105
Carriers, and the Pennsylvania Universal)
Service Fund)

T-MOBILE PETITION TO INTERVENE

Omnipoint Communications Inc. d/b/a T-Mobile, Omnipoint Communications Enterprises LLC d/b/a T-Mobile and VoiceStream Pittsburgh LP d/b/a T-Mobile (collectively T-Mobile) petitions the Pennsylvania Public Utility Commission to intervene in this proceeding and in support thereof states the following:

1. T-Mobile provides cellular radio telecommunications service in Pennsylvania and other states via Personal Communications Service (PCS) licenses issued by the Federal Communications Commission (FCC). T-Mobile is a provider of "Commercial Mobile Services" as that term is defined at 47 U.S.C. §332 and 47 CFR §20.3 and is a "telecommunications carrier" as that term is defined at 47 U.S.C. §153.

2. This proceeding will look at a variety of issues involving the telecommunications industry and state universal service funding in the state. Issues designated "e" and "f" in the Order entered December 20, 2004 and which appeared in the January 1, 2005 Pennsylvania Bulletin directly involve the authority of this Commission to assess wireless carriers to fund universal service or reductions in ILEC access rates or both. T-Mobile and its customers have direct interests in whether or not such assessments should apply to them and whether they lawfully may

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FEB 11 2005

**DOCUMENT
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apply to them. T-Mobile and its customers all have interests in the other issues listed in that Order, including whether such a fund should continue, and if such a fund continues, what it should pay for or subsidize,

3. The issues in this docket and particularly the potential assessments of T-Mobile and its customers are a direct and substantial interest of T-Mobile and its customers.

4. The interests of T-Mobile and its customers are not represented by any other party.

5. Communications regarding their matter should be directed to:

Bradford M. Stern, Esq.
Martin C. Rothfelder, Esq.
Rothfelder Stern, L.L.C.
625 Central Avenue
Westfield, N.J. 07090
phone: (908)301-1211
Fax: (908)301-1212
e-mail address: bmstern@rothfelderstern.com; mcrothfelder@rothfelderstern.com

and

Michele Thomas, Esq.
T-Mobile
60 Wells Avenue
Newton, MA 02459
phone: (617) 630-3126
fax: (617) 630-3187
e-mail address: Michele.Thomas@t-mobile.com

WHEREFORE, T-Mobile requests that the PUC:

- A. Grant T-Mobile full intervenor and party status in these proceedings; and
- B. Grant such other relief as may be just and consistent with the forgoing.

Respectfully Submitted,

Omnipoint Communications Inc. d/b/a T-Mobile, Omnipoint communications Enterprises LLC d/b/a T-Mobile, VoiceStream Pittsburgh LP d/b/a T-Mobile

Date: February 1, 2005

By: 

Bradford M. Stern (Atty No. 57298)
Rothfelder Stern, L.L.C.
625 Central Avenue
Westfield, N.J. 07090
Phone: (908)301-1211
Fax: (908)301-1212

**COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION**

Investigation Regarding Intrastate Access)
Charges and IntraLATA Toll Rates of Rural) Docket No. I-00040105
Carriers, and the Pennsylvania Universal)
Service Fund)

**NOTICE OF APPEARANCE
Bradford M. Stern**

To: Secretary, Pennsylvania Public Utility Commission

PLEASE enter my appearance in the above captioned matter on behalf of Omnipoint Communications Inc. d/b/a T-Mobile, Omnipoint Communications Enterprises LLC d/b/a T-Mobile and VoiceStream Pittsburgh LP d/b/a T-Mobile, 60 Wells Avenue, Newton, MA 02459, contact: Michele Thomas, (617) 630-3126. I am authorized to accept service on behalf of said participant in this matter.

On the basis of this notice, I request a copy of each document hereafter issued by the Commission in this matter. A copy of this notice has been served on all parties listed on the service list, via First Class Mail on this date.

By: 
Bradford M. Stern (Atty No. 57298)
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625 Central Avenue
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Phone: (908) 301-1211
Fax: (908) 301-1212
E-mail: bmstern@rothfelderstern.com

Dated: February 1, 2005

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Kandace F. Melillo, Esq.
PO Box 3265
Harrisburg, PA 17105-3265

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Harrisburg, PA 17101

David E. Freet
Pennsylvania Telephone Association
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Thomas Thomas Armstrong & Niesen
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Buffalo Valley Telephone
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Ephrata, PA 17522

Mike Gately
Cesar Caballero Dir Access & Interconnect
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Little Rock, AR 72202

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Commonwealth Telephone Company
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Dallas, PA 18612-9774

Julie K Orcino, Sr.
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Reston, VA 20190

Armstrong Telephone Company North
1 Armstrong Place
Butler, PA 16001

Bentleyville Communications Company
608 Main Street
Bentleyville, PA 15314

Buffalo Valley Telephone Company
140 East Main Street, PO Box 458
Ephrata, PA 17522

Citizens Telephone Company of Kecksburg
Rt 982
PO Box 156
Mammoth, PA 15664-0156

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180 S. Clinton Avenue, 5th Floor
Rochester, NY 14646-0400

Conestoga Telephone & Telegraph Co.
202 E. First Street
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Denver & Ephrata Tel & Tel
130 E. Main Street
PO Box 458
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Deposit Telephone Company
57 Old Freight Yard
Northfield, CT 05663

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130 S. Clinton Avenue, 4th floor
Rochester, NY 14646

Frontier Communications of Canton Inc.
180 S. Clinton Avenue, 4th Floor
Rochester, NY 14646

Armstrong Telephone Company of PA
1 Armstrong Place
Butler, PA 16001

Frontier Communications of Lakewood Inc
180 S. Clinton Avenue, 4th floor
Rochester, NY 14646

Frontier Communications of Oswayo River
180 S. Clinton Avenue, 4th Floor
Rochester, NY 14646

Frontier Comm of Pennsylvania Inc.
180 S. Clinton Avenue, 4th floor
Rochester, NY 14646

Hancock Telephone Company
34 Read Street
PO Box 608
Hancock, NY 13783

Hickory Telephone Company
75 Main Street
Hickory, PA 15430-1118

Ironton Telephone Company
4242 Mauch Chunk Road
Coplay, PA 18037-9608

Lackawaxen Telecomm Services Inc.
Hotel Road
PO Box 8
Rowland, PA 18457-0008

Laurel Highland Telephone Company
PO Box 168
Shahlstown, PA 15687-0168

Marianna & Scenery Hill Telephone Co.
One Taconic Place
PO Box 373
Chatham, NY 12037

North Penn Telephone Company
34 Main Street
PO Box 349
Prattsburgh, NY 14873

North Pittsburgh Telephone Company
4008 Gibsonia Road
Gibsonia, PA 15044-9311

North-Eastern PA Telephone Company
720 Main Street
Forest City, PA 18421-0150

Palmerton Telephone Company
463 Delaware Avenue
PO Box 215
Palmerton, PA 18071

Pennsylvania Telephone Company
191 Middle Road
Jersey Shore, PA 17740

The Pymatuning Ind Telephone Company
5 Edgewood Drive
Greenville, PA 16125-8832

The South Canaan Telephone Company
Route 296
PO Box 160
South Canaan, PA 18459

TDS Telecom/Mahoney & Mahantango
PO Box 336 Rd 1
Herndon, PA 17830-0336

TDS Telecom/Sugar Valley Telephone
PO Box 37
32 East Street
Loganto, PA 17747

United Telephone Company of PA
6100 Sprint Parkway
Mail Stop KSOPHK0202-2D300
Overland Park, KS 66251

Venus Telephone Corporation
Box 75
County Line Road
Venus, PA 16364

West Side Telephone Company
1449 Fairmont Road
Morgantown, WV 26501

Yukon Waltz Telephone Company
Box 398
Yukon, PA 15698-0398

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February 1, 2005

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James J. McNulty, Secretary
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Harrisburg, PA 17105-3265

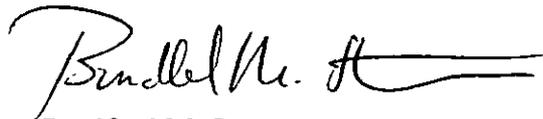
FEB 1 2005

**Re: Investigation Regarding Intrastate Access
Charges and IntraLATA Toll Rates of
Rural Carriers, and the Pennsylvania
Universal Service Fund -
Docket No. I-00040105**

Dear Mr. McNulty:

This office represents Nextel Communications, Inc. (Nextel) in the above reference docket. Enclosed please find Nextel's Petition to Intervene and a Notice of Appearance by the undersigned. Copy of these enclosed documents is being provided to those on the service list for this Docket via First Class Mail.

Sincerely,


Bradford M. Stern

BMS/rma
cc: service list

DOCUMENT
FOLDER

77

**COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION**

Investigation Regarding Intrastate Access)
Charges and IntraLATA Toll Rates of Rural) Docket No. I-00040105
Carriers, and the Pennsylvania Universal)
Service Fund)

NEXTEL PETITION TO INTERVENE

Nextel Communications, Inc. (Nextel) petitions the Pennsylvania Public Utility Commission to intervene in this proceeding and in support thereof states the following:

1. Nextel, through its affiliates, provides cellular radio telecommunications service in Pennsylvania and other states via Specialized Mobile Radio (SMR) licenses issued by the Federal Communications Commission (FCC). Nextel is a provider of "Commercial Mobile Services" as that term is defined at 47 U.S.C. §332 and 47 CFR §20.3 and is a "telecommunications carrier" as that term is defined at 47 U.S.C. §153.

2. This proceeding will look at a variety of issues involving the telecommunications industry and state universal service funding in the state. Issues designated "e" and "f" in the Order entered December 20, 2004 and which appeared in the January 1, 2005 Pennsylvania Bulletin directly involve the authority of this Commission to assess wireless carriers to fund universal service or reductions in ILEC access rates or both. Nextel and its customers have direct interests in whether or not such assessments should apply to them and whether they lawfully may apply to them. Nextel and its customers all have interests in the other issues listed in that Order, including

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whether such a fund should continue, and if such a fund continues, what it should pay for or subsidize,

3. The issues in this docket and particularly the potential assessments of Nextel and its customers are a direct and substantial interest of Nextel and its customers.

4. The interests of Nextel and its customers are not represented by any other party.

5. Communications regarding their matter should be directed to:

Bradford M. Stern, Esq.
Martin C. Rothfelder, Esq.
Rothfelder Stern, L.L.C.
625 Central Avenue
Westfield, N.J. 07090
phone: (908)301-1211
Fax: (908)301-1212
e-mail address: bmstern@rothfelderstern.com; mrothfelder@rothfelderstern.com

and

Gary Horewitz
Nextel Communications, Inc.
2001 Edmund Halley Drive
Reston, VA 20191
Phone: (703) 433-4206
Fax: (703) 433-4142
e-mail: gary.horewitz@nextel.com

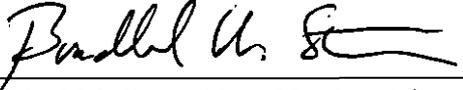
WHEREFORE, Nextel requests that the PUC:

- A. Grant Nextel full intervenor and party status in these proceedings; and
- B. Grant such other relief as may be just and consistent with the forgoing.

Respectfully Submitted,

Nextel Communications, Inc.

Date: February 1, 2005

By: 

Bradford M. Stern (Atty No. 57298)

Rothfelder Stern, L.L.C.

625 Central Avenue

Westfield, N.J. 07090

Phone: (908)301-1211

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**COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION**

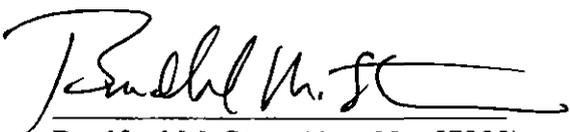
Investigation Regarding Intrastate Access)
Charges and IntraLATA Toll Rates of Rural) Docket No. I-00040105
Carriers, and the Pennsylvania Universal)
Service Fund)

**NOTICE OF APPEARANCE
Bradford M. Stern**

To: Secretary, Pennsylvania Public Utility Commission

PLEASE enter my appearance in the above captioned matter on behalf of Nextel Communications, Inc., 2001 Edmund Halley Drive, Reston, VA 20191, contact: Gary Horewitz, (703) 433-4206. I am authorized to accept service on behalf of said participant in this matter.

On the basis of this notice, I request a copy of each document hereafter issued by the Commission in this matter. A copy of this notice has been served on all parties listed on the service list, via First Class Mail on this date.

By: 
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Dated: February 1, 2005

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Harrisburg, PA 17108

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Ephrata, PA 17522

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Cesar Caballero Dir Access & Interconnect
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Michael P. Sharry, Sr.
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Dallas, PA 18612-9774

Julie K Orcino, Sr.
XO Pennsylvania Inc.
11111 Sunset Hills Road
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Bentleyville, PA 15314

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Citizens Telephone Company of Kecksburg
Rt 982
PO Box 156
Mammoth, PA 15664-0156

Citizens Telecomm Company of NY
180 S. Clinton Avenue, 5th Floor
Rochester, NY 14646-0400

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202 E. First Street
Birdsboro, PA 19508

Denver & Ephrata Tel & Tel
130 E. Main Street
PO Box 458
Ephrata, PA 17522-0458

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57 Old Freight Yard
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180 S. Clinton Avenue, 4th floor
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180 S. Clinton Avenue, 4th Floor
Rochester, NY 14646

Frontier Comm of Pennsylvania Inc.
180 S. Clinton Avenue, 4th floor
Rochester, NY 14646

Hancock Telephone Company
34 Read Street
PO Box 608
Hancock, NY 13783

Hickory Telephone Company
75 Main Street
Hickory, PA 15430-1118

Ironton Telephone Company
4242 Mauch Chunk Road
Coplay, PA 18037-9608

Lackawaxen Telecomm Services Inc.
Hotel Road
PO Box 8
Rowland, PA 18457-0008

Laurel Highland Telephone Company
PO Box 168
Shahlstown, PA 15687-0168

Marianna & Scenery Hill Telephone Co.
One Taconic Place
PO Box 373
Chatham, NY 12037

North Penn Telephone Company
34 Main Street
PO Box 349
Prattsburgh, NY 14873

North Pittsburgh Telephone Company
4008 Gibsonia Road
Gibsonia, PA 15044-9311

North-Eastern PA Telephone Company
720 Main Street
Forest City, PA 18421-0150

Palmerton Telephone Company
463 Delaware Avenue
PO Box 215
Palmerton, PA 18071

Pennsylvania Telephone Company
191 Middle Road
Jersey Shore, PA 17740

The Pymatuning Ind Telephone Company
5 Edgewood Drive
Greenville, PA 16125-8832

The South Canaan Telephone Company
Route 296
PO Box 160
South Canaan, PA 18459

TDS Telecom/Mahoney & Mahantango
PO Box 336 Rd 1
Hemdon, PA 17830-0336

TDS Telecom/Sugar Valley Telephone
PO Box 37
32 East Street
Loganto, PA 17747

United Telephone Company of PA
6100 Sprint Parkway
Mail Stop KSOPHK0202-2D300
Overland Park, KS 66251

Venus Telephone Corporation
Box 75
County Line Road
Venus, PA 16364

West Side Telephone Company
1449 Fairmont Road
Morgantown, WV 26501

Yukon Waltz Telephone Company
Box 398
Yukon, PA 15698-0398



OFFICE OF CONSUMER ADVOCATE

555 Walnut Street, 5th Floor, Forum Place
Harrisburg, Pennsylvania 17101-1923
(717) 783-5048
800-684-6560 (in PA only)

IRWINA. POPOWSKY
Consumer Advocate

FAX (717) 783-7152
consumer@paoca.org

ORIGINAL

February 2, 2005

RECEIVED
2005 FEB - 2 PH 3: 52
SECRETARY'S BUREAU

James J. McNulty, Secretary
PA Public Utility Commission
Commonwealth Keystone Bldg.
400 North Street
Harrisburg, PA 17120

Re: Investigation Regarding Intrastate Access
Charges and IntraLATA Toll Rates of Rural
Carriers, and the Pennsylvania Universal
Service Fund
Docket No. I-00040105

Dear Secretary McNulty:

Enclosed please find for filing an original and three (3) copies of the Office of Consumer Advocate's Notice of Intervention and Public Statement in the above-captioned proceeding.

Copies have been served upon all parties of record as shown on the attached Certificate of Service.

Sincerely,

Joel H. Cheskis
Assistant Consumer Advocate

Enclosures

cc: All parties of record
Hon. Susan Colwell, ALJ
*82824

DOCUMENT
FOLDER

43

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural :
Carriers, and the Pennsylvania Universal : Docket No. I-00040105
Service Fund :
:

2005 FEB -2 PH 3: 52
SECRETARY'S BUREAU

RECEIVED

NOTICE OF INTERVENTION

Pursuant to 52 Pa. Code Sections 5.71-74, the Office of Consumer Advocate hereby gives Notice of Intervention in the above-captioned proceeding. A copy of all correspondence and notices, documents, orders or other communications with respect to the above-captioned proceeding should be addressed to the following:

Philip F. McClelland
Senior Assistant Consumer Advocate
Joel H. Cheskis
Assistant Consumer Advocate

Office of Attorney General
Office of Consumer Advocate
555 Walnut Street 5th Floor, Forum Place
Harrisburg, PA 17101-1923

Respectfully submitted,



Joel H. Cheskis
Assistant Consumer Advocate

DOCKETED
FEB 22 2005

DATED: February 2, 2005
*82793

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FOLDER

PUBLIC STATEMENT OF THE CONSUMER ADVOCATE ISSUED IN ACCORDANCE WITH SECTION 904-(e) OF ACT OF APRIL 9, 1929 (P.L. 177, NO. 175), KNOWN AS "THE ADMINISTRATIVE CODE OF 1929", AS AMENDED BY ACT 161 OF 1976 (APPROVED JULY 9, 1976)

Act 161 of the Pennsylvania General Assembly, 71 P.S. § 309-2, as enacted July 9, 1976, authorizes the Consumer Advocate to represent the interests of consumers before the Pennsylvania Public Utility Commission (PUC or Commission). In accordance with Act 161, and for the following reasons, the Consumer Advocate determined to file a Notice of Intervention and participate in proceedings before the Commission involving the investigation into whether there should be further intrastate access charge reductions and intraLATA toll rate reductions in the service territories of rural incumbent local exchange carriers (ILEC).

In its December 20, 2004 Order, the Commission also seeks an examination of all rate issues and rate changes that should or would result in the event that disbursements from the Pennsylvania Universal Service Fund are reduced. Specifically, the Commission articulated six questions the Commission would like addressed during the proceeding regarding these issues.

The Consumer Advocate has intervened into this matter to protect the interest of the rural ILEC's customers. In particular, any revenue-neutral reduction in intrastate access charges must be considered in light of the \$18 limit on monthly residential local rate customer charges articulated in the settlement of the prior proceeding regarding rural ILEC intrastate access rates. This settlement specifically provides for all rural ILEC's to cap residential basic dial tone and flat rate usage bills at \$18.00 per month "for a minimum three (3) year period January 1, 2004 through December 31, 2006." Any amounts above \$18.00 must come from the Universal Service Fund. This limitation was subsequently codified in Section 3015(G) of the recently enacted Act 183 of 2004. Section 3015(G) states "the annual rate change limitations set

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forth in a local exchange telecommunications company's effective Commission-approved alternative form of regulation plan or any other Commission-approved rate change limitation shall remain applicable." Additional provisions of Act 183 must also be considered that will affect this proceeding. The Consumer Advocate will also raise the issue of what regulatory changes are appropriate given the pending consideration of this matter by the Federal Communications Commission on a national basis. It is further necessary to consider these issues given the changes in the long distance industry.

As such, the Consumer Advocate will fully participate in this investigation to assure that the rural ILEC's customers have adequate service at just and reasonable rates.

82747

CERTIFICATE OF SERVICE

Re: Investigation Regarding Intrastate Access Charges and IntraLATA Toll Rates of Rural Carriers, and the Pennsylvania Universal Service Fund
Docket No. I-00040105

I hereby certify that I have this day served a true copy of the foregoing document, Office of Consumer Advocate's Notice of Intervention and Public Statement, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 2nd day of February, 2005.

SERVICE BY INTER-OFFICE MAIL

Johnnie E. Simms, Esq.
Pa. PUC
Commonwealth Keystone Bldg.
400 North Street
Harrisburg, PA 17105

RECEIVED
2005 FEB - 2 PM 3: 52
SECRETARY'S BUREAU

SERVICE BY FIRST CLASS MAIL, POSTAGE PREPAID

William R. Lloyd Esq.,
Office of Small Business Advocate
300 North Second Street
Suite 1102 Commerce Bldg.
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Robert C. Barber, Esq.
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Oakton, VA 22185

D. Mark Thomas, Esq.
Patricia Armstrong, Esq.
Thomas Thomas Armstrong &
Niesen
212 Locust Street, Suite 500
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Harrisburg, PA 17108-9500

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1133 19th Street NW
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Pennsylvania Telephone Assoc.
30 North Third Street, Suite 300
P.O. Box 1169
Harrisburg, PA 17108-1169

John O. Dudley, Esq.
212 Locust Street
P.O. Box 12060
Harrisburg, PA 17108

Kenneth A. Schifman, Esq.
6450 Sprint Pakrway Disney A
Mailstop: KSOPHN0212
Overland Park, KS 66251-6105

Joseph H. Laffey Vice President
Regulatory
Buffalo Valley Telephone
P.O. Box 458
Ephrata, PA 17522

Mike Gately
Cesar Caballero
ALLTEL PA
One Allied Drive
Little Rock, AR 72202

Michael P. Sharry, Sr. Manager
Reg/Pub Affairs
Commonwealth Telephone Co.
100 CTE Drive
Dallas, PA 18612-9774

Julie K. Orcino
Sr. Regulatory Analyst
XO Pennsylvania Inc.
11111 Sunset Hills Rd.
Reston, VA 20190

Armstrong Telephone Company
1 Armstrong Place
Butler, PA 16001

Bentleyville Communications Co.
608 Main Street
Bentleyville, PA 15314

Buffalo Valley Telephone Co.
140 East Main Street
P.O. Box 458
Ephrata, PA 17522

Citizens Telephone Co.
of Kecksburg
Rt. 982
P.O. Box 156
Mammoth, PA 15664-0156

Citizens Telecomm Co.
of New York
180 S. Clinton Ave
Rochester, NY 146-0400

Conestoga Telephone &
Telegraph Company
202 E. First Street
Birdsboro, PA 19508

Denver & Ephrata Tel.
130 E. Main St.
P.O. Box 458
Ephrata, PA 17522-0458

Deposit Telephone Co.
57 Old Freight Yard
Northfield, CT 05663

Frontier Communications
180 S. Clinton Ave., 4th Fl.
Rochester, NY 14646

Hancock Telephone Co.
34 Read Street
P.O. Box 608
Hancock, NY 13783

Hickory Telephone Co.
75 Main Street
Hickory, PA 15430-1118

Ironton Telephone Co.
4242 Mauch Chunk Rd.
Coplay, PA 18037-9608

Lackawaxen Telecomm
Services Inc.
Hotel Rd.
P.O. Box 8
Rowland, PA 18457-0008

Laurel Highland Telephone Co.
P.O. Box 168
Stahlstown, PA 15687-0168

Marianna & Scenery Hill
Telephone Co.
One Taconic Place
P.O. Box 373
Chatham, NY 12037

North Penn Telephone Company
34 Main Street
P.O. Box 349
Prattsburgh, NY 14873

North Pittsburgh Telephone Co.
4008 Gibsonia Rd.
Gibsonia, PA 15044-9311

North-Eastern Pa. Telephone Co.
720 Main Street
Forest City, PA 18421-0150

Palmerton Telephone Co.
463 Delaware Ave.
P.O. Box 215
Palmerton, PA 18071

Pennsylvania Telephone Co.
191 Middle Road
Jersey Shore, PA 17740

The Pymatunig Ind. Telephone Co.
5 Edgewood Drive
Greenville, PA 16125-8832

The South Canaan Telephone Co.
Route 296
P.O. Box 160
South Canaan, PA 18459

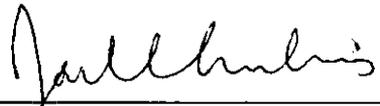
TDS Telecom/Mahoney &
Mahantango
P.O. Box 336 Rd. 1
Herndon, PA 17830-0336

United Telephone Company of
Pennsylvania
6100 Sprint Parkway
KSOPHK0202-2D300
Overland Park, KS 66251

Venus Telephone Corp.
Box 75 County Line Rd.
Venus, PA 16364

West Side Telephone Co.
1449 Fairmont Rd.
Morgantown, WV 26501

Yukon Waltz Telephone Co.
Box 398
Yukon, PA 15698-0398


Philip F. McClelland
Senior Assistant Consumer Advocate
Joel H. Cheskis
Assistant Consumer Advocate
Counsel for
Office of Consumer Advocate
555 Walnut Street 5th Floor, Forum Place
Harrisburg, PA 17101-1923
(717) 783-5048
*82775



ORIGINAL

OFFICE OF SMALL BUSINESS ADVOCATE

Suite 1102, Commerce Building
300 North Second Street
Harrisburg, Pennsylvania 17101

William R. Lloyd, Jr.
Small Business Advocate

February 3, 2005

(717) 783-2525
(717) 783-2831 (FAX)

HAND DELIVERED

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
P. O. Box 3265
Harrisburg, PA 17105-3265

**Re: Investigation Regarding Intrastate Access Charges and
IntraLATA Toll Rates of Rural Carriers, and the
Pennsylvania Universal Service Fund
Docket No. I-00040105**

RECEIVED
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SECRETARY'S BUREAU

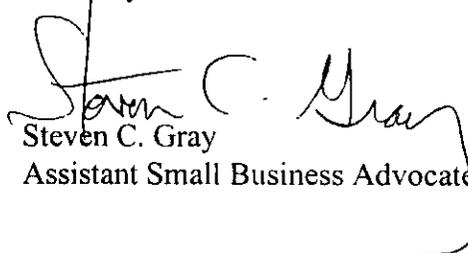
Dear Secretary McNulty:

I am delivering for filing today the original plus three copies of the:

1. Notice of Intervention of the Small Business Advocate in the above captioned matter; and
2. Public Statement of the Small Business Advocate relating to the filing of that Notice of Intervention.

Copies of each of the documents listed above are being served today on all known parties in this proceeding. A Certificate of Service to that effect is enclosed.

Sincerely,


Steven C. Gray
Assistant Small Business Advocate

Enclosures
cc: Parties of Record

DOCUMENT
FOLDER

53

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL

SECRETARIAT BUREAU

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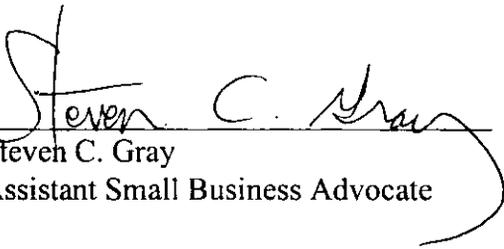
Investigation Regarding Intrastate Access :
Charges and IntraATA Toll Rates of Rural : Docket No. I-00040105
Carriers, and the Pennsylvania Universal :
Service Fund :

**Office of
Small Business Advocate
Notice of Intervention**

The Office of Small Business Advocate, an agency of the Commonwealth authorized by the Small Business Advocate Act (Act 181 of 1988, 73. P.S. §§399.41 - 399.50) to represent the interest of small business consumers as a party in proceedings before the Pennsylvania Public Utility Commission, files this Notice of Intervention in this proceeding pursuant to the provisions of 52 Pa. Code §5.71(a)(1).

Representing the Office of Small Business Advocate in this proceeding is:

Steven C. Gray, Esquire
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, Pennsylvania 17101
(717) 783-2525
(717) 783-2831 (fax)
sgray@state.pa.us


Steven C. Gray
Assistant Small Business Advocate

For:
William R. Lloyd, Jr.
Small Business Advocate

Date: February 3, 2005

DOCKETED
FEB 18 2005

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SECRETARY'S BUREAU

**PUBLIC STATEMENT OF
SMALL BUSINESS ADVOCATE
CONCERNING THE INTEREST
OF SMALL BUSINESS CONSUMERS
TO BE PROTECTED BY THE FILING OF A
NOTICE OF INTERVENTION
IN THE INVESTIGATION REGARDING INTRASTATE ACCESS
CHARGES AND INTRALATA TOLL RATES OF RURAL CARRIERS,
AND THE PENNSYLVANIA UNIVERSAL SERVICE FUND
AT DOCKET NO. I-00040105**

The Small Business Advocate is authorized and directed to represent the interest of small business consumers of utility services in Pennsylvania under the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§399.41 - 399.50 (the "Act"). The Act further provides that the Small Business Advocate is to issue publicly a written statement setting forth the specific interest of small business consumers to be protected by the intervention in any proceeding involving those interests before the Public Utility Commission ("PUC" or "Commission"). This public statement relates to the filing today by the Small Business Advocate of a Notice of Intervention in the Commission instituted Investigation Regarding Intrastate Access Charges and IntraLATA Toll Rates of Rural Carriers, and the Pennsylvania Universal Service Fund, at Docket No. I-00040105

The Office of Small Business Advocate ("OSBA") has intervened in this case to assure that the interests of the small business customers are adequately represented and protected. The OSBA will participate in this proceeding to the extent necessary to identify and advance any issues that are important to small business consumers who will be affected by this proceeding.

Date: February 3, 2005

DOCUMENT
FOLDER

DOCKETED
FEB 18 2005

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

SECRETARY'S BUREAU

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Investigation Regarding Intrastate Access :
Charges and IntraATA Toll Rates of Rural : Docket No. I-00040105
Carriers, and the Pennsylvania Universal :
Service Fund :

CERTIFICATE OF SERVICE

I certify that I am serving a copy of the Notice of Intervention and Public Statement on behalf of the Office of Small Business Advocate by first class mail upon the persons addressed below:

Hon. Susan D. Colwell
Administrative Law Judge
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
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(717) 787-0481 (fax)
scolwell@state.pa.us

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(717) 733-2364 (fax)

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(717) 238-5352 (fax)
pta@epix.net

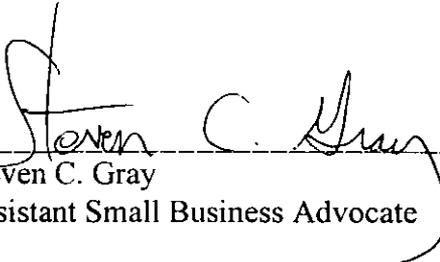
Julie K. Orcino
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Reston, VA 20190

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Mailstop: KSOPHN0212
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(913) 315-0760 (fax)

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michael.g.gately@alltel.com

Michael P. Sharry, Senior Manager
Commonwealth Telephone Company
100 CTE Drive
Dallas, PA 18612-9774
(570) 631-5366



Steven C. Gray
Assistant Small Business Advocate

Date: February 3, 2005



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

February 3, 2005

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

ORIGINAL

Re: Investigation Regarding Rate Issues Related to Disbursements from
Pennsylvania Universal Service Fund
Docket No. I-00040105

Dear Secretary McNulty:

Per the Prehearing Conference Order issued by Administrative Law Judge Susan D. Colwell, attached please find the original and three copies of the Notice of Appearance of the Office of Trial Staff in the above-captioned case. As requested, a copy has also been served on Judge Colwell.

Sincerely yours,

Johnnie E. Simms
Chief Prosecutor
Office of Trial Staff

Enclosure

DOCUMENT
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SECRETARY'S BUREAU

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RECEIVED

55

ORIGINAL

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Investigation Regarding Rate Issues : Docket No. I-00040105
Related to Disbursements from :
Pennsylvania Universal Service Fund :

NOTICE OF APPEARANCE

TO THE SECRETARY:

Please enter the appearance of the Office of Trial Staff of the
Pennsylvania Public Utility Commission in the above-captioned proceeding.

Prosecutor(s) for the Office of Trial Staff, in addition to the undersigned
will be:

ROBERT V. ECKENROD, ESQUIRE

All service on and communications to the Office of Trial Staff in this
proceeding should be addressed:

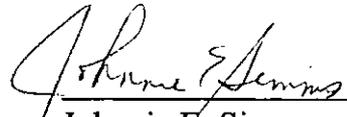
**Robert V. Eckenrod, Esquire
Pa. Public Utility Commission
Office of Trial Staff
P.O. Box 3265
Harrisburg, PA 17105-3265
roeckenrod@state.pa.us
(717) 787-1976**

**DOCUMENT
FOLDER**

SECRETARY'S BUREAU

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Johnnie E. Simms
Chief Prosecutor

Dated: February 3, 2004

DOCKETED
FEB 18 2005

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Investigation Regarding Rate Issues :
Related to Disbursements from : Docket No. I-00040105
Pennsylvania Universal Service Fund :

CERTIFICATE OF SERVICE

I hereby certify that I am serving the foregoing **Notice of Appearance**,
dated February 3, 2005 either personally, by first class mail, electronic mail, express mail
and/or by fax upon the persons listed below:

IRWIN A POPOWSKY ESQUIRE
OFFICE OF CONSUMER ADVOCATE
555 WALNUT STREET 5TH FLOOR FORUM PLACE
HARRISBURG PA 17101-1923

WILLIAM R LLOYD ESQUIRE
OFFICE OF SMALL BUSINESS ADVOCATE
300 NORTH SECOND STREET
SUITE 1102 COMMERCE BUILDING
HARRISBURG PA 17101

D MARK THOMAS ESQUIRE
PATRICIA ARMSTRONG ESQUIRE
R L MATZ ESQUIRE
THOMAS THOMAS ARMSTRONG & NIESEN
212 LOCUST STREET SUITE 500
PO BOX 9500
HARRISBURG PA 17108-9500

MICHELLE PAINTER ESQUIRE
CARL D GIESY ESQUIRE
1133 19TH STREET NW
WASHINGTON DC 20036

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FEB - 3 2005
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

ROBERT C BARBER ESQUIRE
3033 CHAIN BRIDGE ROAD -- ROOM 3D
OAKTON VA 22185

ZSUZSANNA E BENEDEK ESQUIRE
240 NORTH THIRD STREET SUITE 201
HARRISBURG PA 17101

THOMAS W SNYDER ESQUIRE
1801 CALIFORNIA STREET SUITE 4900
DENVER CO 80202

DAVID E FREET
PENNSYLVANIA TELEPHONE ASSOCIATION
30 NORTH THIRD STREET SUITE 300
PO BOX 1169
HARRISBURG PA 17108-1169

JOHN O DUDLEY ESQUIRE
212 LOCUST STREET
PO BOX 12060
HARRISBURG PA 17108

KENNETH A SCHIFMAN ESQUIRE
6450 SPRINT PARKWAY DISNEY A
MAILSTOP: KSOPHNO212
OVERLAND PARK KS 66251-6105

JOSEPH H LAFFEY VICE PRESIDENT REGULATORY
BUFFALO VALLEY TELEPHONE
PO BOX 458
EPHRATA PA 17522

MIKE GATELY STAFF MANAGER ALLTEL PA
CESAR CABALLERO DIR ACCESS & INTERCONNECTION
ALLTEL PENNSYLVANIA INC
ONE ALLIED DRIVE
LITTLE ROCK AR 72202

MICHAEL P SHARRY SENIOR MANAGER REG PUB AFFAIRS
COMMONWEALTH TELEPHONE COMPANY
100 CTE DRIVE
DALLAS PA 18612-9774

JULIE K ORCINO SENIOR REGULATORY ANALYST
XO PENNSYLVANIA INC
11111 SUNSET HILLS ROAD
RESTON VA 20190

ARMSTRONG TELEPHONE COMPANY NORTH
1 ARMSTRONG PLACE
BUTLER PA 16001

ARMSTRONG TELEPHONE COMPANY OF PENNSYLVANIA
1 ARMSTRONG PLACE
BUTLER PA 16001

BENTLEYVILLE COMMUNICATIONS COMPANY
608 MAIN STREET
BENTLEYVILLE PA 15314

BUFFALO VALLEY TELEPHONE COMPANY
140 EAST MAIN STREET
P0 BOX 458
EPHRATA PA 17522

CITIZENS TELEPHONE COMPANY OF KECKSBURG
RT 982
P0 BOX 156
MAMMOTH PA 15664-0156

CITIZENS TELECOMM COMPANY OF NEW YORK
180 S CLINTON AVENUE 5TH FLOOR
ROCHESTER NY 14646-0400

CONESTOGA TELEPHONE & TELEGRAPH COMPANY
202 E FIRST STREET
BIRDSBORO PA 19508

DENVER & EPHRATA TEL & TEL
130 E MAIN STREET
P0 BOX 458
EPHRATA PA 17522-0458

DEPOSIT TELEPHONE COMPANY
57 OLD FREIGHT YARD
NORTHFIELD CT 05663

FRONTIER COMMUNICATIONS OF BREEZEWOOD
130 S CLINTON AVENUE
4TH FLOOR
ROCHESTER NY 14646

FRONTIER COMMUNICATIONS OF CANTON INC
180 S CLINTON AVENUE
4TH FLOOR
ROCHESTER NY 14646

FRONTIER COMMUNICATIONS OF LAKEWOOD INC
180 5 CLINTON AVENUE
4TH FLOOR
ROCHESTER NY 14646

FRONTIER COMMUNICATIONS OF OSWAYO RIVER
180 S CLINTON AVENUE
4TH FLOOR
ROCHESTER NY 14646

FRONTIER COMMUNICATIONS OF PENNSYLVANIA INC
180 5 CLINTON AVENUE
4TH FLOOR
ROCHESTER NY 14646

HANCOCK TELEPHONE COMPANY
34 READ STREET
PO BOX 608
HANCOCK NY 13783

HICKORY TELEPHONE COMPANY
75 MAIN STREET
HICKORY PA 15430-1118

IRONTON TELEPHONE COMPANY
4242 MAUCH CHUNK ROAD
COPLAY PA 18037-9608

LACKAWAXEN TELECOMM SERVICES INC
HOTEL ROAD
PO BOX 8
ROWLAND PA 18457-0008

LAUREL HIGHLAND TELEPHONE COMPANY
PO BOX 168
STAHLSTOWN PA 15687-0168

MARIANNA & SCENERY HILL TELEPHONE COMPANY
ONE TACONIC PLACE
P0 BOX 373
CHATHAM NY 12037

NORTH PENN TELEPHONE COMPANY
34 MAIN STREET
P0 BOX 349
PRATTSBURGH NY 14873

NORTH PITTSBURGH TELEPHONE COMPANY
4008 GIBSONIA ROAD
GIBSONIA PA 15044-9311

NORTH-EASTERN PA TELEPHONE COMPANY
720 MAIN STREET
FOREST CITY PA 18421-0150

PALMERTON TELEPHONE COMPANY
463 DELAWARE AVENUE
P0 BOX 215
PALMERTON PA 18071

PENNSYLVANIA TELEPHONE COMPANY
191 MIDDLE ROAD
JERSEY SHORE PA 17740

THE PYMATUNING IND TELEPHONE COMPANY
5 EDGEWOOD DRIVE
GREENVILLE PA 16125-8832

THE SOUTH CANAAN TELEPHONE COMPANY
ROUTE 296
BOX 160
SOUTH CANAAN PA 18459

TDS TELECOM MAHONEY & MAHANTANGO
P0 BOX 336 RD 1
HERNDON PA 17830-0336

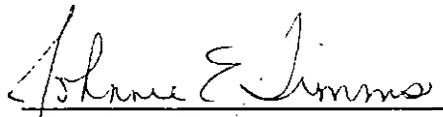
TDS TELECOM SUGAR VALLEY TELEPHONE
P0 BOX 37
32 EAST STREET
LOGANTON PA 17747

UNITED TELEPHONE COMPANY OF PENNSYLVANIA
6100 SPRINT PARKWAY
KSOPHKO2O2 - 2D300
OVERLAND PARK KS 66251

VENUS TELEPHONE CORPORATION
BOX 75 COUNTY LINE ROAD
VENUS PA 16364

WEST SIDE TELEPHONE COMPANY
1449 FAIRMONT ROAD
MORGANTOWN WV 26501

YUKON WALTZ TELEPHONE COMPANY
BOX 398
YUKON PA 15698-0398



Johnnie E. Simms
Chief Prosecutor

Dated: February 3, 2005
Docket No. I-00040105



Zsuzsanna E. Benedek
Attorney

240 North Third Street, Suite 201
Harrisburg, PA 17101
Voice 717 236 1385
Fax 717 236 1389
sue.e.benedek@mail.sprint.com

February 4, 2005

ORIGINAL

VIA HAND DELIVERY

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

Re: Investigation Regarding Intrastate Access Charges and
IntraLATA Toll Rates of Rural Carriers, and the Pennsylvania
Universal Service Fund – Docket No. I-00040105

Dear Secretary McNulty:

Per the January 13, 2005, Prehearing Conference Order of Presiding Judge Susan Colwell, enclosed please find an original and three (3) copies of a Notice of Appearance for The United Telephone Company of Pennsylvania *d/b/a* Sprint (hereinafter "Sprint"). I shall be representing Sprint in this proceeding.

Should you have any questions, please do not hesitate to contact me.

Sincerely

Sue Benedek

ZEB/jh

enclosures

cc: The Honorable Susan D. Colwell (*via hand delivery*)
All Parties on Certificate of Service (*via first-class mail*)

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2005 FEB -11 AM 11:35
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DOCUMENT
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31

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural : Docket No. I-00040105
Carriers, and the Pennsylvania Universal :
Service Fund :
:

NOTICE OF APPEARANCE

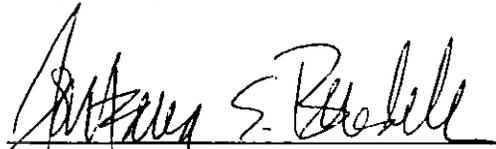
Please enter my appearance in the above-captioned matter on behalf of The United Telephone Company of Pennsylvania *d/b/a* Sprint (hereinafter "Sprint").

I am authorized to accept service on behalf of Sprint in this matter and will act as its counsel. On the basis of this notice, I request a copy of each document hereafter issued by or filed with the Commission.

DOCUMENT
FOLDER

DOCKETED
FEB 17 2005

Respectfully submitted,



Zsuzsanna E. Benedek, Esquire
The United Telephone Company of
Pennsylvania *d/b/a* Sprint
240 North Third Street, Suite 201
Harrisburg, PA 17101
Direct Phone: (717) 245-6346
Fax: (717) 236-1389
E-Mail: sue.e.benedek@mail.sprint.com

Dated: February 4, 2005

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2005 FEB -11 AM 11:35
SECRETARY'S BUREAU

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural : Docket No. I-00040105
Carriers, and the Pennsylvania Universal :
Service Fund :
:

CERTIFICATE OF SERVICE

I hereby certify that I have this 4th day of February, 2005, served a true copy of the foregoing Notice of Appearance was served upon the persons below, via first-class mail, in accordance with the requirements of 52 Pa. Code §1.54:

Irwin Popowsky, Esquire
Office of Consumer Advocate
555 Walnut Street, 5th Floor
Harrisburg, PA 17101

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Pennsylvania Public Utility Commission
Office of Trial Staff
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D. Mark Thomas, Esquire
Patricia Armstrong, Esquire
Regina Matz, Esquire
Thomas, Thomas, Armstrong and Niesen
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507
Ashburn, VA 20147

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SECRETARY'S BUREAU

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Bentleyville Communications Company
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Buffalo Valley Telephone Company
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New York
180 South Clinton Avenue, 5th Floor
Rochester, NY 14646-0400

Conestoga Telephone and Telegraph
Company
202 East First Street
Birdsboro, PA 19505

Denver and Ephrata Telephone and
Telegraph
130 East Main Street
PO Box 458
Ephrata, PA 17522-0458

Deposit Telephone Company
57 Old Freight Yard
Northfield, CT 05663

Frontier Communications of Breezewood
130 South Clinton Avenue, 4th Floor
Rochester, NY 14646

Frontier Communications of Canton
180 South Clinton Avenue, 4th Floor
Rochester, NY 14646

Frontier Communications of Lakewood,
Inc.
180 South Clinton Avenue, 4th Floor
Rochester, NY 14646

Frontier Communications of Oswayo
River
180 South Clinton Avenue, 4th Floor
Rochester, NY 14646

Frontier Communications of Pennsylvania
180 South Clinton Avenue, 4th Floor
Rochester, NY 14646

Hancock Telephone Company
34 Read Street
PO Box 608
Hancock, NY 13783

West Side Telephone Company
1449 Fairmont Road
Morgantown, WV 26501

Yukon Waltz Telephone Company
Box 398
Yukon, PA 15698-0398

Hickory Telephone Company
75 Main Street
Hickory, PA 15430-1118

Ironton Telephone Company
4242 Mauch Chunk Road
Coplay, PA 18037-9608

Lackawaxen Telecommunications
Services
Hotel Road
PO Box 8
Rowland, PA 18457-0008

Laurel Highland Telephone Company
PO Box 168
Stahlstown, PA 15687-0168

Marianna and Scenery Hill Telephone
Company
One Taconic Place
PO Box 373
Chatham, NY 12037

North Penn Telephone Company
34 Main Street
PO Box 349
Prattsburg, NY 14873

North Pittsburgh Telephone Company
4008 Gibsonia Road
Gibsonia, PA 15044-9311

North Eastern Pennsylvania Telephone
Company
720 Main Street
Forest City, PA 18421-0150

Palmerton Telephone Company
463 Delaware Avenue
PO Box 215
Palmerton, PA 18071

Pennsylvania Telephone Company
191 Middle Road
Jersey Shore, PA 17740

Pymatuning Independent Telephone
Company
5 Edgewood Drive
Greenville, PA 16125-8832

The South Canaan Telephone Company
Route 296
PO Box 160
South Canaan, PA 18459

TDS Telecom/Mahoney and Mahantango
PO Box 336
RD #1
Herndon, PA 17830-0336

TDS Telecom/Sugar Valley Telephone
PO Box 37
32 East Street
Loganton, PA 17747

Venus Telephone Corporation
Box 75
County Line Road
Venus, PA 16364

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Zsuzsanna E. Benedek". The signature is written in a cursive style and is positioned above a horizontal line.

Zsuzsanna E. Benedek, Esquire
The United Telephone Company
of Pennsylvania *d/b/a* Sprint
240 North Third Street, Suite 201
Harrisburg, PA 17101
Direct Phone: (717) 245-6346
Fax: (717) 236-1389
E-Mail: sue.e.benedek@mail.sprint.com

Thomas, Thomas, Armstrong & Niesen
Attorneys and Counsellors at Law

SUITE 500
212 LOCUST STREET
P. O. BOX 9500
HARRISBURG, PA 17108-9500

www.ttanlaw.com

FIRM (717) 255-7600

FAX (717) 236-8278

PATRICIA ARMSTRONG

Direct Dial: (717) 255-7627

E-Mail: parmstrong@ttanlaw.com

February 4, 2005

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
P.O. Box 3265
Harrisburg, PA 17105-3265

DOCUMENT
FOLDER

RECEIVED
2005 FEB -11 PM 3:29
SECRETARY'S BUREAU
CHARLES B. THOMAS
(1913-1998)

In re: Investigation Regarding Intrastate Access Charges and IntraLATA Toll Rates of Rural Carriers, and the Pennsylvania Universal Service Fund
Docket No. I-00040105

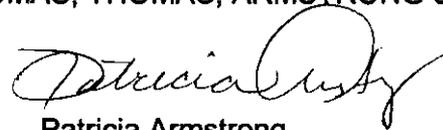
Dear Secretary McNulty:

Enclosed for filing on behalf of the Rural Telephone Company Coalition* is an original and three (3) copies of their Notice of Appearance in the above referenced proceeding. Copies of the Notice have been served in accordance with the attached Certificate of Service.

Very truly yours,

THOMAS, THOMAS, ARMSTRONG & NIESEN

By



Patricia Armstrong

Enclosure

cc: Certificate of Service

F:\CLIENTS\Utility\Rural Company Coalition\USF Access III\Letters\0502 Sec. McNulty.wpd

*ALLTEL Pennsylvania, Inc., Armstrong Telephone Company - Pennsylvania, Armstrong Telephone Company - North, The Bentleyville Telephone Company, Buffalo Valley Telephone Company, Citizens Telephone Company of Kecksburg, Conestoga Telephone and Telegraph Company, D&E Telephone Company, Deposit Telephone Company, Frontier Communications of Breezewood, Inc., Frontier Communications of Canton, Inc., Frontier Communications of Lakewood, Inc., Frontier Communications of Oswayo River, Inc., Frontier Communications of Pennsylvania, Inc., The Hancock Telephone Company, Hickory Telephone Company, Ironton Telephone Company, Lackawaxen Telephone Company, Laurel Highland Telephone Company, Mahanoy & Mahantango Telephone Co., Marianna & Scenery Hill Telephone Company, The North-Eastern Pennsylvania Telephone Company, North Penn Telephone Company, North Pittsburgh Telephone Company, Palmerton Telephone Company, Pennsylvania Telephone Company, Pymatuning Independent Telephone Company, South Canaan Telephone Company, Sugar Valley Telephone Company, Venus Telephone Corporation, West Side Telephone Company and Yukon-Waltz Telephone Company

83

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Investigation Regarding Intrastate Access : Docket No. I-00040105
Charges and IntraLATA Toll Rates of :
Rural Carriers, and the Pennsylvania :
Universal Service Fund :

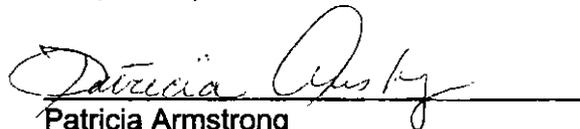
DOCKETED
MAR 09 2005

NOTICE OF APPEARANCE

Please enter the appearance of the undersigned as counsel for the Rural Telephone Company Coalition* in the above-captioned matter.

On the basis of this notice, we request a copy of each document hereafter issued by the Commission on this matter.

Respectfully submitted,



Patricia Armstrong
parmstrong@ttanlaw.com
D. Mark Thomas
dmthomas@ttanlaw.com
Regina L. Matz
rmatz@ttanlaw.com

Attorneys for Rural Telephone Company
Coalition

THOMAS, THOMAS, ARMSTRONG & NIESEN
212 Locust Street, Suite 500
Harrisburg, PA 17108-9500
(717) 255-7600

**DOCUMENT
FOLDER**

Dated: February 4, 2005

*ALLTEL Pennsylvania, Inc., Armstrong Telephone Company - Pennsylvania, Armstrong Telephone Company - North, The Bentleyville Telephone Company, Buffalo Valley Telephone Company, Citizens Telephone Company of Kecksburg, Conestoga Telephone and Telegraph Company, D&E Telephone Company, Deposit Telephone Company, Frontier Communications of Breezewood, Inc., Frontier Communications of Canton, Inc., Frontier Communications of Lakewood, Inc., Frontier Communications of Oswayo River, Inc., Frontier Communications of Pennsylvania, Inc., The Hancock Telephone Company, Hickory Telephone Company, Ironton Telephone Company, Lackawaxen Telephone Company, Laurel Highland Telephone Company, Mahanoy & Mahantango Telephone Co., Marianna & Scenery Hill Telephone Company, The North-Eastern Pennsylvania Telephone Company, North Penn Telephone Company, North Pittsburgh Telephone Company, Palmerton Telephone Company, Pennsylvania Telephone Company, Pymatuning Independent Telephone Company, South Canaan Telephone Company, Sugar Valley Telephone Company, Venus Telephone Corporation, West Side Telephone Company and Yukon-Waltz Telephone Company

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Investigation Regarding Intrastate Access : Docket No. I-00040105
Charges and IntraLATA Toll Rates of :
Rural Carriers, and the Pennsylvania :
Universal Service Fund :

CERTIFICATE OF SERVICE

I hereby certify that I have this 4th day of February, 2005, served a true and correct copy of a Notice of Appearance on behalf of the Rural Telephone Company Coalition upon the persons listed below by first class mail, postage prepaid:

Irwin A. Popowsky, Esquire
Office of Consumer Advocate
555 Walnut Street
Forum Place, 5th Floor
Harrisburg, PA 17101-1923

Michelle Painter, Esquire
Carl D. Gipsy, Esquire
1133 19th Street NW
Washington, DC 20036

Robert C. Barber, Esquire
3033 Chain Bridge Road - Room 3D
Oakton, VA 22185

Thomas W. Snyder, Esquire
1801 California Street
Suite 4900
Denver, CO 80202

Julia A. Conover
Suzan Detusk Paiva
Verizon
1717 Arch Street, 32N
Philadelphia, PA 19103

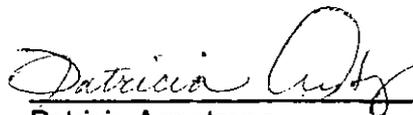
William R. Lloyd, Esquire
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101

Johnnie E. Simms, Esquire
Office of Trial Staff
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
P.O. Box 3265
Harrisburg, PA 17105-3265

Zsuzsanna E. Benedek, Esquire
240 North Third Street
Suite 201
Harrisburg, PA 17101

David E. Freet
Pennsylvania Telephone Association
30 North Third Street, Suite 300
PO Box 1169
Harrisburg, PA 17108-1169

Kenneth A Schiffman, Esquire
6450 Sprint Parkway Disney A
Mailstop: KSOPHN0212
Overland Park, KS 66251-6105


Patricia Armstrong

RECEIVED
2005 FEB -14 PM 3:29
SECRETARY'S BUREAU

ORIGINAL

Michelle Painter, Senior Attorney
Law and Public Policy
22001 Loudoun City Pkwy.
Ashburn, VA 20147
Telephone 703 886 5973



February 4, 2005

Via Overnight Delivery

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

FEB 09 2005

Re: Investigation Regarding Intrastate Access Charges and IntraLATA
Toll Rates of Rural Carriers, and the Pennsylvania Universal
Service Fund, Docket No. I-00040105

Dear Mr. McNulty:

Please find enclosed an original and three (3) copies of an Entry of Appearance on behalf of MCImetro Access Transmission Services, LLC in the above referenced case.

Please contact me if you have any questions or concerns with this filing.

Very truly yours,

Michelle Painter

Enclosure

cc: The Honorable Susan D. Colwell
Service List (as noted)

DOCUMENT
FOLDER

SERVICE LIST

I hereby certify that I have this day caused a true copy of MCI's Entry of Appearance to be served upon the parties of record in Docket No. I-00040105 in accordance with the requirements of 52 Pa. Code Sections 1.52 and 1.54 in the manner and upon the parties listed below.

Dated in Ashburn, VA on February 4, 2005

VIA FIRST CLASS MAIL

FEB 05 2005

Patricia Armstrong
Thomas Thomas Armstrong & Niesen
212 Locust St, Suite 500
Harrisburg, PA 17108
717-255-7619

Johnnie Simms
Pennsylvania Public Utility Commission
Office of Trial Staff – 2nd Floor
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120
Phone – 717-783-6155

William Lloyd
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101
Phone – 717-783-2525

Alan Kohler
Wolf Block Schorr and Solis-Cohen
212 Locust Street, Suite 300
Harrisburg, PA 17108
Phone – 717-237-7172

Robert C. Barber
AT&T
3033 Chain Bridge Road
Oakton, VA 22185
Phone – 703-691-6061

Irwin Popowsky
Office of Consumer Advocate
555 Walnut Street, 5th Floor
Harrisburg, PA 17101
Phone – 717-783-5048

David Freet
Pennsylvania Telephone Assn
30 North Third St, Suite 300
Harrisburg, PA 17108
717-238-8311

Richard Stubbs
Cavalier Telephone Mid-Atlantic, LLC
965 Thomas Drive
Warminster, PA 18974
(267)803-4002

Sue Benedek
Sprint/United
204 North Third St, Suite 201
Harrisburg, PA 17101
Phone – 717-236-1385


Michelle Painter

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of : Docket No. I-00040105
Rural Carriers, and the Pennsylvania :
Universal Service Fund :

ENTRY OF APPEARANCE

FEB 22 2005

Pursuant to the January 13, 2005 Prehearing Conference Order, MCImetro Access Transmission Services, LLC ("MCI") hereby files this Entry of Appearance in the above-captioned matter.

Please enter the appearance of Michelle Painter, Esquire on behalf of MCImetro Access Transmission Services, LLC in the above-captioned matter. Please note the updated contact information below.

Respectfully Submitted,

DOCKETED
FEB 22 2005

Michelle Painter

Michelle Painter, Esquire
MCI

22001 Loudoun County Parkway, C2-2-105
Ashburn, VA 20147

(703) 886-5973 -- phone

(703) 886-0633 -- fax

Michelle.Painter@mei.com

Dated: February 4, 2005

**DOCUMENT
FOLDER**

ORIGINAL

February 4, 2005

Law Offices

One Logan Square
18TH and Cherry Streets
Philadelphia, PA
19103-6996

215-988-2700
215-988-2757 fax
www.drinkerbiddle.com

NEW YORK
WASHINGTON
LOS ANGELES
SAN FRANCISCO
PRINCETON
FLORHAM PARK
BERWYN
WILMINGTON

Via Federal Express

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

DOCUMENT
FOLDER

FEB 04 2005

RE: Investigation Regarding Intrastate Access Charges and IntraLATA Toll Rates of Rural Carriers and the Pennsylvania Universal Service Fund Docket No. I-00040105

Dear Secretary McNulty:

Enclosed please find for filing in the referenced matter the original and four copies of the Petition to Intervene of Cingular Wireless LLC.

Thank you for your assistance. Please do not hesitate to contact me if you have any questions regarding this matter.

Very truly yours,


Christopher M. Arfaa

CMA/jbc

Enclosures

cc: Honorable Susan D. Colwell, Assigned Administrative Law Judge (via Federal Express)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

1 1 2 2 05

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural :
Carriers and the Pennsylvania Universal : I-00040105
Service Fund :

**PETITION TO INTERVENE OF
CINGULAR WIRELESS LLC**

Pursuant to 52 Pa. Code §§ 5.71, 5.72, and 5.73, Cingular Wireless LLC (“Cingular”) respectfully petitions to intervene in the Pennsylvania Public Utility Commission’s (“Commission”) proceedings at the above-captioned docket and in support thereof states as follows:

1. The name, address, and telephone number of Petitioner are as follows:

Cingular Wireless LLC
Attn: Mark J. Ashby
Senior Regulatory Counsel
5565 Glenridge Connector
Suite 1700
Atlanta, GA 30342
(404) 236-5568

DOCKETED
FEB 2 5 2005

2. The name, address, telephone number, and e-mail addresses of Cingular’s attorneys for this matter are as follows:

Christopher M. Arfaa, Esq.
Susan M. Roach, Esq.
Drinker Biddle & Reath LLP
One Logan Square
18th & Cherry Streets
Philadelphia, PA 19103
(215) 988-2700
christopher.arfaa@dbr.com
susan.roach@dbr.com

DOCKETED
FEB 2 5 2005

**DOCUMENT
FOLDER**

3. This matter is before the Commission as a result of an order entered on or about December 20, 2004 following the Commission's public meeting held December 16, 2004. *See Investigation Regarding Intrastate Access Charges and IntraLATA Toll Rates of Rural Carriers and the Pennsylvania Universal Service Fund*, 35 Pa. B. 88 (Jan. 1, 2005) ("December 20 Order"). In the December 20 Order, the Commission announced its intent to initiate a formal investigation to consider whether to reduce intrastate access charges and toll rates in the service territories of rural incumbent local exchange carriers (rural ILECs) in Pennsylvania, including consideration of "all rate issues and rate changes that should or would result" in the event of a reduction in disbursements from the Pennsylvania Universal Service Fund ("Fund").

4. According to the December 20 Order, the Commission intends to investigate, among other things, "if the Fund continues beyond December 31, 2006,":

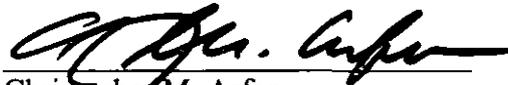
- (a) whether "wireless carriers [should] be included in the definition of contributors to the Fund";
- (b) if so, how the Commission will "know which carriers to assess";
- (c) whether the Commission will "need to require wireless carriers to register with the Commission";
- (d) what wireless carriers' contribution(s) to the Fund, if any, will be based on; and
- (e) whether wireless carriers "split their revenue bases by intrastate," and if not, whether the fact that they do not will "be a problem."

5. Cingular is a leading provider of commercial mobile radio service ("CMRS") in the Commonwealth of Pennsylvania pursuant to licenses issued by the Federal Communications Commission ("FCC"). As such, Cingular is not a public utility subject to regulation by the Commission.

6. As a CMRS carrier operating in Pennsylvania, Cingular has an interest in this proceeding that is substantial, direct, and immediate, and its interest cannot be adequately represented by any other party. Cingular therefore has standing to participate. *See William Penn Parking Garage, Inc. v. City of Pittsburgh*, 464 Pa. 168, 346 A.2d 269 (1975).

WHEREFORE, Cingular respectfully requests that it be permitted to intervene in this Commission proceeding as a party.

Respectfully submitted,



Christopher M. Arfaa
Susan M. Roach
Drinker Biddle & Reath LLP
One Logan Square
18th & Cherry Streets
Philadelphia, PA 19103
(215) 988-2700
christopher.arfaa@dbr.com
susan.roach@dbr.com

Counsel for Cingular Wireless LLC

DATED: February 4, 2005

ORIGINAL

February 4, 2005

FEB 04 2005

Law Offices

One Logan Square
18TH and Cherry Streets
Philadelphia, PA
19103-6996

215-988-2700
215-988-2757 fax
www.drinkerbiddle.com

NEW YORK
WASHINGTON
LOS ANGELES
SAN FRANCISCO
PRINCETON
FLORHAM PARK
BERWYN
WILMINGTON

Via Federal Express

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

RE: Investigation Regarding Intrastate Access Charges and IntraLATA Toll Rates of Rural Carriers and the Pennsylvania Universal Service Fund
Docket No. I-00040105

Dear Secretary McNulty:

Enclosed please find for filing in the referenced matter the original and four copies of the Petition to Intervene of Cellco Partnership d/b/a Verizon Wireless.

Thank you for your assistance. Please do not hesitate to contact me if you have any questions regarding this matter.

Very truly yours,


Christopher M. Arfaa

CMA/jbc
Enclosures

cc: Honorable Susan D. Colwell, Assigned Administrative Law Judge (via Federal Express)

DOCUMENT
FOLDER

Established
1849

FEB 28 2005

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural :
Carriers and the Pennsylvania Universal : I-00040105
Service Fund :

**PETITION TO INTERVENE OF
CELLCO PARTNERSHIP d/b/a VERIZON WIRELESS**

Pursuant to 52 Pa. Code §§ 5.71, 5.72, and 5.73, Cellco Partnership d/b/a Verizon Wireless (“Verizon Wireless”) respectfully petitions to intervene in the Pennsylvania Public Utility Commission’s (“Commission”) proceedings at the above-captioned docket and in support thereof states as follows:

1. The name, address, and telephone number of Petitioner are as follows:

Cellco Partnership d/b/a Verizon Wireless
Attn: Lolita D. Forbes, Esq.
Senior Attorney, Regulatory Matters
1300 I Street, N.W., Suite 400 West
Washington, DC 20005
(202) 589-3772

DOCKETED
FEB 28 2005

2. The name, address, telephone number, and e-mail addresses of Verizon

Wireless’s attorneys for this matter are as follows:

Christopher M. Arfaa, Esq.
Susan M. Roach, Esq.
Drinker Biddle & Reath LLP
One Logan Square
18th & Cherry Streets
Philadelphia, PA 19103
(215) 988-2700
christopher.arfaa@dbr.com
susan.roach@dbr.com

**DOCUMENT
FOLDER**

3. This matter is before the Commission as a result of an order entered on or about December 20, 2004 following the Commission's public meeting held December 16, 2004. *See Investigation Regarding Intrastate Access Charges and IntraLATA Toll Rates of Rural Carriers and the Pennsylvania Universal Service Fund*, 35 Pa. B. 88 (Jan. 1, 2005) ("December 20 Order"). In the December 20 Order, the Commission announced its intent to initiate a formal investigation to consider whether to reduce intrastate access charges and toll rates in the service territories of rural incumbent local exchange carriers (rural ILECs) in Pennsylvania, including consideration of "all rate issues and rate changes that should or would result" in the event of a reduction in disbursements from the Pennsylvania Universal Service Fund ("Fund").

4. According to the December 20 Order, the Commission intends to investigate, among other things, "if the Fund continues beyond December 31, 2006,":

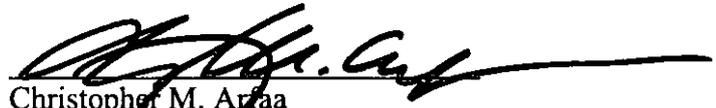
- (a) whether "wireless carriers [should] be included in the definition of contributors to the Fund";
- (b) if so, how the Commission will "know which carriers to assess";
- (c) whether the Commission will "need to require wireless carriers to register with the Commission";
- (d) what wireless carriers' contribution(s) to the Fund, if any, will be based on; and
- (e) whether wireless carriers "split their revenue bases by intrastate," and if not, whether the fact that they do not will "be a problem."

5. Verizon Wireless is a leading provider of commercial mobile radio service ("CMRS") in the Commonwealth of Pennsylvania pursuant to licenses issued by the Federal Communications Commission ("FCC"). As such, Verizon Wireless is not a public utility subject to regulation by the Commission.

6. As a CMRS carrier operating in Pennsylvania, Verizon Wireless has an interest in this proceeding that is substantial, direct, and immediate, and its interest cannot be adequately represented by any other party. Verizon Wireless therefore has standing to participate. See *William Penn Parking Garage, Inc. v. City of Pittsburgh*, 464 Pa. 168, 346 A.2d 269 (1975).

WHEREFORE, Verizon Wireless respectfully requests that it be permitted to intervene in this Commission proceeding as a party.

Respectfully submitted,



Christopher M. Arfaa
Susan M. Roach
Drinker Biddle & Reath LLP
One Logan Square
18th & Cherry Streets
Philadelphia, PA 19103
(215) 988-2700
christopher.arfaa@dbr.com
susan.roach@dbr.com

Counsel for Cellco Partnership d/b/a
Verizon Wireless

DATED: February 4, 2005

ORIGINAL

LAW OFFICES
RYAN, RUSSELL, OGDEN & SELTZER LLP

SUITE 101
800 NORTH THIRD STREET
HARRISBURG, PENNSYLVANIA 17102-2025

TELEPHONE: (717) 236-7714
FACSIMILE: (717) 236-7816
WWW.RYANRUSSELL.COM

WYOMISSING OFFICE
SUITE 330
1105 BERKSHIRE BOULEVARD
WYOMISSING, PENNSYLVANIA
19610-1222
TELEPHONE: (610) 372-4761
FACSIMILE: (610) 372-4177

February 4, 2005

VIA HAND DELIVERY

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17102

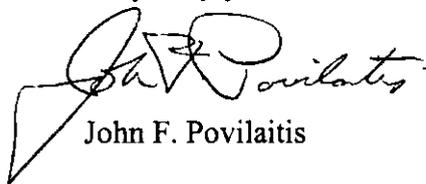
DOCUMENT
FOLDER

Re: Investigation Regarding Intrastate Access Charges and IntraLATA
Toll Rates of Rural Carriers and the Pennsylvania Universal
Service Fund, Docket No. I-00040105

Dear Secretary McNulty:

Enclosed please find an original and three (3) copies of Qwest
Communications Company's Petition to Intervene in the above-captioned proceeding.
Copies have been served in accordance with the attached Certificate of Service.

Very truly yours,


John F. Povilaitis

RECEIVED
2005 FEB -4 PM 4: 16
SECRETARY'S BUREAU

Enclosures
JFP/ck

c: Certificate of Service
The Honorable Susan D. Colwell

47

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural :
Carriers and the Pennsylvania Universal :
Service Fund :

Docket No. I-00040105

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2005 FEB -4 PM 4:16
SECRETARY'S BUREAU

DOCKETED
FEB 28 2005

PETITION TO INTERVENE

Qwest Communications Corporation ("Qwest"), pursuant to the Pennsylvania Public Utility Commission's ("Commission") regulations at 52 Pa. Code § 5.71 - § 5.75, submits this Petition to Intervene in the above-captioned proceeding. In support of this Petition, Qwest states the following:

1. Qwest is a certificated telecommunications carrier that pays rural incumbent local exchange carriers ("Rural ILECs") originating and terminating access charges. This investigation proceeding will address the future level of Rural ILEC's access charges as well as the toll rates and Pennsylvania Universal Service Fund issues, in which Qwest has a directly affected interest.

2. The Commission's order adopted December 16, 2004, opening this investigation docket identified a host of issues that could directly affect Qwest's interest, including but not limited to the implementation of new provisions of Chapter 30 of the Public Utility Code relating to access charges. As an IXC operating in Pennsylvania, Qwest has an interest in this proceeding which is not adequately represented by other participants.

WHEREFORE, Qwest Communications Corporation respectfully requests that the Administrative Law Judge grant its Petition to Intervene in this proceeding.

**DOCUMENT
FOLDER**

Dated: February 4, 2005

Respectfully submitted,



John F. Povilaitis
Matthew A. Totino
RYAN, RUSSELL, OGDEN & SELTZER LLP
800 North Third Street, Suite 101
Harrisburg, Pennsylvania 17102-2025
Phone: (717) 236-7714
Fax: (717) 236-7816
JPovilaitis@RyanRussell.com

Kristin L. Smith
Senior Attorney
Qwest Communications
1801 California Street, Suite 4900
Denver, CO 80202
Phone: (303) 383-6614
Fax: (303) 298-8197
Email: kristin.smith@qwest.com

Counsel for
Qwest Communications Corporation

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural :
Carriers and the Pennsylvania Universal :
Service Fund :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing documents in accordance with the requirements of 52 Pa. Code § 1.54 et seq. (relating to service by a participant).

VIA FIRST CLASS MAIL

Irwin A. Popowsky, Esquire
Office of Consumer Advocate
555 Walnut Street, 5th
Floor Forum Place
Harrisburg, PA 17101-1923

William R. Lloyd, Esquire
Office of Small Business Advocate
300 North Second Street
Suite 1102 Commerce Building
Harrisburg, PA 17101

D. Mark Thomas, Esquire
Patricia Armstrong, Esquire
Regina L. Matz, Esquire
Thomas Thomas Armstrong & Niesen
212 Locust Street, Suite 500
Harrisburg, PA 17108

Michelle Painter, Esquire
1133 19th Street N.W.
Washington, DC 20036

Johnnie E. Simms, Esquire
Pennsylvania Public Utility Commission
400 North Street
Commonwealth Keystone Building
Harrisburg, PA 17120

Robert C. Barber, Esquire
AT&T Communications
3033 Chain Bridge Road, Room 3D
Oakton, VA 22185

Zsuzsanna E. Benedek, Esquire
240 North Third Street, Suite 201
Harrisburg, PA 17101

Thomas W. Snyder, Esquire
1801 California Street, Suite 4900
Denver, CO 80202

David E. Freet
Pennsylvania Telephone Association
30 North Third Street, Suite 300
Harrisburg, PA 17108

John O. Dudley, Esquire
212 Locust Street
Harrisburg, PA 17108

Kenneth A. Schifman, Esquire
6450 Sprint Parkway Disney A
Mailstop: KSOPHN0212
Overland Park, KS 66251

Joseph H. Laffey
Vice President Regulatory
Buffalo Valley Telephone
P.O. Box 458
Ephrata, PA 17522

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SECRETARY'S BUREAU

Mike Gately
Staff Manager Alltel PA
Cesar Caballero
Director Access & Interconnection

AllTel Pennsylvania Inc.
One Allied Drive
Little Rock, AR 72202

Michael P. Sharry
Senior Manager
Regulatory/ Public Affairs
100 CTE Drive
Dallas, PA 18612-9774

Julie K. Orcino
Senior Regulatory Analyst
XO Pennsylvania Inc.
11111 Sunset Hills Road
Reston, VA 20190

Armstrong Telephone Company North
1 Armstrong Place
Butler, PA 16001

Bentleyville Communications Company
608 Main St.
Bentleyville, PA 15314

Buffalo Valley Telephone Company
140 East Main Street
Ephrata, PA 17522

Frontier Communications of Oswayo River
180 S. Clinton Avenue – 4th Floor
Rochester, NY 14646

Frontier Communications of Pennsylvania, Inc.
180 S. Clinton Avenue – 4th Floor
Rochester, NY 14646

Hancock Telephone Company
34 Read Street
P.O. Box 608
Hancock, NY 13783

Hickory Telephone Company
75 Main Street
Hickory, PA 15430-1118

Citizens Telephone Company of Kecksburg
Rt. 982
P.O. Box 156
Mammoth, PA 15664-0156

Citizens Telephone Company of
New York
180 S. Clinton Avenue 5th Floor
Rochester, NY 14646-0400

Conestoga Telephone & Telegraph Co.
202 E. First St.
Birdsboro, PA 19508

Denver & Ephrata Telephone & Telephone
130 East Main Street
Ephrata, PA 17533-0458

Deposit Telephone Company
57 Old Freight Yard
Northfield, CT. 05663

Frontier Communications of Breezewood
130 S. Clinton Avenue 4th Floor
Rochester, NY 14646

Frontier Communications of Canton Inc.
180 S. Clinton Avenue – 4th Fl.
Rochester, NY 14646

Frontier Communications of Lakewood, Inc.
180 S. Clinton Avenue – 4th Floor
Rochester, NY 14646

Ironton Telephone Company
4242 Mauch Chunk Road
Coplay, PA 18037-9608

Lackawaxen Telecom Services, Inc.
Hotel Road
P.O. Box 8
Rowaland, PA 18457-0008

Laurel Highland Telephone Company
P.O. Box 168
Stahlstown, PA 15687-0168

Marianna & Scenery Hill Telephone Company
One Taconic Place
P.O. Box 373
Chatham, NY 12037

North Penn Telephone Company
34 Main Street
P.O. Box 349
Prattsburgh, NY 14873

North Pittsburgh Telephone Company
4008 Gibsonia Road
Gibsonia, PA 15044-9311

North-Eastern PA Telephone Company
720 Main Street
Forest City, PA 18421-9311

Palmerton Telephone Company
463 Delaware Avenue
P.O. Box 215
Palmerton, PA 18071

Pennsylvania Telephone Co.
191 Middle Rd.
Jersey Shore, PA 17740

The Pymatuning Ind Telephone Co.
5 Edgewood Dr.
Greenville, PA 16125-8832

The South Canaan Telephone Co.
Route 296
P.O. Box 160
South Canaan, PA 18459

TDS Telecom/Mahoney & Mahantango
P.O. Box 336, RD 1
Herndon, PA 17830-0336

TDS Telecom/Sugar Valley Telephone
P.O. Box 37
32 East St.
Loganton, PA 17747

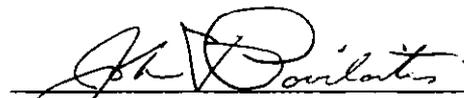
United Telephone Co. of PA
6100 Sprint Parkway
KSOPHK0202-2D300
Overland Park, KS 66251

Venus Telephone Corp.
Box 75
County Line Rd.
Venus, PA 16364

West Side Telephone Co.
1449 Fairmont Rd.
Morgantown, WV 26501

Yukon Waltz Telephone Co.
Box 398
Yukon, PA 15698-0398

Date: February 4, 2005



John F. Povilaitis
RYAN, RUSSELL, OGDEN & SELTZER LLP
800 North Third Street, Suite 101
Harrisburg, PA 17102-2025
Phone: (717) 236-7714
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Email: JPovilaitis@RyanRussell.com

Counsel for
Qwest Communications Corporation

ORIGINAL



Julia A. Conover
Vice President and General Counsel
Pennsylvania

1717 Arch Street, 32W
Philadelphia, PA 19103

Tel: (215) 963-6001
Fax: (215) 563-2658
Julia.A.Conover@Verizon.com

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February 4, 2005

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

VIA UPS Overnight Delivery

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
400 North Street
Commonwealth Keystone Building, 2nd Floor
Harrisburg, PA 17120

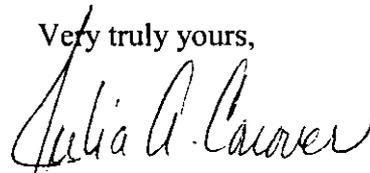
RE: Investigation Regarding Intrastate Access Charges and IntraLATA Toll
Rates of Rural Carriers, and the Pennsylvania Universal Service Fund
Docket No. I-00040105

Dear Mr. McNulty:

Enclosed please find the original and three copies of the Petition to Intervene and Entry of Appearance of Verizon Pennsylvania Inc. and Verizon North Inc. in the above-captioned matter.

If you have any questions, please feel free to contact me.

Very truly yours,


Julia A. Conover

JAC/ama

cc: ALJ Susan D. Colwell
Attached Certificate of Service

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FEB 04 2005

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural :
Carriers, and the Pennsylvania Universal : Docket No. I-00040105
Service Fund :

**PETITION TO INTERVENE AND ENTRY OF APPEARANCE
OF VERIZON PENNSYLVANIA INC. AND VERIZON NORTH INC.**

Pursuant to 52 Pa. Code §§ 5.71-5.74, Verizon Pennsylvania Inc. and Verizon North Inc. (collectively "Verizon") petition to intervene as parties in the above-captioned proceeding. Also, pursuant to paragraph 3 of the Prehearing Conference Order dated January 13, 2005, Verizon enters its appearance as described below.¹

1. The Commission instituted this investigation by order entered December 20, 2004 "to consider whether intrastate access charges and intraLATA toll rates in rural ILECs' territories should be decreased and to consider any and all rate issues and rate changes that should or would result in the event that disbursements from the Pennsylvania Universal Service Fund are reduced and/or eliminated."

2. Verizon is eligible to intervene in this proceeding under the criteria set forth in 52 Pa. Code § 5.72(a). Verizon has a direct and substantial interest in this proceeding and its participation in this proceeding would be in the public interest. Verizon was one of the parties to the original Universal Service Fund ("USF") Settlement adopted by the Commission in the *Global Order*, and has been a party to the various Commission proceedings through which the USF was originally established and then extended. These proceedings are described on page 4 of the Commission's Order initiating this

¹ Verizon Wireless will be petitioning to intervene and entering its appearance by separate counsel.

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investigation. As the largest contributor to the USF under its present configuration, Verizon has a direct interest in the matters included in this investigation and may be bound by any Commission action eliminating, altering or extending the USF, as referred to on page 5 of the Order initiating this investigation.

3. Verizon will be represented by the following counsel in this proceeding, whose names should be included on any service list or e-mail distribution:

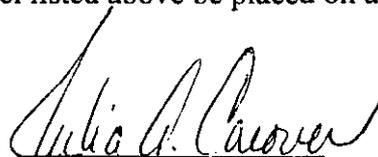
Julia A. Conover
Suzan DeBusk Paiva
Verizon
1717 Arch Street, 32nd Floor
Philadelphia, PA 19103
Phone (215) 963-6001 or 6068
Fax (215) 563-2658
E-mail: Julia.a.conover@verizon.com
Suzan.d.paiva@verizon.com

4. Verizon's participation in this proceeding will ensure that its interests are protected.

5. Verizon's interests cannot be adequately represented by any other party in this proceeding.

WHEREFORE, Verizon respectfully requests that it be permitted to intervene as a party in this investigation and that its counsel listed above be placed on any service lists relating to this matter.

Date: February 4, 2005



Julia A. Conover
Suzan DeBusk Paiva
Verizon
1717 Arch Street, 32nd Floor
Philadelphia, PA 19103
(215) 963-6068

Attorneys for Verizon Pennsylvania Inc.
and Verizon North Inc.

CERTIFICATE OF SERVICE

I, Julia A. Conover, hereby certify that I have this day served a copy of Verizon Pennsylvania Inc.'s and Verizon North Inc.'s Petition to Intervene and Entry of Appearance, to 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 Philadelphia, Pennsylvania, this 4th day of February, 2005.

VIA E-MAIL AND UPS OVERNIGHT DELIVERY

Patricia Armstrong, Esquire
Thomas, Thomas, Armstrong
& Niesen
212 Locust Street, Suite 500
Harrisburg, PA 17108

Michelle Painter, Esquire
MCI WorldCom, Inc.
1133 19th Street, NW
Washington, DC 20036

Robert C. Barber, Esquire
AT&T Communications of PA
3033 Chain Bridge Road
Oakton, VA 22185

Johnnie Simms, Esquire
Office of Trial Staff
Pennsylvania Public Utility Commission
400 North Street
Commonwealth Keystone, 2nd Floor
Harrisburg, PA 17120

Philip F. McClelland, Esquire
Office of Consumer Advocate
555 Walnut Street, 5th Floor
Harrisburg, PA 17101-1923

Zsuzanna Benedek, Esquire
Sprint Communications Company LP
240 North Third Street, Suite 201
Harrisburg, PA 17101

Carol Pennington
Office of Small Business Advocate
300 North 2nd St, Suite 1102
Harrisburg, PA 17101

Christopher Arfaa
Drinker, Biddle, Reath
One Logan Square
18th & Cherry Streets
Philadelphia, PA 19103

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FEB 04 2005

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU



Julia A. Conover
Verizon Pennsylvania Inc.
Verizon North Inc.
1717 Arch Street, 32NW
Philadelphia, PA 19103
(215) 963-6001

ORIGINAL

WolfBlock

212 Locust Street, Suite 300, Harrisburg, Pennsylvania 17101
Tel: (717) 237-7160 □ Fax: (717) 237-7161 □ www.WolfBlock.com

Alan C. Kohler
Direct Dial: (717) 237-7172
Direct Fax: (717) 237-2752
E-mail: akohler@wolfblock.com

February 7, 2005

James McNulty
Secretary
PA Public Utility Commission
Commonwealth Keystone Bldg., 2nd
Floor, 400 North Street P.O. Box 3265
Harrisburg, PA 17105-3265

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Re: Investigation ReInvestigation Regarding Intrastate Access Charges and IntraLATA Toll Rates of Rural Carriers, and the Pennsylvania Universal Service Fund
Docket No. I-00040105

Dear Secretary McNulty:

On behalf of AT&T Communications of Pennsylvania, LLC, enclosed for filing please find an original and three copies of its Petition to Intervene with regard to the above referenced matter.

Respectfully submitted,

Alan C. Kohler
For WOLF, BLOCK, SCHORR and SOLIS-COHEN LLP

ACK/cll
Enclosure

cc: Parties on Certificate of Service (w/enc.)

HAR:56981.1/999999-999999

112

CERTIFICATE OF SERVICE

I hereby certify that I have this 7th day caused a true copy of AT&T

Communications of Pennsylvania, LLC's to be served via first class mail upon the following

persons:

Patricia Armstrong
Thomas Thomas Armstrong & Niesen
212 Locust Street, Suite 500
Harrisburg, PA 17108

Johnnie Simms
Pennsylvania Public Utility Commission
Office of Trial Staff - 2nd Floor
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

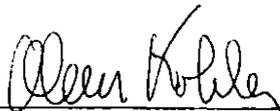
William Lloyd
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101

Irwin Popowsky
Office of Consumer Advocate
555 Walnut Street, 5th Floor
Harrisburg, PA 17101

Norman Kennard
Hawke McKeon Sniscak & Kennard LLP
Harrisburg Energy Center
100 North Tenth Street
P. O. Box 1778
Harrisburg, PA 17108

Richard Stubbs
Cavalier Telephone Mid-Atlantic, LLC
965 Thomas Drive
Warminster, PA 18974

Sue Benedek
Sprint/United
204 North Third Street, Suite 201
Harrisburg, PA 17101



Alan C. Kohler

Date: February 7, 2005

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SECRETARY'S BUREAU

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Investigation Regarding Intrastate Access
Charges and IntraLATA Toll Rates of Rural
Carriers, and the Pennsylvania Universal
Service Fund

Docket No. I-00040105

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AT&T COMMUNICATIONS OF PENNSYLVANIA, LLC'S
PETITION TO INTERVENE

AT&T Communications of Pennsylvania, LLC ("AT&T") submits this Petition, pursuant to 52 Pa. Code § 5.73, requesting the Commission to grant AT&T full party status as an intervenor in the above-captioned matter. In specific support of its Petition, AT&T states as follows:

1. On December 20, 2004, the Commission entered an Order initiating this docket to consider whether intrastate access charges and intraLATA toll rates in rural ILEC service territories should be decreased and whether modification or elimination of the Pennsylvania Universal Service Fund is appropriate.

2. Under 52 Pa. Code § 5.72(a)(2), a person is eligible to intervene if the person has "an interest which may be directly affected and which is not represented by existing participants, and as to which the petitioners may be bound by the action of the Commission in the proceeding."

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3. AT&T meets these criteria. First, AT&T has a direct and substantial interest in this proceeding. As an interchange carrier which provides toll service in the rural carrier service territories, AT&T is an access customer of the rural companies and pays substantial amounts to those rural carriers to originate and terminate long distance calls within their service territories. AT&T has a direct and substantial interest in ensuring these access rates are set at reasonable levels. In addition, AT&T competes against the rural companies in providing intraLATA toll

services in the rural company service territories and has a direct and substantial interest in their retail rate levels. Finally, AT&T is a large contributor to the Pennsylvania Universal Service Fund and has a substantial and direct interest in any modification to or elimination of that program.

4. Second, no existing participant can represent AT&T's interests, the only existing participants in this proceeding are incumbent local exchange carriers ("ILECs"), wireless carriers and public advocates which obviously have a far different interest in this proceeding. AT&T's interests are unique and cannot be represented by another party.

5. As company regulated by the Commission, AT&T is bound by the action of the Commission in this proceeding.

6. AT&T meets the criteria for intervention under Commission regulations and its Petition should be granted.

7. AT&T will be represented by the following counsel in this matter who should be served with all documents.

Daniel Clearfield
dclearfield@wolfblock.com
Alan C. Kohler
akohler@wolfblock.com
Wolf Block Schorr and Solis-Cohen LLP
212 Locust Street, Suite 300
Harrisburg, PA 17101
717-237-7172

Mark Keffer
mkeffer@att.com
Robert C. Barber
rbarber@att.com
AT&T Communications of Pennsylvania LLC
3033 Chain Bridge Road, Rm-3D
Oakton, VA 22185
703-691-6061

WHEREFORE, for all of the foregoing reasons, the Commission should grant AT&T's Petition and provide AT&T with full party status in this proceeding.

Respectfully submitted,



Daniel Clearfield
Alan C. Kohler
Wolf Block Schorr and Solis-Cohen LLP
212 Locust Street, Suite 300
Harrisburg, PA 17101
(717) 237-7172

Mark Keffer
Robert C. Barber
AT&T Communications of Pennsylvania LLC
3033 Chain Bridge Road, Rm-3D
Oakton, VA 22185

Date: February 7, 2005



Zsuzsanna E. Benedek
Attorney

240 North Third Street, Suite 201
Harrisburg, PA 17101
Voice 717 236 1385
Fax 717 236 1389
sue.e.benedek@mail.sprint.com

February 9, 2005

ORIGINAL

SECRETARY'S BUREAU

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VIA HAND DELIVERY

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

**Re: Investigation Regarding Intrastate Access Charges and
IntraLATA Toll Rates of Rural Carriers, and the Pennsylvania
Universal Service Fund – Docket No. I-00040105**

Dear Secretary McNulty:

Attached please find an original and three (3) copies of the Motion for Admission *Pro Hac Vice* and Notice of Appearance of Jennifer A. Duane on behalf of The United Telephone Company of Pennsylvania *d/b/a* Sprint (hereinafter "Sprint") in the above-referenced matter. Service upon Sprint of documents and pleadings should include both Ms. Duane and me. Ms. Duane's contact information is as follows:

Jennifer A. Duane, Esquire
Sprint Communications Company, L.P.
401 9th Street, NW
Suite 400
Washington, DC 20004
Phone: (202)585-1937
Facsimile: (202) 585-1894
E-Mail: Jennifer.A.Duane@mail.sprint.com

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FOLDER

RJP

53

Should you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Sue Benedek", written in a cursive style.

Sue Benedek

ZEB/jh
enclosures

cc: The Honorable Susan D. Colwell (*via hand delivery*)
All Parties on Certificate of Service (*via first-class mail*)
Jennifer A. Duane (*via first-class mail*)

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural : Docket No. I-00040105
Carriers, and the Pennsylvania Universal :
Service Fund :
:

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**MOTION FOR ADMISSION PRO HAC VICE
OF JENNIFER A. DUANE**

Pursuant to 52 Pa. Code §1.22(b) and PA.B.A.R. 301, Zsuzsanna E. Benedek, a member of the bar of the Commonwealth of Pennsylvania, respectfully moves for the admission of the following individual to appear as an attorney on behalf of The United Telephone Company of Pennsylvania *d/b/a* Sprint ("Sprint") in the above-referenced proceeding.

Jennifer A. Duane, Esquire
Sprint
401 9th Street, NW, Suite 400
Washington, DC 20004

e-mail: jennifer.a.duane@mail.sprint.com
Phone: 202-585-1937
Fax: 202-585-1894

DOCKETED
MAY 13 2005

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In support of this motion, the movant states:

1. I am an active member of the Pennsylvania Bar (Attorney No. 60451) and an in-house counsel, representing Sprint in various Pennsylvania legal and regulatory matters.
2. Jennifer A. Duane is a member in good standing of the bars of Maryland and The District of Columbia, admitted to practice in 1989 and 1990, respectively.

3. Ms. Duane has been actively involved in numerous regulatory proceedings on behalf of Sprint's sister affiliates operating in other jurisdictions.

WHEREFORE, I move that Jennifer A. Duane be admitted to practice *pro hac vice* on behalf of Sprint in the above-captioned proceeding.

Respectfully submitted,



Zsuzsanna E. Benedek, Esquire
Attorney for
The United Telephone Company of Pennsylvania
d/b/a Sprint
240 North Third Street, Suite 201
Harrisburg, PA 17101
Direct Phone: 717-245-6346
Fax: 717-236-1389
e-mail: sue.e.benedek@mail.sprint.com

Date: February 9, 2005

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural : Docket No. I-00040105
Carriers, and the Pennsylvania Universal :
Service Fund :
:

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FEB 09 2005

NOTICE OF APPEARANCE

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Please enter my appearance in the above-captioned matter on behalf of The United Telephone Company of Pennsylvania *d/b/a* Sprint (hereinafter "Sprint").

I am authorized to accept service on behalf of Sprint in this matter and will act as its counsel. On the basis of this notice, I request a copy of each document hereafter issued by or filed with the Commission.

**DOCUMENT
FOLDER**

DOCKETED
MAY 13 2005

Respectfully submitted,



Jennifer A. Duane, Esquire
Sprint

401 9th Street, NW, Suite 400
Washington, DC 20004
Direct Phone: (202) 585-1937
Fax: (202) 585-1894
E-Mail: jennifer.a.duane@mail.sprint.com

Dated: February 9, 2005

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural : Docket No. I-00040105
Carriers, and the Pennsylvania Universal :
Service Fund :
:

CERTIFICATE OF SERVICE

I hereby certify that I have this 9th day of February, 2005, served a true copy of the foregoing Pro Hac Vice and Notice of Appearance was served upon the persons below, via first-class mail, in accordance with the requirements of 52 Pa. Code §1.54:

Philip F. McClelland, Esquire
Joel H. Cheskis, Esquire
Office of Consumer Advocate
555 Walnut Street, 5th Floor
Harrisburg, PA 17101

Robert V. Eckenrod, Esquire
Pennsylvania Public Utility Commission
Office of Trial Staff
400 North Street, 2nd Floor
Harrisburg, PA 17120

Steven C. Gray, Esquire
Office of Small Business Advocate
300 North Second Street
Commerce Building, Suite 1102
Harrisburg, PA 17101

Bradford M. Stern, Esquire
Martin C. Rothfelder, Esquire
Rothfelder, Stern, LLC
625 Central Avenue
Westfield, NJ 07090

D. Mark Thomas, Esquire
Patricia Armstrong, Esquire
Thomas, Thomas, Armstrong and Niesen
212 Locust Street, Suite 500
Harrisburg, PA 17108

Daniel Clearfield, Esquire
Alan Kohler, Esquire
Wolf, Block, Schorr and Solis-Cohen, LLP
212 Locust Street, Suite 300
Harrisburg, PA 17101

Michelle Painter, Esquire
MCI
22001 Loudoun County Parkway,
C2-2-105
Ashburn, VA 20147

Julia A. Conover, Esquire
Suzan DeBusk Paiva, Esquire
Verizon Pennsylvania Inc.
1717 Arch Street, 32nd Floor
Philadelphia, PA 19103

SECRETARY'S BUREAU

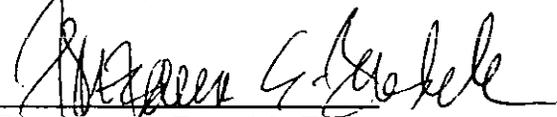
2005 FEB -9 PM 2:10

RECEIVED

Christopher M. Arfaa, Esquire
Susan M. Roach, Esquire
Drinker, Biddle and Reath, LLP
One Logan Square
18th & Cherry Streets
Philadelphia, PA 19103

John M. Povilaitis, Esquire
Matthew A. Totino, Esquire
Ryan, Russell, Ogden & Seltzer, LLP
800 North Third Street, Suite 101
Harrisburg, PA 17102-2025

Respectfully Submitted,



Zsuzsanna E. Benedek, Esquire
The United Telephone Company
of Pennsylvania *d/b/a* Sprint
240 North Third Street, Suite 201
Harrisburg, PA 17101
Direct Phone: (717) 245-6346
Fax: (717) 236-1389
E-Mail: sue.e.benedek@mail.sprint.com

ORIGINAL

ROTHFELDER STERN, L.L.C.

LAW OFFICES
625 CENTRAL AVENUE
WESTFIELD, NJ 07090

MARTIN C. ROTHFELDER*^o*^o
BRADFORD M. STERN*
*ALSO ADMITTED IN NH
^oALSO ADMITTED IN MO
*ALSO ADMITTED IN PA
^oALSO ADMITTED IN NY

TELEPHONE (908) 301-1211
FAX (908) 301-1212
WEBSITE www.rothfelderstern.com

February 10, 2005

VIA UPS OVERNIGHT

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
400 North Street
Commonwealth, Keystone Building
Harrisburg, PA 17105-3265

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FEB 10 2005

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

**Re: Investigation Regarding Intrastate Access
Charges and IntraLATA Toll Rates of
Rural Carriers, and the Pennsylvania
Universal Service Fund -
Docket No. I-00040105 - Prehearing
Memo**

Dear Mr. McNulty:

This office represents Omnipoint Communications Inc. d/b/a T-Mobile, Omnipoint Communications Enterprises LLC d/b/a T-Mobile and VoiceStream Pittsburgh LP d/b/a T-Mobile (T-Mobile) and Nextel Communications, Inc. (Nextel) in the above reference docket. Enclosed please find the original and three (3) copies of the Joint Prehearing Memorandum of T-Mobile and Nextel. Copy of these enclosed documents is being provided to those on the service list for this Docket via First Class Mail and also by e-mail for those who we have an e-mail address for.

Sincerely,

Bradford M. Stern by MR

Bradford M. Stern

BMS/rma
cc: service list

KJR

62

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FEB 10 2005

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Investigation Regarding Intrastate Access)
Charges and IntraLATA Toll Rates of Rural) Docket No. I-00040105
Carriers, and the Pennsylvania Universal)
Service Fund)

FILED
MAY 09 2005

JOINT PREHEARING MEMORANDUM OF T-MOBILE AND NEXTEL

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Nextel Communications, Inc. (Nextel) and Omnipoint Communications Inc. d/b/a T-Mobile, Omnipoint Communications Enterprises LLC d/b/a T-Mobile and VoiceStream Pittsburgh LP d/b/a T-Mobile (T-Mobile) jointly provide this prehearing memorandum.

With regard to issues, Nextel and T-Mobile provide the following.

Initial Procedural Issues

- I. Should there be early interlocutory review of the legal issues of the PUC's jurisdiction and authority?
- II. Should there be separate, sequential phases to this proceeding for (i) initial jurisdictional/legal issues, (ii) need and/or purpose of fund and (iii) implementation issues?

Initial Jurisdictional/Legal Issues

- I. Does the PUC have the legal authority to compel Commercial Mobile Service Providers (CMRS) to make payments to or otherwise be involved in a Pennsylvania Universal Service Fund (PA USF)?
- II. Does the PUC have the legal authority to establish and administer a PA USF, and to compel payments from carriers, their customers or the general public for redistribution to selected carriers or customers?

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FEB 10 2005

Fact and Policy Issues

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Fact and policy issues include, but are not limited to, whether there is a purpose and need for a PA USF, and if so, should it provide subsidies to customers or carriers, what should be its size, what type of demonstration of funding requirements should be made by any recipient entities, and how should the PA USF be administered?

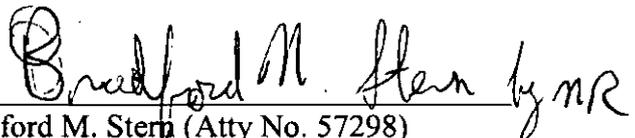
Additional Issues, Witnesses

Nextel and T-Mobile reserve the right to raise additional issues, as appropriate. Nextel and T-Mobile are not in a position to identify witnesses at this time.

Respectfully Submitted,

Nextel Communications, Inc. and
Omnipoint Communications Inc. d/b/a T-
Mobile, Omnipoint Communications
Enterprises LLC d/b/a T-Mobile,
VoiceStream Pittsburgh LP d/b/a T-Mobile

Date: February 10, 2005

By: 
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Rothfelder Stern, L.L.C.
625 Central Avenue
Westfield, N.J. 07090
Phone: (908)301-1211
Fax: (908)301-1212

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the Joint Prehearing Memorandum for Omnipoint Communications Inc. d/b/a T-Mobile, Omnipoint Communications Enterprises LLC d/b/a T-Mobile and VoiceStream Pittsburgh LP d/b/a T-Mobile (T-Mobile) and Nextel Communications, Inc. upon the participants, listed below, in accordance with the requirements of §1.54

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Omnipoint Communications Inc.
d/b/a T-Mobile; Omnipoint
Communcations Inc. d/b/a T-Mobile
and Voicestream Pittsburgh LP d/b/a
T-Mobile
Nextel Communications Inc.

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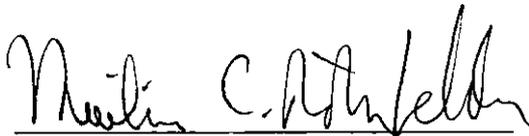
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Cellco Partnership d/b/a Verizon Wireless

Susan D. Colwell, ALJ
Pennsylvania Public Utility Commission
PO Box 3265
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scolwell@state.pa.us

Dated this 10th day of February, 2005



by: Martin C. Rothfelder
PA Bar #: 218528

Counsel for Omnipoint Communications Inc.
d/b/a T-Mobile, Omnipoint Communications Enterprises LLC
d/b/a T-Mobile and VoiceStream Pittsburgh LP d/b/a
T-Mobile Nextel Communications, Inc.
and Nextel Communications

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ORIGINAL MCI

February 11, 2005

Via Overnight Delivery

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

DOCUMENT
FOLDER

Re: Investigation Regarding Intrastate Access Charges and IntraLATA
Toll Rates of Rural Carriers, and the Pennsylvania Universal
Service Fund, Docket No. I-00040105

Dear Mr. McNulty:

Please find enclosed an original and three (3) copies of a Prehearing Memorandum on behalf of MCImetro Access Transmission Services, LLC in the above referenced case.

Please contact me if you have any questions or concerns with this filing.

Very truly yours,


Michelle Painter

Enclosure

cc: The Honorable Susan D. Colwell
Service List (as noted)

FEB 17 2005

SERVICE LIST

I hereby certify that I have this day caused a true copy of MCI's Prehearing Memorandum to be served upon the parties of record in Docket No. I-00040105 in accordance with the requirements of 52 Pa. Code Sections 1.52 and 1.54 in the manner and upon the parties listed below.

Dated in Ashburn, VA on February 11, 2005

VIA E-MAIL AND FIRST CLASS MAIL

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Cellco Partnership d/b/a Verizon Wireless

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Michelle Painter

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of : Docket No. I-00040105
Rural Carriers, and the Pennsylvania :
Universal Service Fund :

**PREHEARING MEMORANDUM OF
MCImetro ACCESS TRANSMISSION SERVICES LLC**

DOCKETED
APR 26 2005

Pursuant to the January 13, 2005 Prehearing Conference Order, MCImetro Access Transmission Services, LLC ("MCI") hereby files this Prehearing Memorandum in the above-captioned matter.

I. INTRODUCTION

DOCUMENT
FOLDER

On December 20, 2004, this Commission issued an Order opening this case to "consider whether intrastate access charges and intraLATA toll rates in rural ILECs' territories should be decreased and to consider any and all rate issues and rate changes that should or would result in the event that disbursements from the Pennsylvania Universal Service Fund are reduced and/or eliminated..." The case was subsequently assigned to the Office of Administrative Law Judge for appropriate proceedings and a recommended decision.

As the Commission noted in its Order, "[i]t is now the Commission's policy to promote competitive local markets by bringing the ILECs' access charges closer to costs."¹ The Commission further recognized that its prior decision on access reform for the Incumbent Local Exchange Companies ("ILECs") other than Verizon Pennsylvania,

¹ Commission Order of December 20, 2004 at pg. 3.

Inc. and Verizon North, Inc. was not intended to be the final action on access reform, but was only the next step in implementing continued access reform.² The access rates of ILECs other than Verizon are extremely high and range from 2.5 cents to over 7 cents per minute. It is time for the Commission to take the bold step of reducing access rates of all ILECs towards cost-based levels.

The Commission also initiated this case to investigate Universal Service Fund issues to determine whether any regulatory changes related to the Fund are necessary or appropriate. MCI supports the Commission's decision to review whether there is a continuing need for a Universal Service Fund.

As this Commission is well aware, telecommunications is a dynamic and changing industry. Competition from multiple sources exists throughout the Commonwealth – whether it be wireline carriers, wireless, cable or broadband. The continuing use of traditional forms of ratemaking and regulation that existed during a monopoly environment must be re-evaluated. It is MCI's position that the Commission should begin to embrace principles of real deregulation that permits market forces, rather than regulatory protections, to begin shaping the manner in which carriers compete and provide telephone service. In this context, it is MCI's position that implicit, and even explicit, subsidies – such as above-cost access rates and universal service funds – should be evaluated and potentially eliminated.

MCI commends the Commission for having the foresight to recognize the need to take a fresh look at issues surrounding traditional forms of subsidies and determining whether they should be modified.

² *Id.* at pg. 4 (citing *In re: Access Charge Investigation per Global Order of September 30, 1999*, Docket No. M-00021596, Order of July 15, 2003).

II. ISSUES

Although more issues may be raised as the case progresses, MCI intends to address the following issues:³

1. Whether access rates of ILECs should be reduced to cost, and if so, by what date.
2. Whether the Universal Service Fund should continue to be a method of subsidizing ILEC operations. If so, whether contributions and/or distributions should be modified.
3. Whether the Commission should embrace the concept of “real deregulation” whereby the Commission permits market forces to control the manner in which companies offer service, thereby modifying, and potentially eliminating, implicit subsidies such as above-cost access rates, and even explicit subsidies such as a Universal Service Fund.

III. WITNESSES

At this time, MCI has not yet identified a witness to testify in this case, but will notify the parties when MCI’s witness or witnesses are determined.

IV. REPRESENTATION

The following counsel will represent MCI in this case:

Michelle Painter, Esquire
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22001 Loudoun County Parkway, C2-2-105
Ashburn, VA 20147
(703) 886-5973
(703) 886-0633 -- facsimile
Michelle.Painter@mci.com

³ The Commission also listed specific issues in its December 20, 2004 Order at pages 5-6.

V. SCHEDULE

MCI will work with the parties to develop a mutually acceptable schedule in this matter.

MCI is in receipt of the February 4, 2005 letter by Patricia Armstrong requesting that the Prehearing Conference currently scheduled for February 16, 2005 be used for informal discussions amongst the parties. Although MCI is willing to delay the February 16, 2005 Prehearing Conference (so long as all parties meet telephonically that day to discuss the scope of this case and possible settlement), MCI is not willing to agree to an indefinite delay. It is MCI's position that this case should be completed as expeditiously as possible in order to obtain the needed reductions in access. MCI is, of course, willing to make every effort to amicably resolve the issues. However, MCI requests that if the February 16, 2005 Prehearing Conference is cancelled, that it be re-scheduled for no later than March 9, 2005. That delay should give the parties sufficient time to determine the scope of this case and decide whether further proceedings are necessary.

Respectfully Submitted,



Michelle Painter, Esq.

MCI

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(703) 886-0633 -- facsimile

E-mail: Michelle.Painter@mci.com

Dated: February 11, 2005

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February 11, 2005

VIA UPS OVERNIGHT MAIL

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street – 2nd Floor
Harrisburg, PA 17102

DOCUMENT
FOLDER

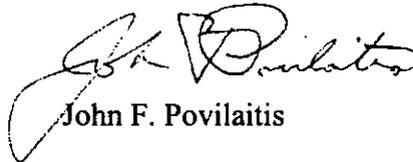
Re: Investigation Regarding Intrastate Access Charges and IntraLATA
Toll Rates of Rural Carriers and the Pennsylvania Universal
Service Fund, Docket No. I-00040105

Dear Secretary McNulty:

Enclosed please find an original and three (3) copies of Qwest Communications Corporation's Prehearing Conference Memorandum in the above-captioned proceeding. Copies have been served in accordance with the attached Certificate of Service.

Very truly yours,

RYAN, RUSSELL, OGDEN & SELTZER LLP


John F. Povilaitis

Enclosures

JFP/ck

c: Certificate of Service
The Honorable Susan D. Colwell
(via UPS Overnight Mail)

FEB 11 2005

35

ORIGINAL

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural : Docket No. I-00040105
Carriers, and the Pennsylvania Universal :
Service Fund :

PREHEARING CONFERENCE MEMORANDUM
OF QWEST COMMUNICATIONS CORPORATION

DOCKETED
APR 26 2005

To The Honorable Susan D. Colwell:

Pursuant to the Prehearing Conference Order issued in the above matter, Qwest Communications Corporation ("Qwest") submits this Prehearing Conference Memorandum for purposes of the Initial Prehearing Conference scheduled by the Administrative Law Judge ("ALJ") for Wednesday, February 16, 2005 in Hearing Room #1 of the Commonwealth Keystone Building in Harrisburg, Pennsylvania:

I. Name and Address of Complainant's Attorneys:

John F. Povilaitis
Matthew A. Totino
Ryan, Russell, Ogden & Seltzer LLP
800 North Third Street, Suite 101
Harrisburg, Pennsylvania 17102-2025
Phone: (717) 236-7714
Fax: (717) 236-7816
JPovilaitis@RyanRussell.com
MTotino@RyanRussell.com

DOCUMENT
FOLDER

Pursuant to 52 Pa. Code § 1.55, please note that John F. Povilaitis, Esquire is authorized to accept service on behalf of Qwest in this matter and should entered on the Pennsylvania Public Utility Commission's ("Commission") service list.

II. Procedural Background

On December 20, 2004, the Commission entered an Order in the above-captioned matter instituting an investigation into whether there should be further intrastate access charge reductions and intraLATA toll rate reductions in the service territories of rural incumbent local exchange carriers (“ILECs”).¹ On or about January 13, 2005, the presiding ALJ issued a Prehearing Conference Order, which, *inter alia*, scheduled a prehearing conference for Wednesday, February 16, 2005 in Hearing Room #1 of the Commonwealth Keystone Building in Harrisburg, Pennsylvania.

III. Statement of Issues

Qwest submits the following issues of concern that can be summarized as follows:

- (1) The intrastate switched access rates of the rural carriers should be brought to parity with their respective interstate rates in a revenue-neutral manner with appropriate offsets for reductions;
- (2) Strong policy and business efficiency considerations support the reduction of intrastate switched access charges to the level of interstate switched access charges;
- (3) As a policy matter, the Commission should not order flow-through of access charge reductions to customers, as part of access charge reductions, due to the competitive nature of the IXC market.

¹ There are approximately 32 rural ILECs operating in Pennsylvania. For purposes of this investigation, the Commission included Sprint/United as a rural ILEC. The Commission’s investigation into access charge reform for the rural ILECs follows the access charge reductions ordered in the Verizon PA and Verizon North territories. *See AT&T Communications of Pennsylvania, Inc. v. Verizon North, Inc.*, C-20027195 (Order entered July 28, 2004). In the July 28, 2004 Order, the Commission essentially established parity between Verizon PA and Verizon North’s existing Traffic Sensitive Access Charges and the Carrier Charge rate per minute without a significant rate increase on residential and business local exchange customers. The Commission viewed the Petition as phase one of access charge reform in Pennsylvania and remanded the matter back to the OALJ for consideration of further access charge reform. Access charges are expected to be reduced in Verizon PA’s and Verizon North’s territories in February, 2005, and the Commission has directed that the remand proceeding occur in an expedient manner. *See AT&T Communications of Pennsylvania, Inc. v. Verizon North, Inc.*, C-20027195 (Order entered January 18, 2005).

IV. Proposed Witnesses

At this time, Qwest has not finalized its exact witness or witnesses or the subject matter of the testimony to be presented at hearing. The witnesses utilized by Qwest may vary and may be impacted by the issues other parties intend to raise in this case. Qwest will provide the identity of the witnesses to the presiding ALJ and all parties in the proceeding when such information is finalized.

V. Proposed Schedule

Qwest is willing to work with the presiding ALJ and the other parties in the proceeding to establish a reasonable procedural schedule.

VI. Settlement

Qwest is willing to participate in any settlement or stipulation discussions with the other parties in the proceeding to narrow or eliminate issues in this proceeding.

Dated: February 11, 2005

Respectfully submitted,



John F. Povilaitis
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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION** FTD 11-2015

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural : I-00040105
Carriers and the Pennsylvania Universal :
Service Fund :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing documents in accordance with the requirements of 52 Pa. Code § 1.54 et seq. (relating to service by a participant).

VIA FIRST CLASS MAIL

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d/b/a T-Mobile and Voicestream Pittsburgh
LP d/b/a T-Mobile

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Nextel Communications Inc.

Date: February 11, 2005



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February 11, 2005

Honorable Susan D. Colwell
Administrative Law Judge
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
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DOCUMENT
FOLDER

RECEIVED
2005 FEB 14 PM 2:05
HARRISBURG CALJ
PUBLIC UTILITY COMM.

Re: Investigation Regarding Intrastate Access Charges and IntraLATA Toll Rates of Rural Carriers, and the Pennsylvania Universal Service Fund
Docket No. I-00040105

Dear Judge Colwell:

On behalf of AT&T Communications of Pennsylvania, LLC, enclosed for filing please find an original and three copies of its Prehearing Memorandum with regard to the above referenced matter.

Respectfully submitted,



Alan C. Kohler

For WOLF, BLOCK, SCHORR and SOLIS-COHEN LLP

ACK/cll
Enclosure

cc: Parties on Certificate of Service (w/enc.)

HAR:56981.2/999999-999999

RECEIVED

FEB 15 2005

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

CERTIFICATE OF SERVICE

I hereby certify that I have this 11th day caused a true copy of AT&T

Communications of Pennsylvania, LLC's Prehearing Memorandum to be served via first class

mail upon the following persons:

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Thomas Thomas Armstrong & Niesen
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Alan C. Kohler

Date: February 11, 2005

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural : Docket No. I-00040105
Carriers, and the Pennsylvania Universal :
Service Fund :
:
:
:

DOCKETED
APR 26 2005

**AT&T COMMUNICATIONS OF PENNSYLVANIA, LLC'S
PREHEARING MEMORANDUM**

AT&T Communications of Pennsylvania, LLC ("AT&T") submits this Prehearing Memorandum in accordance with the Prehearing Conference Order issued by Administrative Law Judge Susan D. Colwell on January 13, 2005.

I. ISSUES PRESENTED

AT&T intends to present evidence on the following issues:

The magnitude of access reductions which should be implemented for rural incumbent local exchange carriers.

The appropriate level of toll rates for rural incumbent local exchange carriers.

The necessity of modifications to or elimination of the state Universal Service Fund.

II. PROPOSED WITNESSES

AT&T intends to introduce the testimony of the following witness:

Dr. Ola Oyefusi
E. Christopher Nurse

AT&T reserves its right to change or add witnesses as the case proceeds. AT&T will notify the Administrative Law Judge and the parties as soon as such a change or addition is known.

**DOCUMENT
FOLDER**

III. SERVICE ON AT&T

AT&T will be represented by the following and all documents and correspondence should be served on those individuals:

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dclearfield@wolfblock.com
Alan C. Kohler
akohler@wolfblock.com
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Robert C. Barber
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AT&T Communications of Pennsylvania LLC
3033 Chain Bridge Road, Rm-3D
Oakton, VA 22185
703-691-6061

IV. PROPOSED SCHEDULE

AT&T will work with the other parties to agree to consensual schedule to propose to the presiding officer.

Respectfully submitted,



Daniel Clearfield
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703-691-6061

Date: February 11, 2005

Thomas, Thomas, Armstrong & Niesen
Attorneys and Counsellors at Law

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SECRETARY'S BUREAU

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CHARLES E. THOMAS
(1913 - 1998)

February 11, 2005

ORIGINAL

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
P.O. Box 3265
Harrisburg, PA 17105-3265

DOCUMENT
FOLDER

In re: Investigation Regarding Intrastate Access Charges and IntraLATA Toll Rates of Rural Carriers, and the Pennsylvania Universal Service Fund
Docket No. I-00040105

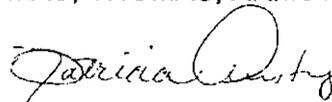
Dear Secretary McNulty:

Enclosed for filing on behalf of the Rural Telephone Company Coalition* is an original and three (3) copies of their Prehearing Memorandum in the above referenced proceeding. Copies of the Memorandum have been served in accordance with the attached Certificate of Service.

Very truly yours,

THOMAS, THOMAS, ARMSTRONG & NIESEN

By



Patricia Armstrong

Enclosure

cc: Certificate of Service

KJR

F:\CLIENTS\Utility\Rural Company Coalition\USF Access III\Letters\050211 Sec. McNulty.wpd

*ALLTEL Pennsylvania, Inc., Armstrong Telephone Company - Pennsylvania, Armstrong Telephone Company - North, The Bentleyville Telephone Company, Buffalo Valley Telephone Company, Citizens Telephone Company of Kecksburg, Conestoga Telephone and Telegraph Company, D&E Telephone Company, Deposit Telephone Company, Frontier Communications of Breezewood, Inc., Frontier Communications of Canton, Inc., Frontier Communications of Lakewood, Inc., Frontier Communications of Oswayo River, Inc., Frontier Communications of Pennsylvania, Inc., The Hancock Telephone Company, Hickory Telephone Company, Ironton Telephone Company, Lackawaxen Telephone Company, Laurel Highland Telephone Company, Mahanoy & Mahantango Telephone Co., Marianna & Scenery Hill Telephone Company, The North-Eastern Pennsylvania Telephone Company, North Penn Telephone Company, North Pittsburgh Telephone Company, Palmerton Telephone Company, Pennsylvania Telephone Company, Pymatuning Independent Telephone Company, South Canaan Telephone Company, Sugar Valley Telephone Company, Venus Telephone Corporation, West Side Telephone Company and Yukon-Waltz Telephone Company

7

Before The
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Administrative Law Judge
Susan D. Colwell, Presiding

Investigation Regarding Intrastate : Docket No. I-00040105
Access Charges and IntraLATA Toll :
Rates of Rural Carriers, and the :
Pennsylvania Universal Service Fund :

**PREHEARING MEMORANDUM
OF
THE RURAL TELEPHONE COMPANY COALITION**

In accordance with the Prehearing Order, dated January 13, 2005, The Rural Telephone Company Coalition ("RTCC")¹ submits this Prehearing Memorandum to the presiding officer, Judge Susan D. Colwell and to all other parties. On December 20, 2004, the Commission entered an Order instituting an Investigation into whether there should be further intrastate access charge reductions and intraLATA toll rate reductions for the rural incumbent local exchange carriers and into the Pennsylvania Universal Service Fund.

¹ALLTEL Pennsylvania, Inc. ("ALLTEL"), Armstrong Telephone Company - PA, Armstrong Telephone Company-North, Bentleyville Communications Corporation, d/b/a The Bentleyville Telephone Company, Buffalo Valley Telephone Company ("Buffalo Valley"), Citizens Telephone Company of Kecksburg, Commonwealth Telephone Company ("Commonwealth"), Conestoga Telephone and Telegraph Company ("Conestoga"), Denver and Ephrata Telephone and Telegraph Company ("D&E"), Deposit Telephone Company, Frontier Communications of Breezewood, Inc., Frontier Communications of Canton, Inc., Frontier Communications of Lakewood, Inc., Frontier Communications of Oswayo River, Inc., Frontier Communications of Pennsylvania, Inc. ("Frontier PA"), The Hancock Telephone Company, Hickory Telephone Company, Ironton Telephone Company, Lackawaxen Telecommunications Services, Inc., Laurel Highland Telephone Company, Mahanoy & Mahantango Telephone Co., Marianna & Scenery Hill Telephone Company, The North-Eastern PA Telephone Company, North Penn Telephone Company, North Pittsburgh Telephone Company ("NPTC"), Palmerton Telephone Company, Pennsylvania Telephone Company, Pymatuning Independent Telephone Company, South Canaan Telephone Company, Sugar Valley Telephone Company, Venus Telephone Corporation, West Side Telephone Company and Yukon-Waltz Telephone Company.

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MAY 09 2005

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RTCC will be an active participant in this proceeding. Please serve all documents upon counsel for RTCC as follows:

Patricia Armstrong
Thomas T. Niesen
Regina L. Matz
Michael L. Swindler
THOMAS, THOMAS, ARMSTRONG & NIESEN
212 Locust Street
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Fax: 717-238-8278
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tniesen@ttanlaw.com
rmatz@ttanlaw.com
mswindler@ttanlaw.com

The RTCC expects the parties at the prehearing to discuss the issues in the proceeding and areas raised in the Commission's December 20, 2004 Order, the course of the investigation and ultimately a schedule for the investigation. RTCC is also willing to participate in any settlement discussion related to the proceeding.

Respectfully submitted,



Patricia Armstrong
Thomas T. Niesen
Regina L. Matz
Michael L. Swindler

Attorneys for
The Rural Telephone Company Coalition

THOMAS, THOMAS, ARMSTRONG & NIESEN
212 Locust Street
P. O. Box 9500
Harrisburg, PA 17108-9500

DATE: February 11, 2005

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Investigation Regarding Intrastate Access : Docket No. I-00040105
Charges and IntraLATA Toll Rates of :
Rural Carriers, and the Pennsylvania :
Universal Service Fund :

CERTIFICATE OF SERVICE

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SECRETARY'S BUREAU

I hereby certify that I have this 11th day of February, 2005, served a true and correct copy of the letter on behalf of the Rural Telephone Company Coalition upon the persons listed below by first class mail, postage prepaid and e-mail where provided:

VIA E-MAIL AND HAND DELIVERY

Honorable Susan D. Colwell
Administrative Law Judge
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
2nd Floor West
P.O. Box 3265
Harrisburg, PA 17105-3265

VIA E-MAIL AND FIRST CLASS MAIL, POSTAGE PREPAID

Philip F. McClelland
Senior Assistant Consumer Advocate
Joel H. Cheskis
Assistant Consumer Advocate
Office of Consumer Advocate
555 Walnut Street
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Harrisburg, PA 17101-1923

Steven C. Gray, Esquire
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Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101

Michelle Painter, Esquire
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Lashburn, VA 20147

Robert V. Eckenrod, Esquire
Office of Trial Staff
Pennsylvania Public Utility Commission
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Harrisburg, PA 17105-3265

Julia A. Conover
Suzan Detusk Paiva
Verizon Pennsylvania Inc.
Verizon North
1717 Arch Street, 32N
Philadelphia, PA 19103

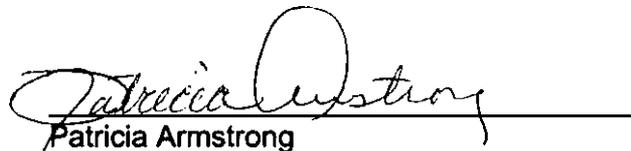
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Martin C. Rothfelder, Esquire
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John F. Povilaitis
Ryan, Russell, Ogden & Seltzer LLP
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800 North Third Street
Harrisburg, PA 17102-2025

Daniel Clearfield, Esquire
Alan C. Kohler, Esquire
Wolf Block Schorr Solis-Cohen LLP
212 Locust Street, Suite 300
Harrisburg, PA 17101


Patricia Armstrong

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February 11, 2005

Via Federal Express

FEB 11 2005

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

**RE: Investigation Regarding Intrastate Access Charges and IntraLATA Toll Rates of Rural Carriers, and the Pennsylvania Universal Service Fund,
Docket No. I-00040105**

Dear Secretary McNulty:

I enclose for filing at the referenced docket the original and four copies of the Joint Prehearing Memorandum of Celco Partnership d/b/a Verizon Wireless and Cingular Wireless LLC.

Thank you for your assistance. If you have any questions or require further information, please do not hesitate to contact me.

Very truly yours,

**DOCUMENT
FOLDER**


Christopher M. Arfaa

CMA
Enclosures

cc: Hon. Susan D. Colwell (w/encl.)
Certificate of Service (w/encl.)

Law Offices

One Logan Square
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BERWYN
WILMINGTON

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION FEB 11 2005**

Investigation Regarding Intrastate Access : PA PUBLIC UTILITY COMMISSION
Charges and IntraLATA Toll Rates of Rural : SECRETARY'S BUREAU
Carriers, and the Pennsylvania Universal : I-00040105
Service Fund :

**JOINT PREHEARING MEMORANDUM
of
CELLCO PARTNERSHIP d/b/a VERIZON WIRELESS
and
CINGULAR WIRELESS LLC**

DOCKETED
AUG 15 2005

Cellco Partnership d/b/a Verizon Wireless and Cingular Wireless LLC (together, the Wireless Carriers) submit this joint prehearing memorandum pursuant to the Prehearing Order issued January 13, 2005 in the above-captioned matter.

I. ISSUES

A. Initial Jurisdictional and Procedural Issues.

1. Does the Pennsylvania Public Utility Commission have the legal authority to compel wireless carriers to make payments to or otherwise be involved in a Pennsylvania Universal Service Fund?
2. Does the Pennsylvania Public Utility Commission have the legal authority to establish and administer payments for the Universal Service Fund, including compelling payments from carriers or their customers and distributing funds to selected carriers?
3. Will prompt interlocutory review of the foregoing issues by the Commission prevent prejudice or expedite the conduct of this proceeding?

B. Additional Issues

In addition to the foregoing, the Wireless Carriers may address, without limitation, each of the questions set forth by the Commission in its Order initiating this

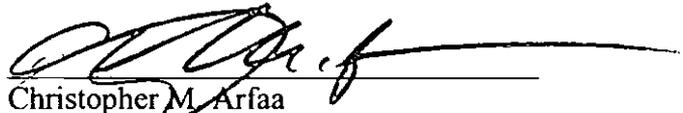
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investigation and the legal, policy, and evidentiary issues they raise. The Wireless Carriers reserve the right to identify and address additional issues, as appropriate.

II. Witnesses.

The Wireless Carriers have not identified the witnesses they intend to present at this time.

Respectfully submitted,



Christopher M. Arfaa
Susan M. Roach
DRINKER BIDDLE & REATH
One Logan Square
18th & Cherry Streets
Philadelphia, PA
(215) 988-2700

DATED: February 11, 2005

*Counsel for
Cellco Partnership d/b/a
Verizon Wireless and
Cingular Wireless LLC*

ORIGINAL

CERTIFICATE OF SERVICE

I, Christopher M. Arfaa, hereby certify that I have this day caused to be served a copy of:
the foregoing document upon the persons listed below by the means indicated in accordance with
the requirements of 52 Pa. Code § 1.54:

Via Federal Express - Overnight Delivery and E-mail

Philip F. McClelland, Esquire
Office of Attorney General
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Harrisburg PA 17101-1923
PMcClelland@paoca.org

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Office of Small Business Advocate
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Robert V. Eckenrod, Esquire
Pa. Public Utility Commission
Office of Trial Staff
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Harrisburg PA 17120
roeckenrod@state.pa.us
(717) 787-1976

Zsuzanna E. Benedek, Esquire
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Pennsylvania d/b/a Sprint
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FEB 11 2005

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Dated: February 11, 2005



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Philadelphia, PA 19103
(215) 988-2700

Counsel for
Cellco Partnership d/b/a Verizon Wireless
and
Cingular Wireless LLC



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

February 16, 2005

In Re: I-00040105

(SEE LETTER OF 1-13-05)

**Investigation Regarding Rate Issues related to Disbursements
from Pennsylvania Universal Service Fund.**

Investigation for consideration of whether there should be further intrastate access charge reductions and intraLATA toll rate reductions in the service territories of rural incumbent local exchange carriers and all rate changes that should or would result in the event that disbursements from the Pennsylvania Universal Service Fund are reduced.

NOTICE

This is to inform you that a further pre-hearing conference on the above-captioned case will be held as follows:

Type: Further In-Person Pre-Hearing Conference

Date: Thursday, April 21, 2005

Time: 1:00 p. m.

Location: Hearing Room 1
Plaza Level
Commonwealth Keystone Building
400 North Street
Harrisburg, Pennsylvania

Presiding: Administrative Law Judge Susan D. Colwell
P.O. Box 3265
Harrisburg, PA 17105-3265
Telephone: (717) 783-5452
Fax: (717) 787-0481

**DOCUMENT
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DOCKETED
FEB 25 2005

If you are a person with a disability, and you wish to attend the pre-hearing, we may be able to make arrangements for your special needs. Please call the scheduling office at the Public Utility Commission:

- Scheduling Office: 717-787-1399.
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1-800-654-5988.

pc: Judge Colwell
Ona Lester
Beth Plantz
Docket Section
Calendar File

OALJ Hearing Report

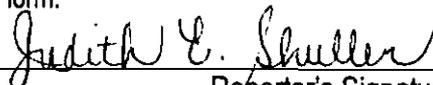
Please Check Those Blocks Which Apply

| | | | | |
|---|---|-------------------------|---|-------------------------------------|
| Docket No.: | I-00040105 | | YES | NO |
| | | Prehearing Held: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Case Name: | Investigation Regarding Rate Issues Related to Disbursements from Pennsylvania Universal Service Fund | Hearing Held: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | | Testimony Taken: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | | Transcript Due: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| | | Hearing Concluded: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Location: | Harrisburg | Further Hearing Needed: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| | | Estimated Add'l Days: | 1 | |
| Date: | Wednesday, February 16, 2005 | | | |
| | | RECORD CLOSED: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| ALJ: | Susan D. Colwell | DATE: | | |
| | | Briefs to be Filed: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Reporting Firm: | Commonwealth Reporting | DATE: | | |
| | | Bench Decision: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <h2 style="margin: 0;">DOCUMENT FOLDER</h2> | | REMARKS: | ADDITIONAL PREHEARING FOR APR. 21, 2005 | |
| | | | | |
| | | | | |

PLEASE PRINT CLEARLY - Incomplete Information may result in delay of processing.

| Name and Telephone Number | Address | Who are you representing? |
|--|--|-----------------------------------|
| ✓ John C. Gray Telephone: (717) 783-2525 | Suite 1102, Commerce Bldg 300 N-Second St. City: HBG State: PA Zip: 17101 | OSBA |
| X Philip F. McClelland Joel H. Cheski Telephone: 717-783-5048 | 555 Walnut St. 5th Fl., Forum Place City: Harrisburg State: Pa Zip: 17101-1913 | Office of Consumer Advocate |
| A Thomas Thomas Armstrong Patricia Armstrong Monas Nieser Regina Mate Telephone: 717-255-7600 | 212 Locust St #500 PO Box 9500 City: Harrisburg State: Pa Zip: 17108 | Rural Telephone Company Coalition |
| | E-mail Address: paimstrong@hanlaw.com Fax Number: 717-236-8278 | |

Check this box if additional parties or attendees appear on back of form.


 Reporter's Signature

Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.

| Name and Telephone Number | Address | Who are you representing? |
|--|--|---|
| * Jennifer Duane Sprint/United 401 9th St. NW suite 400 Washington, DC 20004 Telephone: 202-585-1937 | 401 9th Street NW, Suite 400 Washington DC 20004 City: _____ State: _____ Zip: _____ | Sprint/United |
| E-mail Address: jennifer.duane@mail.sprint.com | | Fax Number: 202-585-1894 |
| * John F. Povilaitis Telephone: 717-236-7714 | RYAN RUSSELL OGDEN & SUTZGER LLP 800 N. Third St, Suite 101 Harrisburg PA 17102 City: Harrisburg State: PA Zip: 17102 | QUEST COMMUNICATIONS CORPORATION |
| E-mail Address: j.povilaitis@ryan-russell.com | | Fax Number: 717-236-7876 |
| * BRAD STERN ROTAFUND ED STERN, LLC Telephone: _____ | 625 Center Ave City: _____ State: _____ Zip: 02010 WILMINGTON NJ 02010 | NorTel + T-Mobile |
| E-mail Address: _____ | | Fax Number: _____ |
| * Susan Paiva Telephone: 215-963-6068 | 1717 Arch St, 32 N City: Phila State: PA Zip: 19103 | Verizon PA & Verizon North |
| E-mail Address: susan.s.paiva@verizon.com | | Fax Number: 215-563-2658 |
| * Michelle Painter Telephone: 703 836 5973 | 22001 Loudoun County Pkwy City: Ashburn State: VA Zip: 20147 | McInetw Access Transmission Services |
| E-mail Address: michelle.painter@mcin.com | | Fax Number: 703 836 0633 |
| * Mark A. Keffer Telephone: 202 457-3839 | 1120 20th St. NW Washington DC City: _____ State: _____ Zip: 20036 | AT&T |
| E-mail Address: mkeffer@att.com | | Fax Number: 703 703 691-6093 |
| * ALAN KOHLER WOLF, BLOCK Telephone: 717-237-7172 | 212 LOCUST ST., SUITE 300 City: HBG State: PA Zip: 17101 | AT&T |
| E-mail Address: AKOHLER@WOLFBLOCK.COM | | Fax Number: 717-237-7199 |
| Telephone: _____ | City: _____ State: _____ Zip: _____ | Fax Number: _____ |

Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.

| Name and Telephone Number | Address | Who are you representing? |
|-----------------------------------|--|---------------------------------------|
| CHRISTOPHER ARFAA 215-988-2715 | One Logan Square 18th & Cherry Sts Phila. PA 19103 | Verizon Wireless Cingular Wireless |
| Telephone: | E-mail Address: arfaa@dbt.com | Fax Number: 215-988-2757 |
| Robert Eckenrod | P.O. Box 3265 Harrisburg PA 17105 | OTS |
| Telephone: 717-783-6155 | E-mail Address: roeckero@state.pa.us | Fax Number: 717-772-2677 |
| Telephone: | E-mail Address: | Fax Number: |
| Telephone: | E-mail Address: | Fax Number: |
| Telephone: | E-mail Address: | Fax Number: |
| Telephone: | E-mail Address: | Fax Number: |
| Telephone: | E-mail Address: | Fax Number: |
| Telephone: | E-mail Address: | Fax Number: |
| Telephone: | E-mail Address: | Fax Number: |
| Telephone: | E-mail Address: | Fax Number: |

Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.