

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**  
**Harrisburg, Pennsylvania 17120**

**Assumption of Commission Jurisdiction  
Over Pole Attachments from the Federal  
Communications Commission**

**Public Meeting July 12, 2018  
3002672-LAW  
Docket No. L-2018-3002672**

**STATEMENT OF COMMISSIONER NORMAN J. KENNARD**

Before the Pennsylvania Public Utility Commission (Commission) for consideration and formal action is the Notice of Proposed Rulemaking (NOPR) that implements my unanimously approved Motion of June 14, 2018. The NOPR asserts Commission jurisdiction over pole attachments and adopts the Federal Communications Commission's (FCC) regulations over pole attachments in totality. The Commission's action today marks the first step in accomplishing these important goals.

The regulatory process contemplates, and functions best, with input from numerous parties and state actors, including the private industry, the Legislature, and the public. As we explore this new jurisdictional role, this Commission will be called upon to use its resources and expertise in new and innovative ways. It is imminently helpful, in this light, for us to receive input and comment from all interested parties on the following inquiries:

1. If possible, estimate the forecasted number of disputes that might be brought to the Commission for resolution under the proposed adoption of existing FCC regulations on pole attachments;
2. Comment on whether the FCC regulations provide a means for pole owners to address unauthorized attachment or whether some additional mechanism(s) is necessary.
3. Request the parties provide any suggestions to streamline or otherwise improve the Commission's existing adjudicatory and dispute resolution processes;
4. Comment on the value of adopting an expedited dispute resolution process similar to that used in New York, pursuant to the NY Public Service Commission's Order Adopting Policy Statement on Pole Attachment, issued on August 6, 2004;
5. Provide comment and suggestions on the creation of a comprehensive registry of poles and attachments maintained by the pole owner accessible by for current and future pole attachers;
6. Provide comment on whether standardized agreements or tariffs for pole attachments should be developed; and

7. Comment on the value of establishing an ongoing working group across public and private entities discuss pole attachment issues and ideas.

I look forward to receiving responses regarding inquiries and appreciate the hard work of all of parties participating in this matter.

**Date: July 12, 2018**



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**NORMAN J. KENNARD  
COMMISSIONER**