

Minutes of the April 1, 2003 PA CWG Meeting¹

Introductions & Attendance

Purpose & Guidelines and Agreement (formerly Waiver)

The purpose/guidelines/waiver document has been amended and split into two documents: Purpose/Guidelines and Agreement (replacing Waiver). They are on the PUC PA CWG website. Parties detailed what concerns are addressed by the new Agreement document. Parties are requested to submit the new documents for legal review and sign or express their further concerns to the PA CWG. Once the documents are signed, please forward to Louise.

A question was raised regarding the “off-the-record” nature of PA CWG meetings.

Consensus: Once the output of the PA CWG is documented and forwarded to the PA PUC for resolution, it ceases to be an “off-the-record” proceeding.

PA PUC Website

http://www.puc.paonline.com/telecomm/PMOII/PACWG_Main.htm

The PA CWG website is up and linked from the PUC homepage and Telecom page. There are separate pages for *Background & Purpose*, *Meeting Agendas & Minutes*, and *Performance Metrics & Related Remedies*. Parties should review the website and provide further comments or suggestions to the PA CWG or to Cyndi Page.

Verizon Website

Verizon posted the proposed June 2003 Carrier to Carrier (C2C) and PA PAP, reflecting the March 21, 2003 Updates based upon the 4Q02 metrics and the 1Q03 remedies changes from NY. Parties are requested to review these and provide comments back to the PA CWG regarding *navigation* issues. *Content* issues will be addressed in the Updates discussions.

NY PSC Website

Parties are asked to bring up in the PA CWG any concerns or feedback regarding PA CWG reliance on this website relative to pending NY PA CWG operations, discussions, and/or recommendations.

NY CWG Proposals

Can be discussed in the Pa CWG to the extent they are documented on the NY CWG website. No attribution of positions or of statements made by particular parties can be shared. Defining the issue discussed and the output, *e.g.*, consensus or non-consensus, can be shared. If parties to the PA CWG want to participate in the NY CWG regarding an issue under discussion in NY, they are welcome, but, under the rules of the NY CWG,

¹ The Minutes are organized categorically rather than chronologically.

they must agree to the NY CWG guidelines in effect for participation in the NY CWG, and they must announce themselves if they participate via teleconference.

Third-Party Review and Transition Oversight

The *PMO II* called for a third-party review of the first 3 months of commercial results under the NY-style metrics and remedies. In response to a RFP, the PUC received 13 proposals for the review. The PUC working committee is reviewing the proposals. Commission action is expected at the May 1, 2003 public meeting. Once a consultant is selected, the consultant may want to interview CLECs or participate in a PA CWG meeting.

DL/WP Update – From DL/WP Subgroup

Report of the DL/WP Subgroup: The *PMO II* adopted Joint Proposal DL/WP metrics, which prompted a petition for reconsideration. The PUC denied recon and directed the parties to try to resolve their differences using the PA CWG process. The PA CWG parties interested in DL/WP agreed to meet as a PA CWG subgroup to discuss further the DL/WP issues. Having met, the parties proposing the Joint Proposal metrics (CTSI, OCA, OSBA, and OTS) recognized that the April 1, 2003 deadline for the Joint Proposal metrics would not be met in full. The interested parties have agreed to continue to work through the PA CWG toward implementation of appropriate DL/WP metrics consistent with the goals of the Joint Proposal metrics and forestall further litigation consistent with the directives of the PUC's March 10, 2003 Order and its March 6, 2003 Secretarial Letter.

As a starting point, OR 6-04 (disaggregated) will be implemented as a special study in PA effective with March 2003 data in lieu of the Joint Proposal DL/WP metrics specified in the *PMO II*. Rather than amend either the April 2003 or the June 2003 versions of the PA Guidelines, effective with April 2003 performance, Verizon PA will use a "placeholder" in the PA PAP reports for the Joint Proposal DL/WP metrics with a note that the Joint Proposal DL/WP metrics are under study by the PA CWG and that a Special Study is being conducted using OR-6-04 (disaggregated). The place holder will be "TR," which stands for "Temporary PA DL/WP Review." The results of OR-6-04 (disaggregated) will be used to diagnose potential operational issues between CLECs and Verizon PA. Once operational issues are resolved to meet a predetermined target, metrics to measure outputs for the resulting process (and eventually inclusion in the PA PAP) will be discussed by the DL/WP subgroup and reported to the PA CWG.

There was further discussion regarding the relationship between WP directory listings and Yellow Page Directory Listings. CTSI and Verizon will work together to develop a presentation for the next meeting of the DL/WP subgroup.

No date has yet been established for the follow-up DL/WP subgroup meeting, which is expected to occur after the March data is available.

Staff will prepare a Memo to the Commissioners explaining the status of the matter.

PA PAP Issue re April 2003 PA PAP

On March 18, 2003, Louis Agro (VZ) sent the following email to the PA CWG: “As a result of recent efforts relating to the implementation of the PA PAP starting with the April 2003 results, Staff and Verizon have identified apparent inconsistencies and ambiguities within the Domain Clustering language of the PAP and its appendices. It appears that the inconsistencies and ambiguities originated in the language taken from the Consensus PAP and from the NY PAP. Dale Kirkwood (PUC) and Louis Agro will be discussing this matter and the potential need for clarifying the language. They will report back to the PA CWG on the specifics of this issue and, if necessary, propose a resolution for consideration by the PA CWG by the 4/1/03 PA CWG meeting. If there is a CLEC representative that would also like to assist, please contact Dale.”

Vz reported that VZ and staff continue to work on resolving this matter. Again, if there is a CLEC that would like to assist, please contact Dale.

PA Carrier-to-Carrier Guidelines – March 21, 2003 Update (June 2003 PA Guidelines)

Verizon presented details of the Update filing made on March 21, 2003. Verizon emailed the presentation to the PA CWG distribution list on 04/01/2003. If no adverse comments are filed, staff will consider notational voting and a Secretarial Letter or a carry-in public meeting report in order to allow for implementation by June 1, 2003. If the Update is not approved by the end of April 2003, it will not be in place in time for evaluation by the third-party review.

Approval of the metrics changes can proceed independently of approval of the remedies changes so long as the remedies changes do not precede the metrics changes.

PA Performance Assurance Plan – March 21, 2003 Update (June 2003 PA PAP)

Verizon presented the details of this Update filing also made on March 21, 2003. Verizon emailed the presentation to the PA CWG distribution list on 04/01/2003. On slide 25, there is a notation of a New York change. Verizon intends to file the PA PAP including the limitation on PAP claims approved by NY. If no adverse comments are filed, staff will consider notational voting and a Secretarial Letter or a carry-in public meeting report in order to allow for implementation effective with June 2003 performance. If the Update is not approved by the end of April 2003, it will not be in place in time for evaluation by the third-party review.

Procedural Schedule Discussion

Comments on the Updates will be due April 8, 2003. Reply Comments, if any, will be due April 22, 2003.

Executive Visit

Karen Moury, PUC Deputy Executive Director, visited briefly to stress the importance of the PA CWG work and the recognition that the PA CWG process is a new way of doing things for telcos in PA.

Industry Chairperson

Mike Clancy will facilitate contact between Rochelle Jones, who chairs the NY CWG, and John Curry, to increase John's understanding of the chair's role, and its associated responsibilities, so John is better equipped to decide if he is willing to assume the role of industry chair of the PA CWG.

Parking Lot

Change procedures in general – Continued until 4Q02 NY metrics & 1Q03 NY remedies changes are implemented in PA.

Billing – NY CWG participants probably can discuss NY CWG deliberations in greater detail than was previously discussed. Matter will be placed on PA CWG agenda for next meeting.

Small Sample Sizes – PA CWG will wait until we have had some experience with the output of the new paradigm instituted in NY that will flow through to PA effective with the Updates expected for June 2003 performance.

GTE Merger into OSS – delayed from mid 2003.

Next Meetings

Date: Tuesday, May 6, 2003

Bridge Host: Verizon

Agenda: Staff & Covad

Minutes Staff & Covad

Place: Harrisburg Keystone Building HR 4

Date: Tuesday, June 3, 2003

Bridge Host: AT&T

Agenda: Staff & AT&T

Minutes: Staff & AT&T; Covad offered to assist

Place: Harrisburg Keystone Building HR 4