Notes for the October 2004 PA CWG Meeting
October 5, 2004 – 11:00 am
Hearing Room 4,
Keystone Building, Harrisburg PA
Bridge provided by Covad

1. Introductions & Attendance this meeting

2. New Attendees

3. Minutes & Bridge & Agenda
   Review full minutes – August 2004
   Review version for Website – August 2004

4. Web Site Comments
   A) PA PUC Website –
   http://www.puc.state.pa.us/telecom/telecom_verizon_perform_metrics.aspx

Now that C. Royer has moved to a new assignment, who at PA PUC will be responsible for posting public minutes? -- Amanda Seaman aseaman@state.pa.us 717-783-3190

   B) Verizon Website
   www.verizon.com/wholesale/local/systems/performanceassurance
   Location of PA GL & PA PAP:
   http://www22.verizon.com/wholesale/clecsupport/content/0,16835,east-performancemeasures-pa,00.html
   C) NY PSC CWG Website
   http://www.dps.state.ny.us/97c0139_CWG.htm

5. End User Migration Guidelines (L-00030163)
   A) All comments are posted on the PUC website (search under docket # or "changing LSPs"
   B) PUC will now address comments and draft a final rulemaking order
      - Rulemaking proceeding quickly – comments regarding "informal" standards.
      - IRRC (Independent Regulatory Review Commission) is not fond of the informality of the guidelines. Other parties want the guidelines to remain informal. As long as the informal guidelines are separate from the rule and not directly referenced in the rule, there may not be any controversy.
      - Parties proposed new migration forms that are consistent to LSOG 6 which is the industry standard at this time.
   C) Migration guidelines?
      - Existing regulation indicates migration must be done, not how it is accomplished.

6. Monthly Carrier-to-Carrier Reports – Any Comments or Questions

A) Metrics

- ASCII – format expected with December report month.
- Question regarding ability to integrate the new format. Parties will work to assure it can be integrated.

B) Remedies

7. DL/WP Sub Committee

A) Subgroup proposed financial and non-financial arrangements for addressing errors and omissions

B) Current Status?

- Proposal distributed to parties. Waiting for comments. Intent is to create a uniform proposal for parties to review.

C) Next subgroup meeting

8. Access to Algorithms Update

This issue is at impasse.

- Staff expressed there is no certainty that the PUC is interested in deciding this issue. Staff will report out next month as to how to proceed.
- Parties expressed concern that a full hearing would be necessary to fully brief the issues.
- Parties expressed concern that this is simply an opportunity to PFR an already outstanding order and is not in accordance with due process.
- Parties expressed concern that this potential reconsideration would require additional litigation costs.

9. Other Old Business – Except NY and/or footprint activity

Potential extension of guidelines to fGTE territory.

- Party proposal to report fGTE separately, similar to Merger Agreement (FCC report).
- Party is not proposing remedies in fGTE territory or incorporating fGTE into fBA metrics and remedies plan.
- State of Virginia had imposed merger obligations over and above the FCC obligations. This prompted the fBA/fGTE combined guidelines in that state. Parties came to consensus regarding the form of the performance reporting.
- Parties expressed concern that this metric plan would be out of sync with the existing metrics that are globally applied in the fBA territory. Parties suggested it could be resolved by amending the merger compliant metric when there is an analogous metric in the fBA plans that is altered as a result of collaborative activity (NY C2C).
- The merger compliant plan is a subset of the fBA plan.

- Retail compares are edited to exclude activity in fGTE CLLI codes to assure fBA retail is compared to fBA wholesale and fGTE retail would be compared to fGTE wholesale.
- Question posed to Staff if there is any existing order that addressed this issue. Staff will report at the next meeting or sooner.

10. New Business – Except NY and/or footprint activity

11. Pending developments in NY or other jurisdictions

A) NY CWG

- Parties presented proposed changes to the NY Guidelines

Scheduling of PA Compliance Filing:
Guidelines filed October 28, 2004
Comments due November 19, 2004
Reply comments due December 3, 2004

Implementation Schedule

- Quarterly updates are anticipated in 2005 for metric reporting systems. Expect the schedule to be consistent with the second data month of each quarter (e.g., February data month and May data month…). Commission order requested to be in alignment with the anticipated update schedule.
- Parties expressed concern that this proposal forces constraints on the PA PUC that are not normally considered by a regulatory body. Should the PUC issue its order, e.g., the day after the February update, parties would need to wait for the May data month, potentially a three month delay, to see the changes implemented.
- Parties queried what the PMO II timeline requirement is for compliance implementation. Staff will review and report at the November meeting.
- All changes in the pending filing are consensus changes.

B) JSC

- Reported continuing progress addressing audit issues that were referred.

12. DCI Report – Third-Party Review

Updates from July 6 follow ups.
Parties to schedule a call with NY Staff to resolve questions on slide #6 & 7, 15, 19, 27 & 28. (All slide references are from PowerPoint presented in July CWG meeting).
Parties reported on the discussion with NY Staff. Parties reported the Slides were consistent with current PAP in NY. It is unknown if NY Staff discussed with PA PUC Staff. Staff will report in November.
Parties expressed concern that there is an apparent reliance upon the determination of the NY Staff rather than the PA Staff and the determination based upon a model that may not be in the PA PAP. There should be a

determination by PA PUC Staff that may then drive a consensus regarding the formulae in the model or the words describing the metrics within the PAP.

a) Slide 17 tabled until October meeting. Essentially discussion of the method of adoption to make enforceable. PA CWG is in consensus regarding what must be done re: Domain Clustering. The issue is pending modification of the PAP.
c) Staff feedback slide 18. Still to confer with auditor. Report in November.
d) Slide 25 should become effective with NY PSC order.

Reviewed Working Document in August and identified pending work for future PA CWG action. The only items are listed above.

13. Meeting Schedule

NEED A VOLUNTEER TO PROVIDE THE CONFERENCE BRIDGE FOR JAN – MAR 2005

Date	Primary Location	Bridge number Or Hearing Room	Passcode	Bridge Provider
June 1, 2004	Teleconf			
July 6, 2004	Teleconf			
Aug. 3, 2004	Harrisburg			
Aug. 5, 2004	NYC			
Sept. 7, 2004	NYC			
Oct. 5, 2004	Harrisburg	630-424-4808	7889049	Covad
Nov. 2, 2004	Teleconf	800-457-4831	3862#	Covad
Dec. 7, 2004	Teleconf	800-457-4831	3862#	Covad
Jan. 4, 2005	Teleconf			
Feb. 1, 2005	Teleconf			
Mar. 1, 2005	Teleconf			