

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of the)	DOCKET UT-100035
)	
WASHINGTON EXCHANGE)	ORDER 02
CARRIER ASSOCIATION,)	
)	
Petitioner,)	
)	
Seeking Revision of Rules of)	ORDER GRANTING CLARIFICATION
Procedure Originally authorized in)	AND RESTATEMENT OF SECOND
Docket UT-920373.)	CONDITION FROM ORDER 01
.....)	

BACKGROUND

- 1 On January 4, 2010, the Washington Exchange Carrier Association (WECA) filed with the Washington Utilities and Transportation Commission (Commission) in Docket UT-100035 a petition seeking approval to revise Rules 9 and 10 found in the Rules of Procedure originally authorized by the Commission in Docket UT-920373. WECA’s requested revision to Rule 9 clarified that electronic mail (e-mail) may be used in addition to mail and facsimile to provide notice to persons or entities identified on WECA’s Interested Party List. WECA’s revision to Rule 10 indicated that those persons or entities wishing to be placed on WECA’s Interested Party List furnish to WECA, in writing, an e-mail address as well as a physical mailing address.

- 2 On February 11, 2010, the Commission entered Order 01 in this proceeding granting WECA’s requested revisions to Rules 9 and 10, respectively, with the following two additional conditions:
 - (A) WECA must maintain a public webpage to facilitate participation in its processes by interested parties, the general public and the Commission. The webpage shall include WECA’s contact information. WECA must file by March 31, 2010, an implementation plan including a date on which the web page will be functional.

 - (B) WECA must accept e-mail as equivalent to other approved forms of communication for all purposes.

3 On February 19, 2010, WECA filed a request for clarification regarding the second condition, (B) above. The specific request is for the second condition be restated as follows:

WECA must accept e-mail as equivalent to other approved forms of communication for all purposes in docket matters and routine business communication, but e-mail communication is not meant to replace more formal forms of communication which may be required under contract, court rules or other settings where more formal forms of communication are appropriate.

4 Upon review, Commission Staff recommends granting WECA's request for clarification and restatement of the second condition, as stated above.

FINDINGS AND CONCLUSIONS

5 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate the rates, rules, regulations, practices, accounts, securities, transfers of property and affiliated interests of public service companies, including telecommunications companies. *RCW 80.01.040, RCW 80.04, RCW 80.08, RCW 80.12, RCW 80.16 and RCW 80.36.*

6 (2) WECA is authorized by and subject to WAC 480-120-352.

7 (3) This matter came before the Commission at its regularly scheduled meeting on March 11, 2010.

8 (4) After review of the request for clarification and restatement of the second condition filed by WECA on February 19, 2010, and giving due consideration, the Commission finds that the clarification and restatement expressed herein are in the public interest and consistent with the purposes underlying the regulation and should be granted.

ORDER

THE COMMISSION ORDERS:

- 9 (1) The request by the Washington Exchange Carrier Association for clarification and restatement of condition (B) from Order 01 in this proceeding is hereby granted and condition (B) is restated as follows:
- (B) WECA must accept e-mail as equivalent to other approved forms of communication for all purposes in docket matters and routine business communication, but e-mail communication is not meant to replace more formal forms of communication which may be required under contract, court rules or other settings where more formal forms of communication are appropriate.
- 10 (2) The Commission retains jurisdiction to effectuate the provisions of this Order.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective March 11, 2010.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER, Executive Director and Secretary