

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND  
TRANSPORTATION COMMISSION,

Complainant,

v.

TELECOMMUNICATION SYSTEMS  
INC.,

Respondent.

DOCKET UT-190745

ORDER 02

DISMISSING COMPLAINT  
AND ORDER SUSPENDING  
TARIFF REVISION;  
ALLOWING REVISED RATES  
TO BECOME EFFECTIVE

**BACKGROUND**

- 1 On September 5, 2019, TeleCommunication Systems Inc. (TeleCommunication Systems or Company) filed with the Washington Utilities and Transportation Commission (Commission) proposed tariff sheets. On July 20, 2016, the Washington State Military Department, State Emergency Coordination Office announced that the statewide E-911 contract was awarded to the Company. Under WAC 480-120-450, companies that choose to provide E-911 services must file tariffs with the Commission.
- 2 The Company's proposed original tariff sheets contained descriptions, regulations, and rates applicable to the Company's provision of E-911 services, including the automatic location identification (ALI) database management services provided by the Company. Commission staff (Staff) recommended suspending the effective date of the proposed tariff sheets, arguing that, *inter alia*, the proposed tariff lacks the necessary private switch/ALI database management service component of E-911 service.
- 3 On September 26, 2019, the Commission entered Order 01, Complaint and Order Suspending Tariff Revisions.
- 4 On September 17, 2019, TeleCommunications Systems executed an agreement with AirOne Solutions Group, LLC, (AirOne) for Private Switch/ALI database management service as the Company's "preferred" provider of such services in Washington.
- 5 On November 4, 2019, AirOne completed internal testing for PS/ALI management services and interconnection with the TeleCommunications Systems' network. On November 10, 2019, AirOne initiated order-taking status for Private Switch/ALI

services in Washington.

6 On November 25, 2019, TeleCommunications Systems' filed a replacement tariff with the Commission that includes comprehensive provisions governing PS/ALI services. The replacement tariff also contains industry standard definitions and addresses Staff's concerns related to liability and indemnification. The replacement tariff has an effective date of December 20, 2019.

7 Staff reviewed the replacement tariff and believes that the Company has addressed the concerns identified in Order 01. The replacement tariff is also consistent with and comparable to other industry providers. Staff has received no comments from the public or stakeholders regarding the replacement tariff.

### **DISCUSSION**

8 We agree with Staff's recommendation and dismiss Order 01 to allow the replacement tariff, as filed on November 25, 2019, to go into effect on December 20, 2019. The Company adequately addressed Staff's concerns by executing a contract with AirOne for Private Switch/ALI database management service, for which service commenced on November 10, 2019. The replacement tariff addresses liability and indemnification issues consistent with industry standards. Accordingly, we find that approving the replacement tariff is in the public interest, and conclude that the tariff revisions, as filed on November 25, 2019, should be allowed to become effective by operation of law.

### **FINDINGS AND CONCLUSIONS**

- 9 (1) The Commission is an agency of the State of Washington vested by statute with the authority to regulate practices of public service companies, including telecommunication companies.
- 10 (2) TeleCommunication Systems is a telecommunication company and public service company subject to Commission jurisdiction.
- 11 (3) This matter came before the Commission at its regularly scheduled open meeting on December 19, 2019.
- 12 (4) The tariff revision presently under consideration is in the public interest and should be approved.

- 13 (5) After reviewing the revised tariff revision TeleCommunication Systems filed in Docket UT-190745 and giving due consideration, the Commission finds it is consistent with the public interest to dismiss the Complaint and Order Suspending Tariff Revision in Docket UT-190745, dated September 26, 2019, and allow the replacement tariff filed on November 25, 2019, to become effective on December 20, 2019.

**ORDER**

**THE COMMISSION ORDERS:**

- 14 (1) Order 01, the Complaint and Order Suspending Tariff Revision in Docket UT-190745, entered on September 26, 2019, is dismissed.
- 15 (2) The replacement tariff filed in this Docket on November 25, 2019, shall become effective on December 20, 2019.

DATED at Lacey, Washington, and effective December 19, 2019.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER, Chair

ANN E. RENDAHL, Commissioner

JAY M. BALASBAS, Commissioner