

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION  
COMMISSION

In the Matter of the Petition of	)	
	)	
GE Capital Communication Services Corporation	)	DOCKET NO. UT-010789
	)	
and	)	
	)	ORDER GRANTING WAIVER
GE Capital Telemangement Services Corporation	)	OF WAC 480-120-139
	)	
	)	
For Waiver of WAC 480-120-139 and WAC 480-143-210	)	
.....	)	

**BACKGROUND**

1 On May 30, 2001, GE Capital Communication Services Corporation (GECCS) and GE Capital Telemangement Services Corporation (GECTS) filed a petition requesting waivers of WAC 480-120-139 and WAC 480-143-210 for the transfer of assets and of intrastate intraLATA and interLATA toll customers from GECCS and GECTS.

**DISCUSSION**

2 The reason for these requests is that GECCS will be merging into GECTS. GECCS will cease to exist as a separate corporate entity. GECTS will take over GECCS's intrastate customer base and business of providing resold interexchange telecommunications services in Washington. GECTS will then be renamed as GE Business Productivity Solutions, Inc.

3 Under WAC 480-120-139, "Changes in local exchange and intrastate toll services," GECTS would not be able to submit a change in a customer's intrastate toll service without confirming the customer's authorization in accordance with requirements in the rule.

4 WAC 480-143-210, "Transfer customer notice requirements," prohibits telecommunications carriers from initiating or effecting a change in a customer's primary interexchange carrier or local exchange company without first notifying each individual customer.

5 On February 22, 1994, GECCS was granted competitive classification in Docket  
UT-940013. Under this classification, GECCS received a waiver of WAC 480-143,  
Transfers of Property. On April 13, 2001, GECSS filed with the Commission  
notification of ownership change transferring control of GECSS to GECTS as part of  
the internal reorganization.

6 The request for waiver of WAC 480-120-139 is limited specifically to this transfer of  
GECCS's customers to GECTS. GECTS's products and services are similar to those  
offered by GECCS. GECTS will provide GECCS's customers rates that are the same  
as GECCS's existing rates. GECTS will continue to serve GECCS's customers  
through the same GECCS carrier identification code (CIC code) thereby causing no  
charge to GECCS's customers pursuant to transference of customers to GECTS.  
Customer notices have been reviewed and have been mailed to all affected customers.

7 This matter was brought before the Commission at its regularly scheduled open  
meeting on July 11, 2001.

8 The Commissioners, having been fully advised in the matter, and having determined  
the following order to be consistent with the public interest, directed the Secretary to  
enter the following order and related provisions.

### **FINDINGS**

- 9 1. GE Capital Communication Services Corporation and GE Capital  
Telemangement Services Corporation are public service companies subject  
to the jurisdiction of this Commission under the provisions of chapter 80.36  
RCW.
- 10 2. The Commission previously granted a waiver of WAC 480-143-210 to  
GE Capital Communication Services Corporation in Docket UT-940013 on  
February 22, 1994. Therefore the request to waive WAC 480-143-210 is  
unnecessary.
- 11 3. The waiver of WAC 480-120-139, as described in the body of this order, is  
reasonable and consistent with the public interest, and should therefore be  
approved.

### **ORDER**

#### THE COMMISSIONER ORDERS:

12 As of the effective date of this order, GE Capital Communication Services  
Corporation and GE Capital Telemangement Services Corporation are granted a  
waiver of WAC 480-120-139, for the initial transfer of intrastate intraLATA and

interLATA toll customers from GE Capital Communication Services Corporation to GE Capital Telemangement Services Corporation and such transfer is hereby authorized.

- 13 The waiver of WAC 480-143-210 for noticing customers of the transfer of property from GE Capital Communication Services Corporation to GE Capital Telemangement Services Corporation which has been approved previously in Docket UT-940013 is unnecessary.

DATED at Olympia, Washington, and effective this 11<sup>th</sup> day of July, 2001.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Secretary