

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION

In the Matter of the Petition of)	DOCKET NO. UT-011277
)	
PNG Telecommunications, Inc.,)	ORDER GRANTING WAIVER OF
For Waiver of WAC 480-120-139)	RULES
.....)	

BACKGROUND

- 1 On September 19, 2001, PNG Telecommunications, Inc., d/b/a PowerNet Global Communications (PNG) filed a petition requesting waiver of WAC 480-120-139 for the transfer of intraLATA and interLATA toll customers from Atlantic Telephone Company, Inc., (ATEL).
- 2 This request is prompted by PNG's purchase of the customer base of ATEL, whose accounts comprise both intraLATA and interLATA toll services. Under WAC 480-120-139, "Changes in local exchange and intrastate toll services," PNG 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.
- 3 This request is limited specifically to the transference of ATEL's customer base. Customer notices have been reviewed by Commission Staff and will be mailed to all affected customers informing them of their options. PNG will credit any charge imposed by local exchange carriers for changing the primary interexchange carrier to PNG. PNG's products and services are similar to those offered by ATEL. For a period of 60 days, PNG will provide ATEL customers rates that are the same as ATEL's existing rates.
- 4 This matter was brought before the Commission at its regularly scheduled open meeting on November 16, 2001. 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

- 5 (1) PNG Telecommunications, Inc., d/b/a PowerNet Global Communications and Atlantic Telephone Company, Inc., are public service companies subject to the jurisdiction of this Commission under the provisions of chapter 80.36 RCW.
- 6 (2) The waiver of WAC 480-120-139 as described above, is reasonable and consistent with the public interest, subject to the mailing of the customer notice, and should therefore be approved.

ORDER

7 THE COMMISSION ORDERS:

8 After the effective date of this order, PNG Telecommunications, Inc., d/b/a PowerNet Global Communications is hereby granted a waiver of WAC 480-120-139, for the initial transfer of intraLATA and interLATA toll customers from Atlantic Telephone Company, Inc., and such transfer is hereby authorized subject to the mailing of the customer notice.

DATED AT Olympia, Washington, and effective this 16th day of November, 2001.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Secretary