

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION  
COMMISSION

In the Matter of the Petition of	)	
	)	DOCKET NO. UT-011454
TEL WEST COMMUNICATIONS, LLC	)	
	)	ORDER GRANTING WAIVER
For Waiver of WAC 480-120-139	)	OF RULES
.....	)	

**BACKGROUND**

1 On October 29, 2001, Tel West Communications, LLC (Tel West) filed a petition requesting waiver of WAC 480-120-139 for the transfer of local service customers from 1-800-Reconex, Inc., (Reconex).

2 The reason for this request is that Reconex intends to cease operation of services in the state of Washington to its intrastate local service customers. Tel West has reached agreement with Reconex to transition provision of local exchange services from Reconex to Tel West effective November 1, 2001. Under WAC 480-120-139, "changes in local exchange and intrastate toll services," Tel West would not be able to submit a change in a customer's local service without confirming the customer's authorization in accordance with requirements in the rule.

3 This request is limited specifically to this transfer of Reconex's customer base. Reconex's customer notice was mailed to all affected customers. Tel West's customer notice has been reviewed and will be mailed to all affected customers. There will be no charge imposed on any affected customer for the transition of local service from Reconex to Tel West. Tel West's products and services are similar to those offered by Reconex. Tel West provides Reconex customers the same rates as Reconex's existing rates.

4 This matter was brought before the Commission at its regularly scheduled open meeting on October 31, 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) Tel West Communications, LLC and 1-800-Reconex, 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**

THE COMMISSION ORDERS:

- 7 (1) After the effective date of this order, Tel West Communications, LLC is hereby granted a waiver of WAC 480-120-139, for the initial transfer of local service customers from 1-800-Reconex, Inc., subject to the mailing of the customer notice.

DATED AT Olympia, Washington, and effective this 31<sup>st</sup> day of October, 2001.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Secretary