

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of)	DOCKET UT-072101
)	
ASOTIN TELEPHONE COMPANY,)	ORDER 02
LEWIS RIVER TELEPHONE)	
COMPANY, AND MCDANIEL)	
TELEPHONE COMPANY, ALL)	
THREE DOING BUSINESS AS TDS)	
TELECOM,)	
)	
Petitioner,)	
)	ORDER AMENDING ORDER 01
For An Amendment of Order 01)	
Regarding Annual Officer Certification)	
Requirements.)	
.....)	

BACKGROUND

- 1 On February 25, 2014, Asotin Telephone Company, Lewis River Telephone Company, and McDaniel Telephone Company, all three doing business as TDS Telecom, (TDS or Company) filed with the Washington Utilities and Transportation Commission (Commission) a petition pursuant to WAC 480-07-875 and RCW 80.04.210 seeking to amend Order 01, which granted TDS minimal regulation of bundled telecommunications services subject to conditions under RCW 80.36.332. TDS requests that the Commission amend Order 01 to no longer require the Company’s officers to certify annually the Company’s compliance with that Order and RCW 80.36.332.
- 2 Staff supports TDS’ request. Staff believes it has sufficient means to ensure compliance without Company officer annual certification, including the ability to audit the Company and review its tariffs.

DISCUSSION

- 3 The Commission required a Company officer annually to certify compliance with RCW 80.36.332 as a means to ensure the Company meets the more relaxed regulation that statute affords. We agree with Staff that such certification is no longer necessary and that the Commission has adequate means of monitoring and reviewing compliance with the statute and Order 01. We therefore grant the petition and amend the Order accordingly. TDS remains subject to, and must continue to comply with, RCW 80.36.332 and all of the remaining requirements of Order 01.

FINDINGS AND CONCLUSIONS

- 4 (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, and practices of public service companies, including telecommunications companies.
- 5 (2) TDS is a telecommunications company and a public service company subject to Commission jurisdiction.
- 6 (3) This matter came before the Commission at its regularly scheduled meeting on March 27, 2014.
- 7 (4) The requirement in Order 01 that a Company officer annually certify compliance with that Order and RCW 80.36.332 is no longer necessary to ensure that TDS complies with these legal obligations, and Order 01 should be amended to remove that officer certification requirement.

ORDER

THE COMMISSION ORDERS:

- 8 (1) The Petition of Asotin Telephone Company, Lewis River Telephone Company, and McDaniel Telephone Company, all three doing business as TDS Telecom to Amend Order 01 is GRANTED.
- 9 (2) Order 01 is amended to remove the requirement in Paragraph 38 that a Asotin Telephone Company, Lewis River Telephone Company, and McDaniel Telephone Company, all three doing business as TDS Telecom, officer annually certify Asotin Telephone Company, Lewis River Telephone Company, and McDaniel Telephone Company, all three doing business as TDS Telecom, compliance with Order 01 and RCW 80.36.332.
- 10 (3) The Commission retains jurisdiction over the subject matter and Asotin Telephone Company, Lewis River Telephone Company, and McDaniel Telephone Company, all three doing business as TDS Telecom 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 27, 2014.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING, Executive Director and Secretary