

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Request of the)	DOCKET NO. UT-021714
)	
WASHINGTON EXCHANGE)	
CARRIER ASSOCIATION,)	
)	
Petitioner,)	
)	
For Less Than Statutory Notice in)	ORDER GRANTING LESS THAN
Connection with Tariff Revisions.)	STATUTORY NOTICE
.....		

BACKGROUND

- 1 On December 27, 2002, the Washington Exchange Carrier Association ("WECA") filed with the Commission revisions (and later, on January 3, 2003, filed updated replacement sheets) to its currently effective Tariff WN U-1, designated as:
- Sixth Revision of Sheet No. 1
Sixth Revision of Sheet No. 3
Eleventh Revision of Sheet No. 9
Third Revision of Sheet No. 9.1
- 2 The purpose of the filing is to add Computers 5*, Inc. (d/b/a LocalTel) to the WECA tariff and to allow LocalTel to participate in WECA's pooling mechanisms.
- 3 RCW 80.36.110 and WAC 480-80-121 require a thirty-day notice prior to the effective date of the tariff. The tariff sheets bear an inserted effective date of February 1, 2003. This date recognizes statutory notice as required. WECA requests, however, less than statutory notice as permitted in WAC 480-80-122, and that the revisions become effective January 9, 2003. WECA stated the reason for less than statutory notice is to expedite the admission of LocalTel into the WECA pools.

4 Since the proposed tariff revisions (and replacement sheets) appear to be fair, just,
and reasonable, and less than statutory notice is consistent with the public interest, it
is appropriate that the Commission grant WECA's request with an effective date of
January 9, 2003.

FINDINGS AND CONCLUSIONS

- 5 (1) The Washington Utilities and Transportation Commission is an agency of the
State of Washington vested by statute with the authority to regulate rates,
regulations, practices, accounts, securities, and transfers of public service
companies, including telecommunications companies. *RCW 80.01.040;*
Chapter 80.04 RCW; and Chapter 80.36 RCW.
- 6 (2) WECA is an entity subject to the jurisdiction of the Commission, pursuant to
WAC 480-120-542.
- 7 (3) WECA is subject to the provisions of RCW 80.36.110 and WAC 480-80-121
requiring telecommunications companies to file changes in any rate or charge
with thirty days' notice. For good cause shown, however, the commission
may allow changes without requiring thirty days' notice by order specifying
the changes to be made and the time when it shall take effect. *WAC 480-80-*
122.
- 8 (4) WAC 480-120-015 provides that the Commission may grant an exemption
from the provisions of any rule in Chapter 480-120 WAC, if consistent with
the public interest, the purposes underlying regulation and applicable
statutes.
- 9 (5) Staff has reviewed WECA's modified request in Docket UT-021714 and
recommended the less than statutory notice request of WECA be granted.

- 10 (6) This matter was brought before the Commission at its regularly scheduled meeting on January 8, 2003.
- 11 (7) After an examination of the proposed tariff revision filed by WECA on December 27, 2002, (as modified on January 3, 2003), and giving consideration to all relevant matters and for good cause shown, the Commission finds that the proposed tariff revision should become effective January 9, 2003.

ORDER

THE COMMISSION ORDERS:

- 12 (1) The request sought by the Washington Exchange Carrier Association for less than statutory notice is granted.
- 13 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 this 8th day of January, 2003.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Secretary