

State of Rhode Island and Providence Plantations

Public Utilities Commission

Minutes of Open Meeting Held December 27, 2006

Attendees: Chairman Elia Germani, Commissioner Robert Holbrook, Commissioner Mary Bray, Steve Frias, Thomas Massaro and Luly Massaro.

Chairman Germani called the open meeting to order at 10:00 A.M. in the first-floor hearing room of the Public Utilities Commission. A quorum was present.

Competitive Telecommunications Service Providers

The following companies submitted tariff revisions. The Division has reviewed the tariff filings and does not recommend suspension of:

2618 – AT&T Communications of NE, Inc. (tariff filings 12/12, 12/14 & 12/15/06)

2426 – TCG Rhode Island (tariff filing 12/15/06)

3597 – ACN Communications Services, Inc. (tariff filing 12/15/06)

3429 – AmeriVision Communications, Inc. (tariff filing 12/11/06)

2472 – Sprint Communications (tariff filing 12/11/06)

2262(D5) – DeltaCom, Inc. (tariff filing 12/15/06)

After review, the Commission followed the Division's recommendation to allow the tariff filings to go into effect without suspension.

The following companies are not in compliance with the "Regulations and Fee Schedules for Telecommunications Providers". The regulations set forth annual assessment fees for telecommunications providers for costs incurred by the Commission and Division in docketing, investigation, and decision-making. These annual fees are due each July 1. Failure to comply with the regulations results in the cancellation of authority to operate in this state. The Division filed a memorandum indicating that these companies have failed to make their annual registration payment and recommends that their authority to conduct business in RI be terminated, cancelled and rescinded for non-payment of annual registration fee:

3435 – Granite Telecommunications, LLC

3443 – Winstar Communications, LLC

2262(M16) – BAK Communications, LLC

2262(A1) – Budget Call Long Distance, Inc.

2262(G3) – Business Options, Inc.

2262(C18) – Buzz Telecom Corp.

2262(D19) – Econodial, LLC

2262(H18) – Gates Communications, Inc.

2262(Z9) – LineOne, LLC

2262(G) – OCMC, Inc.

2262(W14) – PT-1 Communications, Inc.

2262(R14) – PT-1 Counsel, Inc.

2262(Z12) – PT-1 Long Distance, Inc.

2262(O19) – Quick Tel, Inc.

2262(O18) – R2C Communications, Inc.

2262(C14) – TeleCents Communications, Inc.
2262(X15) – Telefyne Inc.
2262(J17) – Telenational Communications, Inc.
2262(V16) – TELLISS, LLC
2262(G19) – TON Services, Inc.
2262(N9) – Univance Telecommunications, Inc.
2262(V14) – USA Digital Communications, Inc.
2262(K13) – W2COM International, LLC

After review, Chairman Germani asked for a motion and Commissioner Holbrook moved to rescind the authority of the companies. Commissioner Bray seconded the motion and the motion was unanimously passed. **Vote 3-0.**

3256 – Verizon Rhode Island – The Commission reviewed Verizon’s proposed modifications to the Rhode Island Performance Metrics contained in its November 6, 2006 filing. The proposed amendments are based upon the NYPSC order of September 25, 2006 approving similar modifications to the NY Performance Assurance Plan (PAP). The Division filed a memorandum recommending adoption of the modifications to the PAP metrics. After review, Chairman Germani moved to approve Verizon’s modifications to the PAP as filed. Commissioner Bray seconded the motion and the motion was unanimously passed. **Vote 3-0.**

3762 – Interstate Navigation Co. – The Commission reviewed the record and Amended Settlement Agreement entered by Interstate and the Division in the case. The Commission agreed that the amended settlement addressed some of the Town’s concern and its residents will be well protected under the plan. After review, Chairman Germani entertained a motion to approve the Amended Settlement as filed on December 14 and December 22, 2006. Commissioner Bray moved to approve the Amended Settlement. Commissioner Holbrook seconded the motion and the motion was unanimously passed. **Vote 3-0.**

As approved, the Amended Settlement will provide Interstate Navigation with additional revenue requirement of approximately \$1.1 million or 13.7% over current revenues. It also provides a five-year rate plan for years 2007 through 2011 that includes a rate freeze during years 2007 and 2008. It provides for a rate increase of 5% on all commuter passenger and vehicles, no increase on commodity/freight rates, and 15.72% increase on other fares effective January 1, 2007.

The open meeting adjourned at 10:35 A.M.