

Before the
Federal Communications Commission
Washington, D.C. 20554

CC Docket No. 85-166
Phase II, Part 1

In the Matter of

Investigation of Special Access
Tariffs of Local Exchange Carriers

Motion To Extend Time

ORDER

Adopted: January 26, 1989; Released: January 27, 1989

By the Chief, Common Carrier Bureau:

1. In the *Strategic Pricing Order*,¹ the Commission determined that local exchange carriers (LECs) should have the flexibility to price certain services based on objectives other than cost recovery. Guidelines were also established for determining whether such strategically set prices are just and reasonable. The Commission afforded LECs an opportunity to file supplemental direct cases to demonstrate that their strategically set rates which are subject to investigation in CC Docket 85-166 meet these standards.

2. On December 29, 1988, the Bureau released an Order extending the time from December 31, 1988, until January 10, 1989, for LECs to file their supplemental direct cases.² In addition, interested parties were granted an extension of time until January 30, 1989, in which to file comments on these direct cases. On January 12, 1989, the Ad Hoc Telecommunications Users Committee (Ad Hoc) filed a motion³ requesting an additional 15-day period, until February 14, 1989, to respond to the direct cases filed by the LECs on January 10, 1989. The International Communications Association (ICA) filed a similar motion on January 18, 1989. These motions are unopposed.

3. Ad Hoc asserts that because of the extraordinary volume of materials to be reviewed, its members require a further extension of time to adequately analyze the LECs' submissions and prepare a meaningful response. ICA states that, despite its desire to resolve the issues remaining in this proceeding as soon as possible, it requires an additional 14 days in which to prepare its comments due to the fact that five carriers never served ICA with their filings, and the filings of four others were not received by ICA until a full week after their due date with the Commission.

4. The Common Carrier Bureau has reviewed the motions to extend time filed by the Committee and by ICA and has concluded that good cause has been shown for a partial grant of their request. The Bureau shares ICA's interest in resolving these issues as expeditiously as possible. We therefore grant all interested parties an extension of time until February 7, 1989, in which to file comments on the LECs' direct cases.

5. Accordingly, IT IS ORDERED that the motions to extend time filed by the Ad Hoc Telecommunications Users Committee and the International Communications Association ARE GRANTED to the extent set forth herein.

FEDERAL COMMUNICATIONS COMMISSION

Gerald Brock
Chief, Common Carrier Bureau

FOOTNOTES

¹ Investigation of Special Access Tariffs of Local Exchange Carriers, CC Docket No. 85-166, Phase II, Part 1, Memorandum Opinion and Order, FCC 88-321, released Dec. 1, 1988 (*Strategic Pricing Order*), recon. pending.

² Investigation of Special Access Tariffs of Local Exchange Carriers, Order, CC Docket No. 85-166, Phase II, Part 1, DA 88-2003, released Dec. 29, 1988.

³ Motion for Extension of Time, Investigation of Special Access Tariffs of Local Exchange Carriers, CC Docket No. 85-166, Phase II, Part 1, filed Jan. 12, 1989.