

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

We will treat this proceeding as non-restricted for purposes of the Commission's *ex parte* rules. See generally 47 C.F.R. §§ 1.1200-1.1216. For further information contact Janice M. Myles, Policy and Program Planning Division of the Common Carrier Bureau, at (202) 418-1577.

PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION

Released: January 31, 1996

PLEADING CYCLE ESTABLISHED FOR COMMENTS ON
PACIFIC BELL'S PETITION FOR WAIVERS
TO IMPLEMENT LOOP UNBUNDLING IN CALIFORNIA

CCBPol 96-04

On January 26, 1996, Pacific Bell (Pacific) filed a petition seeking waivers of Part 69 of the Commission's Rules. Pacific states that the requested waivers are necessitated by the California Public Utilities Commission's (CPUC) January 17, 1996 resolution approving a Co-Carrier Agreement between Pacific and MFS Intelenet (MFS) of California. Pacific states that the Co-Carrier Agreement sets the terms of local interconnection between Pacific and MFS, including the terms for unbundling local exchange links.

Pacific states that a link would provide transport between an end user premise and the Pacific wire center. Pacific states that the Co-Carrier Agreement calls for Pacific to begin providing basic links to MFS on April 1, 1996.

Specifically, Pacific requests a waiver of Rules 69.104 and 69.203 regarding the assessment of EUCL charges. Pacific states that this waiver is needed to assure that loop costs continue to be recovered from Pacific's customer of record for the local exchange service, in this case, MFS. Pacific also seeks a waiver of the Commission's Rule 69.105(a), regarding the assessment of the carrier common line charge, in order to allow Pacific to not assess a carrier common line charge to MFS for measured usage on the unbundled loops.

Pacific notes that it previously filed a petition for waivers relating to the CPUC's decisions opening the California local exchange market to competition, allowing carriers to apply for certification as local exchange carriers, and to resell Pacific's tariffed local exchange services to their end users. (See *Pacific Bell Expedited Petition for Waivers to Implement Resale Competition in California*, filed November 3, 1995, Public Notice, CCBPol 95-21, rel. November 9, 1995.)

Interested parties are asked to file comments on Pacific's petition for waiver by **February 12, 1996**, and reply comments by **February 20, 1996**, with the Secretary, FCC, 1919 M Street, N.W., Washington, D.C. 20554. A copy should also be sent to Janice Myles, Common Carrier Bureau, FCC, Room 544, 1919 M Street, N.W., Washington, D.C. 20554, and to the Commission's contractor for public service records duplication: ITS, Inc., 2100 M Street, N.W., Suite 140, Washington, D.C. 20037. Parties filing comments in this non-docketed proceeding should include the Policy Division internal reference number, CCBPol 96-04, on their pleadings. Pacific's petition is available for inspection and copying in the Industry Analysis Division reference room, Common Carrier Bureau, Room 533, 1919 M Street, N.W., Washington, D.C. 20554. Copies can also be obtained from ITS at (202) 857-3800.