

Application For A New Or Amended Certificate Of Public Convenience And Necessity for INTRASTATE INTEREXCHANGE TELECOMMUNICATIONS SERVICES

Dear Applicant:

The following information is required in the application for a new or amended certificate of public convenience and necessity to provide intrastate interexchange telecommunications service:

- 1) Application for a certificate of public convenience and necessity;
- 2) Samples of the approved tariff form;
- 3) Regulatory Commission of Alaska Act (AS 42.05);
- 4) Rules of Practice and Procedure (3 AAC Chapters 47 through 53);
- 5) Alaska Intrastate Access Charge Manual; and
- 6) Master Utility Directory Information;

The Commission's regulations (3 AAC 48.090) require that the final typed application be submitted in an original and ten (10) duplicate copies. Filings should be mailed or delivered to:

Regulatory Commission of Alaska,
701 West Eighth Avenue, Suite 300
Anchorage, Alaska 99501-3469.

The form itself, may be used as the application if you prefer to do so. In that event, any blanks not otherwise filled in should be marked "not applicable" or "none", as is appropriate.

Also, please note that the 90-day statutory period for considering an application for a certificate to provide intrastate interexchange telecommunications service will not begin until all required information listed in 3 AAC 52.360 has been received and reviewed. To the extent possible, the required tariff filing must have the basic elements delineated in 3 AAC 48.370.

The financial information required by 3 AAC 52.360(a)(11) must be the applicant's financial information. The parent company's financial statements may be filed as supporting information but do not displace the need for the applicant's financial statements. The financial statements must be the most recent year's

local access provider. The access provider's tariff should provide details regarding its requirements¹.

A carrier that resells services purchased under an interstate contract or interstate tariff is separately responsible for reporting and paying all intrastate access fees. In this situation, the charges apply to the access minutes of an intrastate call that originates or terminates in Alaska. This requirement applies whether or not the reseller or underlying carrier pays interstate access charges, unless the reseller can affirmatively show that the underlying carrier is paying intrastate access charges on the reseller's MOUs².

Applicants frequently seek a waiver of 3 AAC 52.380 that requires a carrier to report its access data by mileage band, time of day, and high/low density status. This regulation has not been enforced since January 1999 when revised access charge rules and revisions to the AECA tariff went into effect. Thus, while a carrier is still required to report access data, that data is no longer based on mileage bands, time-of-day, or density status. Commission Staff expects that 3 AAC 52.380 will eventually be modified by the Commission. Until then, specific reporting requirements are contained in the tariffs of the relevant access providers. Current reporting requirements are greatly simplified over the previous requirements, consequently, waivers of tariff-reporting requirements are rarely, if ever, granted.

If we can be of any further assistance with the completion of the application and financial schedules, please feel free to contact us at (907) 276-6222 in Anchorage, or within Alaska (800) 390-2782.

Sincerely,

Regulatory Commission of Alaska

¹ Access service in most rural areas is tariffed and billed through the Alaska Exchange Carriers Association (AECA). Carriers in urban areas often have individual access tariffs.

² In addition, the Commission has considered and approved requests for waiver of the requirement to pay intrastate traffic sensitive access charges (e.g., local switching) if the applicant can show that it is paying interstate access charges on MOUs switched out of state. The Commission has not granted waivers of the requirement to pay Intrastate non-traffic sensitive charges (e.g., AECA's per-minute carrier common line (CCL) charge).

APPLICATION FOR CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY; INTRASTATE
INTEREXCHANGE TELECOMMUNICATIONS SERVICE

3 AAC 52.360. INTRASTATE INTEREXCHANGE TELECOMMUNICATIONS SERVICE
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

(A) An entity proposing to provide intrastate interexchange telephone service must file an application for a certificate of public convenience and necessity that includes

- (1) the legal name and the name under which the applicant proposes to do business;
- (2) the address of the principal national and Alaskan place of business;
- (3) the name, title, and telephone number of the individual who is the liaison with the commission in regard to the application;
- (4) applicant's business structure (corporation, partnership, etc.), including proof of incorporation and name and address of registered agent if applicable;
- (5) proof of authority to do business in Alaska;
- (6) a list of the owners of 5 percent or more of the applicant's equity;
- (7) a list of persons or entities that are affiliated interests of the applicant;
- (8) a list of all administrative and judicial proceedings that resulted in

- (a) suspension, revocation, or denial of the authority, license, or certification of the applicant or its officers, directors, or affiliates to provide utility services;
 - (b) a reprimand, penalty, or conviction of an applicant or its officers, directors, or affiliates related to operations, gross misrepresentations, fraudulent transactions, or securities violations; or
 - (c) an adjudication of bankruptcy or a reorganization in bankruptcy of applicant or its officers, directors, or affiliates;
- (9) a list of all cases and locations in which the applicant, its officers, directors, or affiliates, has abandoned service in violation of applicable statutes, regulations, or orders;
- (10) a list of the names, titles, and responsibilities of key management now employed or to be employed by the applicant and resumes for each person;
- (11) for existing businesses, copies of the most recent year's balance sheet and income statement or Federal Communications Commission Form M and, if available, Securities and Exchange Commission Form 10-K;
- (12) for new businesses, copies of the most recent year's balance sheet and income statement for the owners of the business listed under (6) of this subsection;
- (13) a list of all services proposed, together with an explanation of the applicant's technical ability to provide the proposed services;
- (14) a list of all locations proposed to be served on an originating basis;
- (15) a list of all locations proposed to be served on a terminating basis;

(16) a description of all existing facilities that will be used to provide intrastate interexchange telephone service;

(17) a description of all agreements or negotiations with other utilities for joint use and interconnection of facilities;

(18) a description of all facilities planned for construction within five years to provide intrastate interexchange telephone service;

(19) a description of all existing facilities, or facilities planned for construction within five years, that are or will be used to provide interstate interexchange service;

(20) a tariff of rates and services; and

(21) a verification signed by the person authorized to sign on behalf of the applicant that all of the information provided in the application is true, accurate, and complete.

(B) Notice of an application for a certificate of public convenience and necessity to provide intrastate interexchange telephone service will be given in accordance with 3 AAC 48.645(a).

(C) Subject to 3 AAC 52.361, a certificate of public convenience and necessity will be issued, within 90 days of the date of filing a complete application, to an entity that proposes to provide intrastate interexchange telephone service under 3 AAC 52.350 - 3 AAC 52.399 and that is found by the commission to be fit, willing, and able to provide the proposed service.

(D) The commission will, in its discretion, place conditions on a certificate of public convenience and necessity that it considers appropriate, including a condition that the interexchange carrier post a bond to assure compliance with commission rules and payment of access charges.

Verification of Application and Authorization of Notice

The undersigned hereby verifies the application and requests the Regulatory Commission of Alaska to grant to applicant a certificate of public convenience and necessity for the services and service areas set out above.

The undersigned applicant hereby authorizes the Regulatory Commission of Alaska to arrange notice of this application to other utilities and interested persons by publication in newspapers of general circulation in the applicant's existing and/or proposed service area. The applicant agrees to pay the cost of such publication of notice.

DATED at _____ Alaska, this ____ day of _____, 2 ____.

Name of Applicant

By:

Principal Officer, Partner, or Owner

Name and Title

Address of Applicant

Name and address of attorney for applicant:

RCA No. _____

Sheet No. _____

Canceling

Sheet No.

Tariff Advice No. _____		Effective _____	

Issued By: _____

By: _____

Title: _____

**REGULATORY COMMISSION OF ALASKA
MASTER UTILITY DIRECTORY INFORMATION**

Please complete form and return to:

Records and Filings
Regulatory Commission of Alaska
701 West Eighth Ave., Suite 300
Anchorage, AK 99501-3469
In Anchorage (907) 276-6222
Within Alaska (800) 390-2782

GENERAL INFORMATION UPDATE FORM

Name of Pipeline/Utility Carrier:_____

Address:_____

_____ Zip Code:_____

Telephone No:_____ Fax No:_____

EIN Number:_____ Certificate No.:_____

MANAGEMENT

List all principal management personnel

Name	Address	Local Manager	Phone No.
President:_____			
General Manager:_____			
Principal Attorney(s):_____			
Accountant:_____			
Engineer:_____			

Service Area Information

For all principal management personnel

Location	Local Address	Local Manager	Phone No.

