MEMORANDUM

To: Representative Ralph Samuels, Chair
   Legislative Budget and Audit Committee

From: Ann Wilde
       Commission Section Manager

CC: Robert M. Pickett, Chairman
    Regulatory Commission of Alaska

Subject: Quarterly report for April 1-June 30, 2008

Date: July 9, 2008

Under AS 42.05.175(g), the Commission is required to file quarterly reports with the Legislative Budget and Audit Committee identifying all extensions ordered under AS 42.05.175(f).

At the request of all parties and acting in accordance with AS 42.05.175(f), the Commission extended the statutory timeline in the following dockets:


The commission issued one order under AS 42.05.175(f)(2), the provision that allows the commission to extend a timeline, for one time only, in a written order setting out the commission’s findings regarding good cause.


I would also like to follow-up on dockets for which the statutory timeline was extended at the request of the parties during the first quarter of 2008:

Docket U-07-5: a public hearing was conducted on July 7, 2008. A final decision is due no later than October 10, 2008.
Docket U-05-103: a final order, due April 25, 2008, was issued on April 25, 2008.

Docket U-07-104: a final order, due May 13, 2008, was issued on May 13, 2008.

Docket U-08-4: a public hearing was conducted on July 1-2, 2008. A final decision is due no later than September 30, 2008.

The orders and dockets identified above may be viewed by searching orders or matters on the Regulatory Commission of Alaska web site at https://rca.alaska.gov/RCAWeb/Home.aspx.

Attachment: Order R-0-3(4)
STATE OF ALASKA
THE REGULATORY COMMISSION OF ALASKA

Before Commissioners:

Anthony A. Price, Chairman
Kate Giard
Mark K. Johnson
Robert M. Pickett
Janis W. Wilson

In the Matter of the Consideration of Regulations Governing the Designation of Eligible Telecommunications Carriers

ORDER NO. 4

ORDER EXTENDING STATUTORY TIMELINE

BY THE COMMISSION:

Background

We initiated this docket to establish procedures and evaluation criteria that would apply when a telecommunications carrier requests designation as an Eligible Telecommunications Carrier (ETC) in Alaska.\(^1\) After receiving comments on appropriate procedures and criteria, we formulated proposed regulations addressing the process for obtaining and maintaining designation as an ETC in Alaska\(^2\) and invited comment on the proposed regulations.\(^3\) We also held a workshop and public hearing to address mapping and ETC service area description requirements.\(^4\) At public meetings held May 2, 6, and 7, 2008, we considered comments and revised our ETC proposal. We voted to

\(^1\)See Order R-06-3(1), dated May 31, 2006.

\(^2\)We formulated filing requirements and evaluation criteria for ETC designation requests and periodic filing requirements for ETCs at public meetings held August 24, October 2, October 26, and November 9, 2007.

\(^3\)See Order R-06-3(2), Order Issuing Proposed Regulations for Comment and Scheduling Workshop, dated January 24, 2008.

\(^4\)The workshop and hearing took place on February 6, 2008.
issue revised proposed regulations for comment and extend the statutory timeline for
issuing a final order in this docket to accommodate the comment period.

Discussion

When we initiate a rulemaking proceeding, the statute requires the
issuance of a final order no later than 730 days from the date of the initiating order. We
issued our initiating order in this docket on May 31, 2006, and the statutory timeline for
completing this docket expires May 30, 2008 absent extension.

Applicable statutes also provide us with the right to extend the timeline for
a period of up to 90 days based on a good cause finding. At the May 7, 2008 public
meeting we noted that extending the timeline in this proceeding would allow us to issue
the revised proposal for comment and assist in the development of a complete record,
and determined that good cause exists to extend the statutory timeline for this docket.

Accordingly, we voted to extend the statutory timeline in this docket for 90 days. This
order formalizes that decision.

5AS 42.05.175(e). This statute was amended in 2007 to revise the timeline for
rulemaking dockets from 24 months to 730 days. See am § 5, 7 ch SLA 2007.

6AS 42.05.175(f).

7See May 11, 2008, Special Public Meeting Transcripts at 305-306.

8id. at 306.
ORDER

THE COMMISSION FURTHER ORDERS that the timeline for a final order in Docket R-06-3 is extended to August 28, 2008.9

DATED AND EFFECTIVE at Anchorage, Alaska, this 30th day of May, 2008.

BY DIRECTION OF THE COMMISSION

9If you are not interested in receiving future orders or notices concerning this subject matter, please e-mail rca.mail@alaska.gov or notify our office by mail at 701 West 8th Avenue, Suite 300 Anchorage, Alaska 99501-3469, or at 1-907-276-6222.