

## **Frequently Asked Questions**<sup>7</sup>

Docket No. 28745 Impairment Analysis of Enterprise Market Loop Facilities

### **Q1. Who must file responses to the Bench Requests for Enterprise Loop?**

A. All licensed telecommunications carriers operating in SBC Texas or Verizon territories. If you are not sure whether your company operates in an SBC Texas or Verizon territory, you can view their tariffs at the following Internet locations.

*Southwestern Bell:* [http://www.sbc.com/public\\_affairs/regulatory\\_documents/tariffs/](http://www.sbc.com/public_affairs/regulatory_documents/tariffs/)

*Verizon:* <http://www.verizon.com/tariffs>

### **Q2. If I don't operate in SBC Texas or Verizon territory, or if I do not own or lease facilities, do I have to file anything?**

A. Yes. File an exemption letter.

Exemption Letter: If a carrier does not believe they are operating in an SBC Texas or Verizon territory, the carrier must file a letter in Docket No. 28745 claiming their company is exempt from responding to the Bench Requests.

### **Q3. When is the form due?**

A. The completed form or exemption letter is due no later than December 2, 2003.

### **Q4. How were the Bench Request questions developed?**

A. These questions were developed by the parties to this proceeding in a collaborative process. For a complete list of those parties, please refer to the Interchange under the Filings section of the Texas PUC's website: <http://www.puc.state.tx.us/>. Access Docket Docket No. 28745 and search for Item Nos. 29 and 35, which names the parties to the proceeding.

### **Q5. Where should I go to get additional information on the impairment analysis?**

A. The Federal Communications Commission (FCC) issued the Triennial Review Order on August 21, 2003.<sup>1</sup> The full text of the document can be found on the FCC's website at: <http://www.fcc.gov/searchtools.html> by searching under EDOCS for the DA/FCC number 03-36. The relevant paragraphs for the

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<sup>1</sup> *In the Matter of Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers*, CC Docket No. 01-338, *In the Matter of Implementation of the Local Competition Provisions of the Telecommunications Act of 1996*, CC Docket No. 96-98, *In the Matter of Deployment of Wireline Services Offering Advanced Telecommunications Capability*, CC Docket No. 98-147, *Report and Order on Remand and Further Notice of Proposed Rulemaking* (rel. Aug. 21, 2003) (TRO).

enterprise loop proceeding (Docket No. 28745) are ¶¶298-342, and the relevant rule is 47 C.F.R. 51.319(e).

**Q6. If I have a substantive question regarding the questions listed in the Bench Request, whom should I contact?**

A. Since the Texas PUC did not develop these questions, the Texas PUC recommends that you contact one of the parties to the proceeding for additional information. For a complete list of those parties, please refer to the Inter-change under the Filings section of the Texas PUC's website: <http://www.puc.state.tx.us/>, Access Docket No. 28745 and search for Item Nos. 29 and 35. These documents include the names of the parties to the proceeding.

**Q7. How and where should the form be filed?**

A. Carriers should download, fill out and file the completed form and diskette with the PUC under Docket No. 28745. The Texas PUC's procedural rule (PUC Proc. R. 22.72) addresses the formal requirements and instructions for filing pleadings and documents with the Texas PUC.

**a) How many copies should I file?**

Four copies.

**b) Where do I file?**

Completed forms or letters should be sent to:

Docket No. 28745  
Central Records  
Public Utility Commission of Texas  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, TX 78711-3326

Completed forms also are filed electronically. Instructions on filing documents electronically can be found at <http://www.puc.state.tx.us/interchange/index.cfm>.

**Q8. I'm concerned with the confidential treatment of my responses. How do I submit my responses confidentially?**

A. If a carrier would like to submit its responses pursuant to the Texas PUC's confidentiality rules, the carrier shall follow the procedures explained in PUC Procedural Rule 22.71. The material will be maintained as confidential in accordance to PUC rules and will not be publicly accessible. Parties named to this proceeding must provide copies

to all other named parties, pursuant to the Preliminary Order. If no confidentiality protection is requested, then carriers may file a hard copy of the document and the completed diskette in Docket No. 28745.

**Q9. Can I aggregate my answers to the questions with other companies?**

A. No, the Texas PUC requires that each company respond individually to these questions. If you are concerned about keeping your responses confidential, please refer to Question 7. Multiple responses from different companies can be *filed* together, but not aggregated together.

**Q10. What if my question was not answered above?**

A. If after reading the instructions, you conclude that you do not have the answer to your question, please file a letter with the Texas PUC requesting clarification from the Administrative Law Judge in this proceeding. Please file an original and four copies to:

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Public Utility Commission of Texas  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, TX 78711-3326