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|  | **COMMONWEALTH OF PENNSYLVANIA**  **PENNSYLVANIA PUBLIC UTILITY COMMISSION**  **PO BOX 3265, HARRISBURG, PA 17105-3265** |

**Re: Applications for Telecommunications Authority within the Commonwealth of Pennsylvania for:**

**CLEC (Competitive Local Exchange Carrier),**

**IXC Reseller (Interexchange Carrier Reseller),**

**IXC Facilities-based (Interexchange Carrier Facilities-Based), or**

**CAP (Competitive Access Provider)**

Dear Applicant:

Enclosed, please find application form, PUC-377, adopted by the Pennsylvania Public Utility Commission on September 7, 1996, by the Implementation Reconsideration Order in Docket No. M-0090799, *In re: Implementation of the Telecommunications Act of 1996 (TA‑96)*. Additionally, we have included the minimum information required for evaluation of financial fitness and for tariff sufficiency.

\* An application may be e-filed or filed in hard copy. To file a hard copy, file a signed original version of your entire application with the Commission’s Secretary's Bureau at:

Secretary

Pa. Public Utility Commission Commonwealth Keystone Building Second Floor - Room N201

Harrisburg, PA 17120

To file an electronic version of the application, visit the Commission’s e-filing page and follow the instructions. The page is located at: <http://www.puc.pa.gov/efiling/default.aspx>

\* An applicant may submit one application for all desired services. If you request more than one type of authority in a single application, you must use a separate caption on the face of the application for each authority and submit a proposed tariff for each type of service (with the possible exception of IXC authority, see below).

\* Pursuant to 66 Pa. C.S. § 3018(a), all interexchange services provided by IXCs are now deemed competitive. Section 3018(b)(2) gives IXCs the option to (1) file and maintain tariffs with the Commission, (2) file and maintain price lists with the Commission, or (3) detariff, making them subject to Pennsylvania state contract law. Therefore, IXCs are no longer required to file with the Commission tariffs or price lists for their competitive services. Accordingly, applicants for IXC authority are not required to submit a proposed tariff.

\* An applicant for CLEC service must provide a copy of the application on all incumbent local exchange carriers (ILECs) in whose service territories it wants to provide service. A certificate of service must be attached to the application. A copy of the CLEC application should also be served on all parties named in item number 17 of the application. A CLEC applicant should specify whether it will be operating as a reseller, facilities-based, or combination/mixed CLEC.

\* CLEC authority does **not** include intraLATA Interexchange (IXC) toll authority or competitive access provider (CAP) authority. If the applicant desires to provide intraLATA IXC services and/or CAP services, whether or not in conjunction with CLEC and/or interLATA IXC services, the applicant must explicitly request authority for IXC services and/or CAP services and so indicate in response to questions number 9 and 10. CAP authority may not be used to access the Public Switched Network or toll calling. You must also designate whether the IXC/CAP services will be provided via resale, facilities-based, or combination/mixed operations. IXC and CAP authority is issued on a statewide basis and requires notice of service only as specified in item number 17.

If an application is properly filed and served, including a proposed tariff with rules, regulations and **rates** for services, the Secretary’s Bureau will mail the applicant a letter indicating acceptance of the application and granting of provisional authority in non-rural ILEC services areas. While the Secretarial Letter will not constitute a certificate of public convenience, it will constitute an applicant’s authority to proceed under paragraph B.1.c.4 on page 7 of the June 3, 1996, Implementation Order, as modified by page 5 of the September 7, 1996, Implementation Reconsideration Order.

**CLEC INTERCONNECTION AND RESALE AGREEMENTS**

Interconnection and resale agreements may be filed prior to, in conjunction with, or subsequent to the filing of a CLEC application. The parties to such agreements should file a joint petition requesting that agreement be approved, summarizing the key points of the agreement, and averring compliance with the requirements of TA‑96 and this Commission’s Implementation Orders.

**CLEC 911 SERVICE**

CLECs are required to enable toll-free access to the 911 emergency number for any individual within the Commonwealth to gain rapid, direct access to emergency aid. CLECs are also required to contact and make necessary arrangements for the provisioning of Emergency 911 (E-911) service with each Public Safety Answering Point (PSAP) where the carrier intends to provide service.

An Officer of the carrier must acknowledge on the affidavit attached to the application that the carrier has contacted the appropriate 911 Coordinator(s) ***via certified letter*** and that arrangements are under way for the provisioning of emergency 911 in each PSAP where service is to be provided. CLECs are also responsible to comply with the provisions of the Public Safety Emergency Telephone Act, which includes collecting and remitting the 911 contribution rates as well as providing an access line count to the counties when requested. The Act as well as a listing of 911 Coordinators and 911 contribution rates are available on the PEMA website at <http://www.pema.state.pa.us>.

**OTHER INFORMATION**

Additional information, e.g., reporting requirements, select tariff language and minimum requirements for financial fitness, are available on the Commission’s website at:

<http://www.puc.pa.gov/utility_industry/telecommunications/application_to_provide_telecom_services.aspx>

**PUC APPLICATION AND TARIFF REVIEW**

The Commission’s Bureau of Technical Utility Services - Telecommunications Group (TUS-Telecom) performs the review of applications for telecommunications authority and proposed tariffs. If you have further questions, please contact TUS-Telecom at (717) 787-5550.

Sincerely,

Rosemary Chiavetta

Secretary

Attachments:

1. Application Check List

2. Application Form (PUC-377).