

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Egyptian Telephone Cooperative Ass'n	:	
Madison Telephone Company	:	
Harrisonville Telephone Company	:	
Alhambra-Grantfork Telephone Co.	:	03-0726
Home Telephone Company	:	03-0730
	:	03-0731 (Cons.)
Petitions for Suspension or Modification	:	03-0732
of Section 251(b)(2) Requirements of the	:	03-0733
Federal Telecommunications Act	:	
Pursuant to Section 251(f)(2) of said Act;	:	
for entry of Interim Order; and for	:	
other necessary relief.	:	

**RESPONSE OF THE STAFF OF THE
ILLINOIS COMMERCE COMMISSION TO VERIFIED
PETITIONS TO REOPEN ON THE COMMISSION'S OWN MOTION**

The Staff of the Illinois Commerce Commission ("Staff"), by its undersigned attorneys, and pursuant to the Administrative Law Judge's ("ALJ") Notice of Ruling dated April 4, 2006, respectfully submits this Response to Egyptian Telephone Cooperative Association's ("Egyptian"), Madison Telephone Company's ("Madison"), Harrisonville Telephone Company's ("Harrisonville"), Alhambra-Grantfork Telephone Company's ("Alhambra"), and Home Telephone Company's ("Home") (collectively "Petitioners") Verified Petitions to Reopen on the Commission's Own Motion ("Petition"). Given the Commission's determination in consolidated Docket Nos. 04-0180 et al., Staff has no objection to the Commission granting Petitioners' requests in these consolidated proceedings.¹

¹ The above-captioned dockets were consolidated on April 11, 2006.

On March 28 through April 3, 2006,² Petitioners filed substantially similar petitions asking the Commission to reopen the docket on the Commission's own motion pursuant to 220 ILCS 5/10-113 and 83 Ill. Admin. Code Section 200.900 and to enter an Order on Reopening extending the suspension of the wireline-to-wireless local number portability ("LNP") requirements for 295 days from the date that the stay imposed by the D.C. Circuit Court of Appeals in United States Telecom Ass'n v. Federal Communications Comm'n, 400 F.3d 29 (D.C Cir. 2005), is lifted. Among other things, Petitioners identified the Commission's Order on Reopening in consolidated Docket Nos. 04-0180 et al. (June 2, 2005) extending the suspensions of the wireline-to-wireless LNP requirements of 36 other small carriers for 295 days from the date that the USTA court's stay is lifted. Petition ¶¶ 9-11. Petitioners request similar treatment. Id. ¶ 13.

Staff has no objection to reopening this proceeding for the limited purpose of entering an Order on Reopening extending each Petitioner's suspension of any obligation to provide wireline-to-wireless LNP for 295 days from the date that the stay imposed by the D.C. Circuit Court of Appeals in USTA is lifted. In the Commission's Order on Reopening in consolidated Docket Nos. 04-0180 et al. (June 2, 2005), the Commission adopted a proposal by Verizon Wireless to extend the suspension of various small carriers' obligations to provide wireline-to-wireless LNP for 295 days from the date that the stay imposed by the D.C. Circuit Court of Appeals in USTA is lifted. Order on Reopening at 3. In doing so, the Commission indicated that "the extensions should be handled in a uniform matter" and that extending the suspensions in the manner proposed "was reasonable and efficient for all of the dockets." Id. Given the Commission's determination in consolidated Docket Nos. 04-0180 et al., Staff has no objection to the Commission according similar treatment to Petitioners and granting their requests in this proceeding.

² Specifically, Egyptian and Madison filed Petitions on March 28, 2006. Home filed its Petition on March

April 12, 2006

Respectfully submitted,

By: _____
STEFANIE R. GLOVER
THOMAS R. STANTON
Illinois Commerce Commission
Office of General Counsel
160 North LaSalle St., Suite C-800
Chicago, IL 60601
(312) 793-2877

Staff Counsel