

ICC Docket No. 06-0562

Comments of Illinois Bell Telephone Company

Affidavit of Larry G. Parker

Schedule LGP-3

(COPY)

March 25, 1998

Advice No. 5819

To: Illinois Commerce Commission
527 East Capitol Avenue
Springfield, Illinois 62794-9280

The accompanying tariff pages listed on the attachment, issued by Ameritech Illinois, are transmitted to you for filing.

Ameritech Illinois is making this filing to detariff its Public Pay Phone local (Bands A and B) coin calling rates. All other Ameritech pay phone services are classified as competitive and are tariffed in I.C.C. No. 19, Part 13. Ameritech is maintaining in its tariff, all rates, terms and conditions applicable to non-local calls as well as operator assisted type pay phone calls.

This service is classified as a competitive telecommunications service pursuant to the applicable provisions of the Public Utilities Act.

Notice will be published in newspapers of general circulation and copies of the filing are available for public inspection in the Company's public offices in accordance with 83 Illinois Administrative Code.

We respectfully request your Commission to accept these pages to become effective March 31, 1998.

Any questions and correspondence regarding this filing should be directed to Jaime Villasenor, Director, Regulatory Affairs, who may be reached at:

Ameritech Illinois
225 West Randolph Street, 29C
Chicago, Illinois 60606
Tel. No.: 312-551-9159
FAX No.: 312-727-4771

Please acknowledge receipt by returning the extra copy of this letter.

Sincerely,

(Signed) Debbie Brown
Manager - Tariff Administration

Attachments

ATTACHMENT TO ADVICE NO. 5819

Telecommunications Services Tariff, Ill. C.C. No. 19

<u>Part</u>	<u>Section</u>	<u>Revised Tariff Sheets</u>	
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SUBJECT: Pay Phone Local Calling Deregulation
ISSUED: March 25, 1998

EFFECTIVE: March 31, 1998

BACKGROUND

Section 276 of The Telecommunications Act of 1934 as amended in 1996 required that the FCC establish a plan to ensure fair compensation for all pay phone calls. The FCC's Pay phone "Report and Order" and "Order on Reconsideration" were issued on September 20, 1996, and November 8, 1996 respectively (pursuant to Section 276 of the Telecommunications Act of 1996). These orders provided for the deregulation of pay phone Customer Premises Equipment (CPE) as well as local sent paid calls from pay phones.

In its Report and Order in CC Docket 96-128 at paragraph 56 the FCC stated that ".we believe that the market should set the compensation amount for all pay phone calls, including local coin calls. "At paragraph 58 it went on to say that "Based on the record in this proceeding, we conclude that a deregulatory, market based approach to setting local coin rates is appropriate..".

The FCC did not conclude that the transition to market based rates would occur immediately, but ordered a transition period from the date of the Report and Order to October 7, of 1997. At the conclusion of the first one year period, the market will be allowed to set the price for a local coin call.

In the FCC's Order on Reconsideration the FCC again reaffirmed the pre-emption of the Local Coin Rate from state regulation and said in paragraph 60:

We conclude that, contrary to arguments by certain states, we gave adequate notice to interested parties, in accordance with the APA, that we were contemplating action concerning local coin rates. We conclude further that this notice was broad enough to encompass the option we ultimately adopted: the determination that the market should set the per-call rate for local coin calls at each pay phone.

Some states appealed the pre-emption issue to the United States Court of Appeals for the District of Columbia Circuit. That and other issues were argued on May 13, 1997 and the Court made its decision on July 1, 1997 (No. 96-134).

The Court said (in sections indicated):

II. Analysis:

The State regulatory commissions and the National Association of the State Utility Consumer Advocates et al. (NASUCA) contend that the Commission lacks authority to regulate, or in this instance to deregulate and prevent the States from regulating, rates for local coin calls.

A. Jurisdiction over Intrastate Rates

As we have seen, the Congress in Section 276 directed the Commission to establish regulations to "ensure that all pay phone service providers are fairly compensated for each and every completed intrastate and interstate call." The indicated petitioners and intervenors contend that Section 276(b) does not manifest the clear congressional intent necessary to pre-empt the States' power over local coin rates.

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The Court also found that:

It is undisputed that local coin calls are among the intrastate calls for which pay phone operators must be “fairly compensated”; the only question is whether in Section 276 the Congress gave the Commission [FCC] the authority to set local coin call rates in order to achieve that goal. We conclude that it did.

Accordingly, based on the above, Ameritech Illinois now proposes to remove from its Public Pay Phone Service tariff rates and regulations applicable to local coin calls.

DETAILS OF THIS FILING

In accordance with Section 276 of the 1996 Telecommunications Act and relevant implementing FCC Orders and Federal Circuit Court decisions specified above, Ameritech Illinois is making this filing to detariff its Public Pay Phone local (Bands A and B) coin calling rates. All other Ameritech pay phone services are classified as competitive and are tariffed in ICC 19, Part 13. Ameritech is maintaining in its tariff, all rates, terms, and conditions applicable to non-local calls as well as operator assisted type Pay phone calls.

DEMAND EFFECTS

The demand effect is expected to be de minimus.

REVENUE EFFECTS

This filing is not proposing to modify any rates. As such, no revenue effects are expected as a result of this filing.

COST SUPPORT

Not applicable. No cost support is required for nonregulated services.

IMPUTATION

No rates are being modified in this filing. Imputation does not apply pursuant to Section 13-505.1(b) of the Public Utilities Act.

POLICY IMPLICATIONS

This filing is consistent with Commission policy and the Telecommunications Act and relevant FCC Orders and court decisions referenced under Background above.

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1. OPERATOR ASSISTED LOCAL AREA AND INTRA MARKET SERVICE AREA LONG DISTANCE CALLS

Description

Calls are classified as Operator Assisted when the call is handled in such a manner that operator assistance in completion of the call is necessary.

Local Residence and Ameritech Payphone Operator Assisted calls are classified as competitive services and are described in this Section. Local Business Operator Assisted calls are classified as a non-competitive service (as described in Part 4, Section 2 of tariff Ill. C.C. No. 20) and as a competitive service (as described in this Section).

Intra-Market Service Area long distance Residence, Business, and Ameritech Payphone Operator Assisted calls are classified as competitive services and are described in this Section.

Operator Assisted Call Service includes Usage, Operator Surcharges, and Busy Line Verification and Interrupt Services.

A. Local - Operator Assisted Call Usage

Local calling areas are described in Part 4, Section 2, Paragraphs 4.1 C. and 5.1 C. of tariff Ill. C.C. No. 20.

(T)

To be classified as a local call, at the dial rate, a call must be originated and completed without Company operator assistance and billed to the originating telephone. Applicable dial rates are shown in Part 4, Section 2 of this tariff and of tariff Ill. C.C. No. 20 and Part 13, Section 1 of this tariff, as appropriate.

/1/

Material removed pursuant to Section 276 of the Telecommunications Act of 1996 and subsequent F.C.C. Report and Order released and adopted on September 20, 1996, and F.C.C. Order on Reconsideration released and adopted on November 8, 1996, and decision of the United States Court of Appeals for the District of Columbia Circuit. (No. 96-134)

/1/ Material now appears on 5th Revised Sheet No. 2 in this Section.

1. OPERATOR ASSISTED LOCAL AREA AND INTRA MARKET SERVICE AREA LONG DISTANCE CALLS (cont'd)

A. Local - Operator Assisted Call Usage (cont'd)

/1/

All other types of calls within the local calling areas are billed as follows: Residence Operator Assisted call local usage rates are shown in 2. following; Ameritech Payphone Operator Assisted call local usage rates are shown in 4. following; Business Operator Assisted call local (Band A and Band B) rates are shown in Part 4, Section 2 of tariff Ill. C.C. No. 20; and Business Operator Assisted call local (Band C) rates are shown in 3. following.

B. Long Distance Operator Assisted Call Usage

To be classified as a intra-Market Service Area long distance call, at the dial rate, a call must be originated and completed without Company operator assistance and billed to the originating telephone, applicable dial rates are shown in Part 9, Section 1 of tariff Ill. C.C. No. 20 and Part 13, Section 3 of this tariff, as appropriate.

All other types of calls beyond the local calling areas and within the same Market Service Area are billed as follows: Residence Operator Assisted call long distance usage rates are shown in 2. following, Business Operator Assisted call long distance usage rates are shown in 3. following and Ameritech Payphone Operator Assisted call service long distance usage rates are shown in 4. following.

/1/

/1/ Material formerly appeared on 2nd Revised Sheet No. 1 in this Section.

4. AMERITECH PAYPHONE OPERATOR ASSISTED CALLS - Market Service Areas 1, 2, 3, 4, 5, 6, 7, 9, 10, 12, 15

4.1 General

Message charges as covered in Part 13, Section 1, Paragraph 1.2 of this tariff are applicable to customer dialed station-to-station calls paid by cash deposit in the originating telephone. All other calls are billed as follows: (C)

Where the user requests that a local call be handled in such a way that operator assistance in completion of the call is necessary, (other than normal collection of charges) the lowest rate step in the appropriate rate table shown in 4.2 A. following is applicable, in addition to the appropriate Operator Assisted Call Surcharge, shown in 5. following. (C)
Calls other than local, will follow the appropriate rate step in the appropriate rate table as shown in 4.2 A following is applicable, in addition to the appropriate Operator Assisted Call Surcharge, shown in 5. following. (N)

Where the user requests a call be handled in such a way that operator assistance in completion of the call is necessary, other than normal collection charges, and the call is beyond the calling areas within the same Market Service Area, the appropriate rate step in the appropriate Long Distance Assisted Usage rate table shown in 4.3 following is applicable. Applicable rates for customer dialed station-to-station long distance calls, paid by cash deposit in the originating telephone are shown in Part 13, Section 3 of this tariff. (D)
(D)
(D)

Rules and regulations governing Airline Distance, Classes of Service, Timing of Messages, and Billing or Collection of Charges, shown in Part 9, Section 1 of tariff Ill. C.C. No. 20 are applicable.

Material removed pursuant to Section 276 of the Telecommunications Act of 1996 and subsequent F.C.C. Report and Order released and adopted on September 20, 1996, and F.C.C. Order on Reconsideration released and adopted on November 8, 1996, and decision of the United States Court of Appeals for the District of Columbia Circuit. (No. 96-134)

1. PUBLIC SERVICE (cont'd)

1.2 Message Charges

(C)

Message charges (Band C) are applicable to customer dialed station-to-station calls paid for by cash deposit in the originating telephone.

(C)

The initial period charge shown in 1.2A following is applicable to calls originated to customers of wireless (paging and cellular) services where the wireless provider has subscribed to billing option 1 out of the Radio Common Carrier Access Service Tariff Ill. C.C. No. 16. All other calls are billed as follows:

(T)

(C)

- a) Where a user requests that a call be charged to the called party, a third party, or to a calling card and/or requests person-to-person service, or requests other special handling of the call, the Operator Assisted Call Service rates as shown in Part 11, Section 1 of this tariff is applicable. Operator Assisted Call Service rates do not apply where facilities are not available for dial completion, or where for other service reasons, operator assistance in completion of the call is necessary.

(C)

(C)

(D)

(D)

- b) Long Distance Message Service rates as shown in Section 3 of this Part are applicable to all calls beyond local calling areas within the same Market Service Area where the user does not request the assistance of the operator (other than normal collection of call charges) to complete the call.

Operator Assisted Call Service rates as shown in Part 11, Section 1 of this tariff are applicable to calls within the same Market Service Area and where operator assistance in completion of the call is necessary.

(C)

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1. PUBLIC SERVICE (cont'd)

1.2 Message Charges

(C)

c) Where the caller requests a Company operator to verify that a called line is in use Operator Assisted Call Service for Verification Service as shown in Part 11, Section 4 of this tariff is applicable.

d) Where the caller requests a Company operator to interrupt or to verify and interrupt a conversation that is in progress on a called telephone number, Operator Assisted Call Service for Busy Line Interrupt Service as shown in Part 11, Section 4 of this tariff is applicable.

(C)

(C)

A. Initial Period

1. Station-to-station calls to telephones bearing the designations of the same district as the calling telephone.

(C)

A charge as shown in (2) following applies in MSAs 1, 2, 3, 6, 7, 9, and 15 when the charges are paid for by cash deposit in the originating telephone.

(C)

(C)

(D)

|

(D)

2. The charge is 80¢ where the rate is designated as Band C.

(C)

3. For Point-To-Point calling area band designations reference as follows:

(C)

Tariff Ill. C.C. No. 20, Part 4, Section 2

- MSA 1 - See 4.4G. Interdistrict Band Designations
- MSA 2, 3, 6, 7, 9 and 15 - See 5.4F. Interdistrict Band Designations

(C)

4. For routes with designation C, the rate for the first three minutes of conversation is 80¢.

(N)

(N)

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ILLINOIS BELL
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Ameritech

Tariff

ILL. C.C. NO. 19

PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

3rd Revised Sheet No. 16
Cancels
2nd Revised Sheet No. 16

1. PUBLIC SERVICE (cont'd)

(D)

(D)

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Issued: March 25, 1998

Effective: March 31, 1998

By D. H. Gebhardt, Vice President - Regulatory Affairs

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

3rd Revised Sheet No. 17
Cancels
2nd Revised Sheet No. 17

1. PUBLIC SERVICE (cont'd)

(D)

(D)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

3rd Revised Sheet No. 18
Cancels
2nd Revised Sheet No. 18

1. PUBLIC SERVICE (cont'd)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

3rd Revised Sheet No. 19
Cancels
2nd Revised Sheet No. 19

1. PUBLIC SERVICE (cont'd)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

3rd Revised Sheet No. 20
Cancels
2nd Revised Sheet No. 20

1. PUBLIC SERVICE (cont'd)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

3rd Revised Sheet No. 21
Cancels
2nd Revised Sheet No. 21

1. PUBLIC SERVICE (cont'd)

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(D)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

3rd Revised Sheet No. 22
Cancels
2nd Revised Sheet No. 22

1. PUBLIC SERVICE (cont'd)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

3rd Revised Sheet No. 23
Cancels
2nd Revised Sheet No. 23

1. PUBLIC SERVICE (cont'd)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

3rd Revised Sheet No. 24
Cancels
2nd Revised Sheet No. 24

1. PUBLIC SERVICE (cont'd)

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(D)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

2nd Revised Sheet No. 25
Cancels
1st Revised Sheet No. 25

1. PUBLIC SERVICE (cont'd)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

2nd Revised Sheet No. 26
Cancels
1st Revised Sheet No. 26

1. PUBLIC SERVICE (cont'd)

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SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

3rd Revised Sheet No. 27
Cancels
2nd Revised Sheet No. 27

1. PUBLIC SERVICE (cont'd)

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SECTION 1 - Ameritech Payphone Services

2nd Revised Sheet No. 28
Cancels
1st Revised Sheet No. 28

1. PUBLIC SERVICE (cont'd)

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PART 13

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SECTION 1 - Ameritech Payphone Services

2nd Revised Sheet No. 29
Cancels
1st Revised Sheet No. 29

1. PUBLIC SERVICE (cont'd)

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PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

3rd Revised Sheet No. 30
Cancels
2nd Revised Sheet No. 30

1. PUBLIC SERVICE (cont'd)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

3rd Revised Sheet No. 31
Cancels
2nd Revised Sheet No. 31

1. PUBLIC SERVICE (cont'd)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

2nd Revised Sheet No. 32
Cancels
1st Revised Sheet No. 32

1. PUBLIC SERVICE (cont'd)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

2nd Revised Sheet No. 33
Cancels
1st Revised Sheet No. 33

1. PUBLIC SERVICE (cont'd)

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225 West Randolph Street
Chicago, Illinois 60606

ILLINOIS BELL
TELEPHONE COMPANY

Ameritech

Tariff

ILL. C.C. NO. 19

PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

2nd Revised Sheet No. 34
Cancels
1st Revised Sheet No. 34

1. PUBLIC SERVICE (cont'd)

(D)

(D)

Material removed pursuant to Section 276 of the Telecommunications Act of 1996 and subsequent F.C.C. Report and Order released and adopted on September 20, 1996, and F.C.C. Order on Reconsideration released and adopted on November 8, 1996, and decision of the United States Court of Appeals for the District of Columbia Circuit. (No. 96-134)

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PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

2nd Revised Sheet No. 35
Cancels
1st Revised Sheet No. 35

1. PUBLIC SERVICE (cont'd)

(D)

(D)

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SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

2nd Revised Sheet No. 36
Cancels
1st Revised Sheet No. 36

1. PUBLIC SERVICE (cont'd)

(D)

(D)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

2nd Revised Sheet No. 37
Cancels
1st Revised Sheet No. 37

1. PUBLIC SERVICE (cont'd)

(D)

(D)

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PART 13

SECTION 1

PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

2nd Revised Sheet No. 38
Cancels
1st Revised Sheet No. 38

1. PUBLIC SERVICE (cont'd)

(D)

(D)

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6. PUBLIC COMMUNICATIONS SERVICE (OUT-OF-TERRITORY) (cont'd)

E. PRICES

1. Service Elements

(D)

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(D)

For calls where a customer requests operator assistance to place a call to Directory Assistance, an Operator Assisted Surcharge will apply.

(T)

(T)

Message Charges

The following rate schedules show the charges for the initial and additional period of customer-dialed intraMSA station-to-station calls between or within exchanges. Rates for service between points in the state are based on airline mileage distance between rate centers. In general, each point is designated as an exchange rate center except that certain small towns or communities are assigned adjacent rate centers with which they are closely associated for communications purposes by community of interest. For the purpose of determining airline mileage, a Vertical (V) and Horizontal (H) coordinate system is used (see calculation of distance methodology, following).

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225 West Randolph Street
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PART 13 - Public Telephone Services
SECTION 1 - Ameritech Payphone Services

1st Revised Sheet No. 61
Cancels
Original Sheet No. 61

6. PUBLIC COMMUNICATIONS SERVICE (OUT-OF-TERRITORY) (cont'd)

E. PRICES

1. Service Elements

COIN RATES

IntraMSA Service (MSA-1)

The message usage rate set forth will apply to all intraMSA calls regardless of the time of day or day of week.

<u>Mileage</u>	<u>Initial 3 Minutes</u>	<u>Each Additional 5 Minutes</u>
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16+

\$0.80

\$0.25

(D)

(D)

IntraMSA Service (All Other MSAs)

(D)

IntraMSA Toll Calls

1) Charges to be rounded up to the nearest \$0.05

2) Operator-Assisted Sent Paid Surcharge \$1.05

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