MEMORANDUM UTILITIES DIVISION

TO:

Chair

Moline

Commissioner

Krehbiel

Commissioner

Moffet

FROM:

Hal Baumhardt

DATE:

September 13, 2006

DATE SUBMITTED TO LEGAL: _____

9/18/06

DATE SUBMITTED TO COMMISSIONERS: ____

RE:

Docket No. 06-GRHT-1095-COC

In the Matter of the Joint Application of Rural Telephone Service Company, Inc. (RuralTel) and Gorham Telephone Company, Inc. (Gorham) for Permission of RuralTel to Cease Operating as a Telephone Public Utility in Two Kansas Exchanges it is Acquiring from United and to Grant Gorham a Certificate of Public Convenience for the Same Two Exchanges, and for Authority to Transfer Property, Plant and Equipment of RuralTel Located in the Two Exchanges to Gorham and Complete all Matters Incident to the Transfer.

BACKGROUND:

On August 25, 2006 Telcom Support Services ("TSS"), on behalf of Gorham Telephone Company, Inc. ("GRHT") filed this application. With this filing GRHT is being made in compliance with the Commission's Order in Docket No. 06-GRNT-1095-COC, granted August 9, 2006. Part of the Order and Certificate is a Stipulation and Agreement entered into between Gorham Telephone Company, Inc. (Gorham), the Citizens' Utility Ratepayer Board (CURB) and the Staff of the Corporation Commission of the State of Kansas that requires Gorham to file revision to its General Exchange Tariff.

ANALYSIS:

Staff has reviewed this filing. Gorham's pertinent revisions in its revised General Exchange Tariff include the following changes:

- 3rd Revised Sheet 4 for General Exchange Tariff, Index change in text associated with Section 3.
- Original Revised Sheet 5 for General Exchange Tariff, Index additional change in text.
- 1st Sheet 1 for General Exchange Tariff, Section 1 added new United exchanges Luray and Paradise.

- 11th Revised Sheet 1 for General Exchange Tariff, Section 2 added United's monthly rates for local services and Lifeline Service Credits.
- 1st Revised Sheet 1 for General Exchange Tariff, Section 3 moved text from Sheet 2, and custom calling services from Sheet 4.
- 2nd Revised Sheet 2 for General Exchange Tariff, Section 3 moved test from Sheet 4, and change in text associated with custom calling.
- 2nd Revised Sheet 3 for General Exchange Tariff, Section 3 restructured costume calling offering and rates to reflect rates offered by United.
- 3rd Revised Sheet 4 for General Exchange Tariff, Section 3 added new advanced calling service (ACS).
- 2nd Revised Sheet 5 for General Exchange Tariff, Section 3 added four new advanced calling services.
- 2nd Revised Sheet 6 for General Exchange Tariff, Section 3 integrated monthly rates for the new ACS features.
- 2nd Revised Sheet 7 for General Exchange Tariff, Section 3 added new discounted service bundles for vertical services.
- 2nd Revised Sheet 8 for General Exchange Tariff, Section 3 change in text for 900 service access restriction.
- 2nd Revised Sheet 9 for General Exchange Tariff, Section 3 change in text for emergency 911 services.
- Sheets 10 13 have been deleted.

When a service provider purchases an exchange, the new provider is likely to have different tariff rates than the previous incumbent local exchange carrier (ILEC). Gorham has satisfied the tariff filing, as ordered by the Commission, within 30 days after the Commission approval and prior to cutover of the two exchanges.

Paragraph nine of the S&A defines the requirements in how Gorham's tariff will apply so that customers are not impacted in a negative way. In Staff's review of these S&A conditions Staff finds that Gorham has sustained the Local Service rates once charged by United and append those as separate rate groups to Gorham Service Tariff. In addition, Gorham has maintained its own General Exchange Tariff rates for all other services such as call waiting, three-way calling and all other charges applicable to installation, etc.

United offers discounted service bundles to its customers and maintains the local service features contained within these bundles. At the same time, Gorham's revised tariff contains five additional bundles comprising of comparable features for the expanded customer base to choose from at or below original bundle offerings.

Lastly, Staff finds that Gorham has not increased its rates for its existing customer base, as a result of the acquisition of the two exchanges Luray and Paradise. By executing this exchange purchase, concurrent with the twelve exchanges acquired from United by Rural Telephone Service Company, Gorham avoided multiple changes in local service providers and any potential customer confusion.

RECOMMENDATION:

Staff recommends the Commission grant these revisions to update Gorham's General Exchange Tariff as agreed upon between parties in the Stipulation and Agreement to service Gorham's existing and expanded customer base. This application revises the above-mentioned General Exchange Tariff pages, and Gorham's tariff should be granted and the applicable replacement pages shall become effective October 1, 2006, as requested by applicant.

cc: Don Low Bret Lawson Susan Duffy Janet Buchanan

Pat Shurtz