

BEFORE THE GUAM PUBLIC UTILITIES COMMISSION

IN RE:)
) **GTA Docket 11-03**
)
GTA PETITION FOR RULEMAKING)
TO ESTABLISH AN APPROPRIATE)
REPAIR TIME INTERVAL FOR xDSL)
UNE (“UNBUNDLED NETWORK)
ELEMENT”))

ORDER INSTITUTING RULEMAKING

1. On March 16, 2011, GTA Telecom LLC filed a Petition for Rulemaking to define the appropriate repair time interval for xDSL UNE (“Unbundled Network Element”).
2. On August 13, 2007, the Guam Public Utilities Commission [“PUC”] adopted proposed rules to establish timelines, conditions and standards that GTA Telecom LLC [“GTA”], as the incumbent local exchange carrier, should meet in order to implement PUC approved interconnection arrangements with competitive local exchange carriers and to provide such carriers and new entrants with a fair and reasonable opportunity to compete in the local exchange market.
3. At present, the current Interconnection Implementation Rule [IIRs], Rule 7(f), does not define the repair time interval for xDSL UNEs. Rule 7(f) does provide for various repair intervals during which the Incumbent Local Exchange Carrier is required to “clear out-of-service trouble reports received from another telecommunications carrier...”.
4. At the PUC Regular meeting of April 18, 2011, PUC Counsel has recommended that the PUC authorize the institution of a rulemaking proceeding to establish and define the appropriate repair time interval for xDSL UNE.

After careful review of the GTA Petition for Rulemaking, and consideration of the recommendation of PUC Legal Counsel, and for good cause shown, the Guam Public Utilities Commission hereby **ORDERS** that:

1. Good and sufficient cause has been shown to support the commencement of a rulemaking under 12 GCA §12104[c][2] to define the appropriate repair time interval for xDSL UNE (“Unbundled Network Element”).

2. PUC's Administrative Law Judge is hereby authorized and directed: a] to oversee proceedings to establish and define the repair time interval for xDSL UNE; b] to cause notice to be issued on behalf of the PUC requesting public comment on the appropriate repair time interval for xDSL UNE; and c] to schedule a public hearing for PUC's consideration of this matter.

Dated this 18th day of April, 2011.

Jeffrey C. Johnson
Chairman

Joseph M. McDonald
Commissioner

Rowena E. Perez
Commissioner

Filomena M. Cantoria
Commissioner

Michael A. Pangelinan
Commissioner