

BEFORE THE GUAM PUBLIC UTILITIES COMMISSION

IN THE MATTER OF:)
) GT DOCKET 10-01
)
GUAM TELECOM, LLC, GENERAL)
EXCHANGE TARIFF NO. 1)
_____)

PUC COUNSEL REPORT

Background

On April 29, 2010, Guam Telecom, LLC [“GT”] filed with the Guam Public Utilities Commission [PUC] its General Exchange Tariff No. 1.¹ Previously, on May 28, 2009, GT was issued a Certificate of Authority to provide resold and facilities based local exchange services in Guam; however, no such services were to be provided until GT filed and obtained PUC approval of its tariff for said services.²

GT has purchased a carrier class soft switch to deliver VoIP Telephony Service to subscribers over its existing transmission facilities as a Cable Television and Internet Service Provider.³ In the meantime, GT has also entered into an Interim Interconnection Agreement with GTA Telecom LLC for resold local exchange telecom services.⁴

In this Docket, in compliance with the Commission’s prior Order, GT is submitting General Exchange Tariff No. 1 for the provision of resold and facilities based local exchange services within Guam. The Tariff provides regulations and a schedule of intrastate charges applying to general exchange telecommunications services within Guam.⁵ At present, the Tariff indicates that GT will provide the Exchange Access Service of “Basic Line Service” to residential customers; Business Line Service (and other services such as Key Line Service, the Basic Trunk Service, DID/DOD Trunk Service and Primary Rate Interface) are not presently offered.⁶

¹ Guam Telecom General Exchange Tariff No. 1, GT Docket 10-01, filed April 29, 2010.

² GT Certificate of Authority, GT Docket 09-01, filed May 28, 2009.

³ PUC Legal Counsel Report, GT Docket 09-01, filed May 28, 2009.

⁴ See Order Approving Interim Interconnection Agreement, GT Docket 09-02, issued December 23, 2009.

⁵ GTA Telecom LLC General Exchange Tariff No. 1 at p. 1.

⁶ Id. at pgs. 47-52.

The Tariff provides regulations governing the relationship between the company and customers, such as their respective obligations, provision of equipment, payment arrangements, allowances for interruptions in service, cancellation of service and other matters.⁷ The Basic Line Service provides a Customer with a single telephonic communications channel that can be used to place or receive calls. Each basic line has standard features, such as Caller ID, Call Waiting, Delayed Call Forwarding, 3-Way-Calling, Speed Calling, and Find Me, Follow Me.⁸ The basic non-recurring charge is \$49.99 per primary line, and a monthly recurring charge of \$24.99.⁹

GT's General Exchange Tariff No. 1 has been properly filed pursuant to 12 GCA §12106(a), which requires telecommunications companies such as GT to file tariffs indicating the rates and charges and the classifications, terms and conditions of its telecommunications services.¹⁰ Counsel notes that the form of GT General Exchange Tariff No. 1 appears to be modeled after IT&E Telecom General Exchange Tariff No. 1, which was approved by the PUC Order, issued August 13, 2007.¹¹ The pricing in the two tariffs for residential Flat Rate Service for monthly recurring charge per line is the same, i.e. \$24.99.¹²

On May 10, 2010 PUC published public notice of GT's request for approval of General Exchange Tariff No. 1.¹³ The PUC has invited public comments regarding the proposed tariff, and a deadline of May 24, 2010 was set for interested parties to file public comments regarding the tariff. To date, no comments have been received by the PUC in response to this notice.

Recommendation

Counsel recommends that GT General Exchange Tariff No. 1 be approved. GT has filed this tariff in compliance with its Certificate of Authority. However, Counsel recommends that the "effective date" stated on the tariff, May 1, 2010, be changed to the date upon which PUC approves the tariff (if approval is given). When a telecommunications company makes any change in rates or charges, or terms or conditions for any telecommunications service, it must give thirty (30) days prior notice

⁷ Id. at pgs. 11-44.

⁸ Id. at p. 48.

⁹ Id. at p. 48.

¹⁰ 12 GCA §12106(a), the Guam Telecommunications Act of 2004.

¹¹ PUC Order, Docket 07-8 (IT&E Overseas Inc. Petition for Approval of General Exchange Tariff, filed August 13, 2007).

¹² GT General Exchange Tariff No. 1, p. 48; and IT&E Telecom General Exchange Tariff No. 1. 48.

¹³ See PUC Notice published in the Pacific Daily News on May 10, 2010.

to the PUC, unless the PUC has previously authorized or approved the change, or unless otherwise ordered by the PUC.¹⁴

Dated this 24th day of May, 2010.

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¹⁴ 12 GCA §12106(b) & (c).