

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Joint Petition of Verizon Pennsylvania LLC and :
Verizon North LLC for Competitive Classification of : Docket No. P-2014-2446303
all Retail Services in Certain Geographic Areas, and : Docket No. P-2014-2446304
for a Waiver of Regulations for Competitive Services :

PREHEARING MEMORANDUM
OF
COMMUNICATIONS WORKERS OF AMERICA AND
INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS

In accordance with the Administrative Law Judge's Prehearing Conference Order dated October 9, 2014, and 52 Pa. Code § 5.222(d)(1), Communications Workers of America ("CWA") and International Brotherhood of Electrical Workers ("IBEW") hereby file this Prehearing Memorandum and provide the following information to the Administrative Law Judge and the parties to this proceeding.

Procedural History: On October 20, 2014, CWA and IBEW filed their Protest and Answer to the Joint Petition. CWA and IBEW are representing the interests of their members as employees and customers of Verizon Pennsylvania LLC and Verizon North LLC (collectively "Verizon").

Issues: The CWA-IBEW Protest and Answer includes the following issues:

- Whether "basic stand alone local calling service" is readily available from competitors on a non-discriminatory basis and at reasonable rates, terms and conditions throughout the service areas included in the Joint Petition;
- Whether it is in the public interest to waive requirements to ensure electrical safety of telecommunications lines (52 Pa. Code §§ 63.12, 63.23, 63.63);
- Whether it is in the public interest to waive requirements for periodic tests, inspections and preventive maintenance (52 Pa. Code § 63.13);

- Whether it is in the public interest to waive standards for emergency response, backup power, and qualified personnel for emergency repair work (52 Pa. Code § 63.14);
- Whether it is in the public interest to waive testing and inspection requirements (52 Pa. Code §§ 63.22 and 63.64);
- Whether it is in the public interest to waive trouble report surveillance and reporting (52 Pa. Code § 63.55);
- Whether it is in the public interest to waive standards for answering calls, responding to customer trouble reports, and installing service (52 Pa. Code §§ 63.56 to 63.59);
- Whether it is in the public interest to waive requirements for an employee safety program (52 Pa. Code § 63.65);
- Whether it is in the public interest to waive customer notification prior to service interruption (52 Pa. Code § 64.51);
- Whether it is in the public interest to waive prohibition of termination for non-payment of non-basic service charges (52 Pa. Code § 64.63);
- Whether it is in the public interest to waive notice procedures prior to suspension of service (52 Pa. Code §§ 64.71 to 64.75 and 64.121 to 64.123); and
- Whether it is in the public interest to waive emergency and medical certification procedures (52 Pa. Code §§ 64.101 to 64.109).

CWA and IBEW reserve the right to address other issues that may arise through the discovery process or in the evidence submitted by other parties.

CWA and IBEW have not determined the extent to which they will need to participate in order to represent the interests of their members, but they will pursue these issues, as necessary, through discovery, cross-examination, direct and rebuttal testimony, and the filing of briefs and other pleadings, as required to protect their interests.

Witnesses: CWA and IBEW have not yet identified the witnesses they will call in this case. CWA and IBEW will notify the Administrative Law Judge and parties as soon as the identities of any such witnesses are known.

Service List: CWA and IBEW request that their entry on the service list should be for its counsel, as follows:

Scott J. Rubin
333 Oak Lane
Bloomsburg, PA 17815-2036
Voice: (570) 387-1893 / Fax: (570) 387-1894
Email: scott.j.rubin@gmail.com

Pursuant to 52 Pa. Code § 1.54(b)(3), CWA and IBEW consent to the electronic service of all documents at the e-mail address shown above.

Schedule: Counsel for CWA and IBEW will work with counsel for other parties to develop a schedule for this proceeding. It is hoped that a consensus schedule will be provided to the Administrative Law Judge at or before the prehearing conference.

Of particular importance, CWA and IBEW recognize that Verizon's request to have certain services declared to be competitive must be decided within 150 days of the date of filing. 66 Pa. C.S. § 3016. There is no such requirement, however, to expedite Verizon's request for waiver of dozens of regulations. CWA and IBEW, therefore, believe that a schedule should be developed that bifurcates the competitive classification issues from the waiver request issues, so that adequate time can be provided for review of the waiver requests (including time for an Initial Decision by the Administrative Law Judge as to those issues).

Settlement: CWA and IBEW are willing to engage in settlement negotiations at an appropriate point in this proceeding.

Protective Order: CWA and IBEW do not object to the proposed Protective Order submitted by Verizon on October 6, 2014.

Respectfully submitted,



Scott J. Rubin (PA Sup. Ct. ID 34536)
333 Oak Lane
Bloomsburg, PA 17815-2036
Voice: (570) 387-1893
Fax: (570) 387-1894
Email: scott.j.rubin@gmail.com

Counsel for Communications Workers of America
and International Brotherhood of Electrical Workers

Dated: October 20, 2014