

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Harrisburg, Pennsylvania 17105-3265

Public Meeting held June 5, 2014

United Telephone Company of PA, LLC, d/b/a Centurylink and Sprint Spectrum	2412433-OSA Docket No. A-2014-2412433
Bentleyville Communications Corp. and Nextel	2415724-OSA Docket No. A-2014-2415724
Bentleyville Communications Corp. and Verizon Wireless	2417258-OSA Docket No. A-2014-2417258
Bentleyville Communications Corp. and AT&T Mobility	2417259-OSA Docket No. A-2014-2417259
Marianna & Scenery Hill Telephone Company and AT&T Mobility	2417260-OSA Docket No. A-2014-2417260
Marianna & Scenery Hill Telephone Company and Verizon Wireless	2417264-OSA Docket No. A-2014-2417264

STATEMENT OF COMMISSIONER GLADYS M. BROWN

We have before us six interconnection agreements executed between incumbent local exchange carriers (ILECs) and competitive local exchange carriers (CLECs) or providers of commercial mobile radio service (CMRS or wireless). Every agreement was executed as long ago as July 2012, but not filed until April 2014. Timing matters.

Section 252(e), 47 U.S.C. § 252(e), requires providers to file these agreements. The Commission must review and act within ninety days or they are deemed approved. The Commission can reject or amend agreements if they are discriminatory or not in the public interest. These agreements must be made available to all other competitors under the “pick and choose” rule.

The delayed filing of agreements means the Commission’s review of the agreements cannot occur in a timely manner. In the above-docketed cases, the Commission’s review was delayed until almost two years after the agreement was already in operation. Second, and most important, competitors were not able to exercise their right to opt into these agreements until two years after they were in operation.

In the future, I will not hesitate to recommend to my fellow Commissioners that such unexplained filing delays be subject to further examination, including possible referral to the Commission's Bureau of Investigation and Enforcement for action as they deem appropriate.

June 5, 2014
Date



Gladys M. Brown, Commissioner