

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of MCImetro           )  
Access Transmission Services, Inc. and MCI           )   Case No. 97-657-TP-WVR  
Telecommunications Services, Inc. for a Waiver.    )

FINDING AND ORDER

The Commission finds:

- (1) On June 19, 1997, as amended on July 10, 1997, MCI Telecommunications Corporation and MCImetro Access Transmission Services, Inc. (collectively MCI) filed a joint application for a waiver of the alternative operator service (AOS) guidelines<sup>1</sup> so that MCI could charge the same toll rates for both intraLATA and interLATA calls from secured facilities. Specifically, MCI seeks a waiver from Rules 2 and 3 set forth in the applicable AOS guidelines.<sup>2</sup> The toll rates that MCI proposes to charge are those rates set forth in MCI Telecommunications Corporation 2nd Revised Sheet No. 65 at paragraph .02611. These message toll rates are well below the caps for interLATA calls set forth in the AOS guidelines MCI avers.
- (2) The applicable AOS guidelines from which MCI seeks a waiver provide, in pertinent part, that:

Rule 2

For local operator-assisted calls, the AOS provider shall not charge the billed party more than the LEC<sup>3</sup> price list rates for a local operator-assisted call in the same exchange. This requirement includes both the rates for message toll service and operator surcharges.

Rule 3

For intraLATA intrastate calls, the AOS providers serving secured inmate facilities shall not charge the billed party more

<sup>1</sup> The AOS guidelines were adopted in *In the Matter of the Commission Investigation Into the Provision of Intrastate Interexchange Operator Assisted Services in Ohio*, Case No. 88-560-TP-COI, Supplemental Finding and Order issued December 30, 1991, as subsequently modified by Entry on Rehearing issued February 27, 1992.

<sup>2</sup> The applicable AOS guidelines are also set forth in Guidelines II.D.3.a. and b. in Case No. 89-563-TP-COI, *In the Matter of the Commission Investigation Into the Implementation of Sections 4927.01 Through 4927.05, Revised Code, as They Relate to Competitive Telecommunications Services*, Entry on Rehearing issued December 22, 1993.

<sup>3</sup> LEC is an acronym for local exchange carrier.

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than the LEC price list rates for an intraLATA intrastate call. This requirement includes both the rates for message toll service and operator surcharges. This requirement is only applicable in those situations where the billed party does not have access to other OSPs<sup>4</sup> for the call from the secured inmate facility.

- (3) No one filed a memorandum contra MCI's application for a waiver.
- (4) Staff has thoroughly reviewed MCI's waiver request and finds such request to be reasonable provided that MCI charge no more than the AOS rate caps for message toll service set forth in Case Nos. 88-560-TP-COI and 89-563-TP-COI.
- (5) The Commission finds, as Staff alleges, that MCI's request for a waiver is reasonable provided MCI charges the end users no more for message toll service than the AOS rate caps set forth in Case Nos. 88-560-TP-COI and 89-563-TP-COI. Therefore, MCI's request for a waiver of the applicable AOS guidelines is granted to the extent set forth above.

It is, therefore,

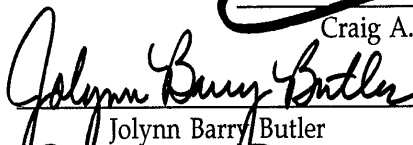
ORDERED, That this application be granted as set forth above. It is, further,

ORDERED, That a copy of this Finding and Order be served upon all parties of record.

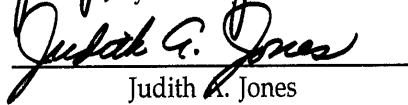
THE PUBLIC UTILITIES COMMISSION OF OHIO



Craig A. Glazer, Chairman



Jolynn Barry Butler



Judith A. Jones

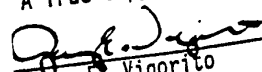
Ronda Hartman Fergus

JRJ:geb

Entered in the Journal

DEC 18 1997

A True Copy

  
Gary E. Vigorito  
Secretary

<sup>4</sup> OSPs is an acronym for operator service providers.

SERVICE NOTICE

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CASE NUMBER 97-657-TP-WVR  
CASE DESCRIPTION MCIMETRO ACCESS/MCI TELECOMMUN.  
DOCUMENT SIGNED ON December <sup>18</sup>~~23~~, 1997  
DATE OF SERVICE Dec. 19, 1997

PERSONS SERVED

PARTIES OF RECORD

ATTORNEYS

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