

Resolution Regarding Metropolitan Fiber Systems Petition

WHEREAS, *On February 2, 1990, the Federal Communications Commission (FCC) sought public comment on a petition filed by Metropolitan Fiber Systems (MFS) on November 14, 1989 that expressly requested, among other things, FCC action to allow interconnect with the local exchange companies (LECs) on a collocated basis; and*

WHEREAS, *The petition filed by MFS involves a multitude of complex issues of vital interest to State regulators, including, but not limited to local service certification, rate averaging, universal access to modern telecommunications services, and provider of last resort; and*

WHEREAS, *Any FCC decision that changes the interstate connection arrangements that competing carriers, such as MFS, have with the LECs will also have an effect on connection arrangements for intrastate services; and*

WHEREAS, *The quality of any interconnection will affect the entire call; and*

WHEREAS, *Historically, any time a new entrant is allowed into a regulated market, the technical standards of interconnection have been carefully and completely published by the FCC, as in the case of the RJ11 modular plug at the time of CPE interconnection and deregulation; and*

WHEREAS, *Any interconnection arrangement requires precise, detailed, published standards that must be followed by each party of the interconnection; and*

WHEREAS, *The FCC has requested comments by April 4, 1990 and reply comments by May 14, 1990 concerning this and other issues presented in the petition filed by MFS; now, therefore, be it*

RESOLVED, *That the Executive Committee of the National Association of Regulatory Utility Commissioners (NARUC), assembled at its 1990 Winter Committee Meeting in Washington, D.C., directs the NARUC to file initial and reply comments expressing the concerns about preemption by the FCC on interconnection arrangements for intrastate services; and further be it*

RESOLVED, *That the NARUC file initial and reply comments asking the FCC, before considering whether to grant the MFS petition, to open a Notice of Inquiry to explore the following areas of concern to the States: rate averaging; universal access to modern communications services; and complete, uniform, published and enforced standards for interconnection; and be it further*

RESOLVED, *That the FCC and State regulators work cooperatively to identify, understand and resolve all issues that will affect both or either jurisdiction BEFORE any interconnection is granted.*