

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska Public Service) Application No. C-4459/PI-185
Commission, on its own motion, to investigate)
and monitor compliance with federally mandated) Response to
intercarrier compensation reform) Opinion and Findings

**COMMENTS OF
CITIZENS TELECOMMUNICATIONS COMPANY OF NEBRASKA
D/B/A FRONTIER COMMUNICATIONS OF NEBRASKA**

On April 17, 2012, the Nebraska Public Service Commission (“Commission”) entered its *Opinion and Findings* (“Opinion”) in this docket. In that Opinion, the Commission noted that the Federal Communications Commission (“FCC”) has recently released its *Report and Order and Further Notice of Proposed Rulemaking* (“Report and Order”) which will transition intrastate and interstate telecommunications traffic to a bill and keep regime. In the Opinion, the Commission sought comment regarding its role in implementing and monitoring the transitions mandated by the FCC’s Report and Order, identifying five specific questions.

Pursuant to the Commission’s Opinion, Citizens Telecommunications Company of Nebraska, Inc. (“Frontier”) responds to the specific questions raised by the Commission with its answers following the questions.

1) The manner in which the Commission should review tariff filings made pursuant to the new FCC rules;

The Commission need not review all tariff filings in detail for compliance with FCC rules. Rather, the Commission only needs to act in response to specific complaints.

2) The timeframe for the Commission's review of the tariff changes.

i. Should the Commission require the switched access tariff filings made pursuant to the FCC's Report and Order to be filed prior to the normal ten (10) day filing requirement?

No, the normal filing time requirements should apply.

ii. If so, when should the Commission require tariff amendments to be filed?

N/A

iii. Should the Commission provide additional notice of the switched access tariff amendments filed? If so, how should the Commission provide notice of these tariff amendments?

No additional notice is necessary.

3) Whether supporting documentation should accompany the tariff changes, and if so, what should be filed?

i. If supporting documentation is needed should the documentation required differ based on whether the telecommunications company is an incumbent carrier or competitive carrier? Please explain.

On April 19, 2012, the FCC released an order (DA-12-575A1) indicating the material price cap ILECs must file with their interstate tariff filings related to the ICC reform. Part of this material deals with the intrastate rate reductions, with a spreadsheet that lays out the calculations leading to the revised intrastate access rates. Frontier intends to supply the portion of this information that is applicable to the state of Nebraska with its tariff filing. Although Frontier does not operate as a rate of return ILEC, Frontier presumes that similar information would accompany the filings of rate of return ILECs. Frontier takes no position on the supporting information to be supplied by CLECs with tariffed intrastate switched access service.

4) If the Commission determines that a telecommunications company's tariff changes are not consistent with FCC rules, what process should the Commission use to ensure compliance with new FCC rules?

The Commission should contact the company, explain the discrepancies found by the Commission, and direct the company to either clarify the matter or modify its filing to correct the issues. If the matter cannot be resolved to the satisfaction of the Commission, the matter could be docketed as a formal investigation.

5) Should the Commission use its enforcement tools for any telecommunications company failing to file the required switch access reductions? Should this be enforced by the FCC? Please explain.

In the Report and Order, the FCC stated, "Under our framework, rates for intrastate access traffic will remain in intrastate tariffs. As a result, to ensure compliance with the framework and to ensure carriers are not taking actions that could enable a windfall and/or double recovery, state commissions should monitor compliance with our rate transition; review how carriers reduce rates to ensure consistency with the uniform framework; and guard against attempts to raise capped intercarrier compensation rates, as well as

unanticipated types of gamesmanship. Consistent with states' existing authority, therefore, states could require carriers to provide additional information and/or refile intrastate access tariffs that do not follow the framework or rules adopted in this Order." (paragraph 813). Since the FCC has delegated enforcement to the state commissions, the Commission should use its enforcement tools.

April 23, 2012

Respectfully submitted,
Citizens Telecommunications Company of Nebraska, Inc.
d/b/a Frontier Communications of Nebraska

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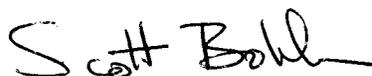
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