

PETITION

Pursuant to ORS 759.052 Mt. Angel Telephone Company respectfully petition the Commission to exempt from regulation all terms, conditions and rates related to its Voice Mail service, contained in its tariff P.U.C. Or.No.5. Attached please find a redline and clean version of the proposed tariff. The geographic area for which Mt. Angel Telephone Company seeks exemption from regulation consists of all exchanges in the Mt. Angel Telephone service area in the state of Oregon.

Background

- A. Name of petitioner

**Mt. Angel Telephone Company
155 N. Garfield Street
Mt. Angel, Oregon 97362**

- B. Petitioner's certificate of authority

Petitioner's certificate of authority is on file with the Commission.

- C. Services to be exempted from regulation.

Mt. Angel Telephone's Voice Mail service is functionally equivalent to the voice messaging services ("VMS") offered by CenturyTel of Oregon and Frontier which the Commission has already exempted from regulation, under ORS 759.052.

- D. Documentation demonstrating petition meets requirements of ORS 759.052.

See discussion on page 2, which addresses the factors that support Commission its approval of this Petition.

- E. Information pertaining to revenues, costs, and allocations.

The Mt. Angel Telephone's total service incremental costs are covered by the price of Voice Mail.

- F. A statement from each joint telecommunications provider of the service that it agrees to the exemption.

Not Applicable.

STANDARD OF REVIEW

Oregon Revised Statutes §759.052(3) establishes the factors that the Commission considers in granting a petition to exempt a telecommunications service from regulation. According to ORS 759.052(3):

Prior to making the findings required by subsection (1) or (2) of this section, the commission shall consider:

- a. The extent to which services are available from alternative providers in the relevant market.
- b. The extent to which the services of alternative providers are functionally equivalent or substitutable at comparable rates and under comparable terms and conditions.
- c. Existing economic or regulatory barriers to entry.
- d. Any other factors deemed relevant by the commission.

The Commission may then exempt the service from regulation if it finds that:

- a. Price or service competition exist;
- b. The service is subject to competition; or
- c. The public interest no longer requires full regulation of the service.

ANALYSIS AND RELEVANT PRECEDENT

It has been shown that the public interest no longer requires full regulation of VMS. The Commission has exempted VMS for Century Link of Oregon and Frontier, finding that there are significant numbers of alternative providers in Oregon offering functionally equivalent services at comparable rates, that there are no significant barriers to entry, and exemption is in the public interest. The situation in the service territory for Mt. Angel Telephone is no different.

Given the existence of alternatives and consistent with the Commission's prior decisions, Mt. Angel Telephone respectfully request that the Commission grant this Petition. In addition, Petitioners request that approval be granted by February 2, 2015.

Submitted this 15th day of January, 2015.

By: _____

Debbie Jewell
Vice President of Customer Operations
Mt. Angel Telephone Company
Phone: 503.266.8224
djewell@canbytel.com