

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

AR 506

In the Matter of)	
Rulemaking to Amend and Adopt Permanent)	REPLY TO PROPOSED ISSUES LIST IN
Rules in OAR 860, Divisions 024 and 028)	PHASE II BY
Regarding Pole Attachment Use and Safety.)	NEW CINGULAR WIRELESS PCS, LLC,
)	SPRINT SPECTRUM L.P., AND
)	NEXTEL WEST CORP.

New Cingular Wireless PCS, LLC (“Cingular”), Sprint Spectrum L.P., and Nextel West Corp. (“Sprint Nextel”) hereby file these reply comments on the proposed issues lists in Phase II of this rulemaking proceeding. Cingular and Sprint Nextel believe that the Administrative Law Judge and the Commission should address the following issues that affect the pole attachments by the wireless communications industry:

1. **OAR 860-028-0020(2)** – The definition of “authorized attachment space” should clarify how the licensee will be charged for the vertical attachment of coaxial cables from the ground up to the antennas.
2. **OAR 860-028-0020(10)** – The definition of “licensee” should include wireless communications companies.
3. **OAR 860-028-0020** – The definition of “pole” should include distribution and transmission poles and towers.
4. **OAR 860-028-0110** – Pole rental rates, terms and conditions should be nondiscriminatory. The charges for make ready work, preconstruction activity, and pole

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replacements should be reasonable, nondiscriminatory and supported by detailed invoices.

5. **OAR 860-028-0310** – Conduit rental rates should be nondiscriminatory. The charges for make ready work and preconstruction activity should be reasonable, nondiscriminatory and supported by detailed invoices.

Cingular and Sprint Nextel appreciate the opportunity to join in this proceeding and respectfully request that the Administrative Law Judge and the Commission address these issues related to pole attachments by the wireless communications industry.

DATED this 4th day of August, 2006.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that I served a copy of Cingular's and Sprint Nextel's Reply to Proposed Issues List in Phase II, Docket AR 506, by US Mail and electronic mail, to the parties on the attached service list.

DATED this 4th day of August, 2006.

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