

**OREGON PUBLIC UTILITY COMMISSION  
INTEROFFICE CORRESPONDENCE**

**DATE:** January 11, 2023  
**TO:** File through Marc Hellman  
**FROM:** Russ Beitzel  
**SUBJECT:** ZIPLY FIBER NORTHWEST, LLC: (Docket No. ADV 1445/Advice No. 2022-8) Change Rates for Unbundled Network Elements.

I have reviewed this filing and recommend that an acknowledgement letter be sent.

Applicable Rule or Law

On October 27, 2020, the FCC adopted FCC 20-152, which eliminated the need for obsolete regulatory obligations related to Unbundled Network Elements because of competitive markets.

Analysis

Zipty Fiber Northwest increased rates for its Statement of Rates related to the Network Elements, Unbundled Loop, Basic Loop, Zones 1&2. Accordingly, revisions were made to the following Statement of Rates pages:

Section 2, 2<sup>nd</sup> revised sheet 3

<b>Table 1: Network Elements</b>				
Section	Sheet			
2.4.1	3	Network Elements, Local Loop		
		Basic Loop (2 Wire), per loop		
			Current Monthly Rate	New Monthly Rate
		Zone 1	\$23.60	\$42.06
		Zone 2	\$31.24	\$42.06

The filing was submitted on November 8, 2022, with an effective date of January 15, 2023. Customers were notified of the change on November 15, 2022. While the FCC ruling eliminates the regulatory aspect, Staff notes that Zipty provided ample notice to customers and a delayed effective date that meets all requirements under any applicable regulation.

Conclusion

Staff finds that the filing should be allowed to go into effect due to a removal of regulation and Zipty providing sufficient notice.