

**BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON**

Petition of United Telephone Company )  
of the Northwest d.b.a. Embarq to Price ) **PETITION OF EMBARQ**  
List Certain Packaged Services )  

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United Telephone Company of the Northwest d/b/a Embarq respectfully submits this Petition to Price List Certain Packaged Services, pursuant to ORS 759.054, OAR 860-032-0035 and OAR 860-032-0200(3).

In support of this Petition, and in compliance with OAR 860-032-0035, Embarq states:

**1. Name and address of the public utility:**

United Telephone Company of the Northwest d/b/a Embarq  
902 Wasco Street  
Hood River, Oregon 97031-3103

Petitioner's representatives:  
William E. Hendricks  
902 Wasco Street  
Hood River, Oregon 97031-3103

And

Nancy L. Judy  
State Executive – State External Affairs  
United Telephone Company of the Northwest d/b/a Embarq  
902 Wasco Street  
Hood River, Oregon 97031-3103

**2. The service territory of Embarq:**

Embarq is authorized by the Commission to operate as a telecommunications utility serving 30 exchanges in Oregon, which are identified on maps on file with the Commission.

**3. Description of the service the Embarq proposes to be price-listed, including the initial price list with the proposed terms and prices of the service:**

Embarq proposes to price list the Standard Home Phone Service II package, which is offered as a package under approved tariffs. The package is available to residential and business customers and is identified in Schedule AE-4 of Embarq's Local Exchange Tariff OR PUC No. 3, 7th Revised Sheet 22.<sup>1</sup> The initial price of these packages will be the current tariffed rates. The price for the packages shall not exceed the sum of the maximum tariffed rates for telecommunications services and products included in the package.

**4. Statement from each joint provider of the service that it agrees to the price list:**

Embarq does not currently anticipate that there will be joint providers of the services or products that will be packaged and price-listed. Embarq will be the sole provider of services. If there are such joint providers in the future, Embarq will provide

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<sup>1</sup> A copy of the tariff sheet referenced in this Petition is attached as Exhibit A.

the statement required by OAR 860-032-0035(1)(d) at the time a price list for such a package is filed with the Commission.

**5. The products and services Embarq proposes to price list are not essential.**

For purposes of this Petition, the packages themselves will constitute the “product or service” to be price-listed, and not the individual components of the packages. The individual products and services included in these packages will be readily available from Embarq on an individual basis at tariffed rates approved by the Commission. The individual services included in the packages will continue to be included in Embarq’s filed tariffs. Therefore, consumers will continue to have the option to assemble their own “packages” of products and services at tariffed rates.

ORS 759.054(1) and OAR 860-032-0035(4) authorize the Commission to permit a telecommunications utility to price-list services and products solely on the basis that the services are “not essential,” without any requirement that such products or services be subject to competition. The packages of products and services that Embarq proposes to price-list are not essential because the individual components are available from Embarq at tariffed rates. Therefore, Embarq is not required to make any specific showing under ORS 759.054 or OAR 860-032-0035(5) that the packages themselves or their individual components are subject to competition.

**6. Price-listing of packages is consistent with the public interest.**

Embarq does not seek authority to de-regulate or exempt from regulation in whole either the package of products and services or the individual products and services included the package. Embarq merely seeks approval to price-list packages of otherwise regulated and tariffed products and services. In doing so, Embarq seeks to exempt the packages from the requirements that the Commission pre-approve any price changes or the withdrawal from the market of such packages. The individual products and services that make up the packages shall remain subject to regulation and the Commission's authority over the introduction, pricing, and withdrawal of the individual component services shall remain unaffected by approval of this Petition.

The public interest does not require full tariff regulation of these packages of products and services because the individual components of such packages are available in the marketplace from Embarq at comparable and competitive rates. In addition, the price for any package will not exceed the sum of the tariffed rates of the individual components of the package.

## CONCLUSION

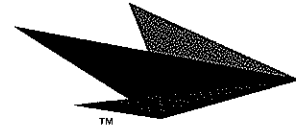
For the above reasons, Embarq requests that the Commission grant this Petition and authorize Embarq to price list certain packages of products and services on the terms set forth in this Petition.

Respectfully submitted this 13<sup>th</sup> day of February 2007.

By: \_\_\_\_\_  
William E. Hendricks

United Telephone Company of  
the Northwest d/b/a Embarq

Voice | Data | Internet | Wireless | Entertainment



**EMBARQ**<sup>TM</sup>

Embarq  
Mailstop: ORHDRA0412  
902 Wasco  
Hood River, OR 97031  
embarq.com

February 13, 2007

Public Utility Commission of Oregon  
Attn: Filing Center  
550 Capitol Street N.E., #215  
Salem, OR 97308-2148

Re: Revised Petition to Price List Certain Packaged Services

Please accept, for filing, the revised attached original and one copy of this Petition by United Telephone Company of the Northwest d/b/a Embarq. If you have any questions, please do not hesitate to contact me.

Sincerely,

William E. Hendricks

William E. Hendricks  
ATTORNEY  
Voice: (541) 387-9439  
tre.hendricks@embarq.com

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ORS 759.054(1) and OAR 860-032-0035(4) authorize the Commission to permit a telecommunications utility to price-list services and products solely on the basis that the services are “not essential,” without any requirement that such products or services be subject to competition. The packages of products and services that Embarq proposes to price-list are not essential because the individual components are available from Embarq at tariffed rates. Therefore, Embarq is not required to make any specific showing under ORS 759.054 or OAR 860-032-0035(5) that the packages themselves or their individual components are subject to competition.

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The public interest does not require full tariff regulation of these packages of products and services because the individual components of such packages are available in the marketplace from Embarq at comparable and competitive rates. In addition, the price for any package will not exceed the sum of the tariffed rates of the individual components of the package.

## CONCLUSION

For the above reasons, Embarq requests that the Commission grant this Petition and authorize Embarq to price list certain packages of products and services on the terms set forth in this Petition.

Respectfully submitted this 13<sup>th</sup> day of February 2007.

By: 

William E. Hendricks

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the Northwest d/b/a Embarq