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BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UM 975

In the Matter of the Investigation of)
Collocation Requirements Applicable to)
Telecommunications Carriers Pursuant to)
the Telecommunications Act of 1996.)

ORDER

DISPOSITION: INVESTIGATION TERMINATED;
DOCKET CLOSED.

This docket was opened by the Public Utility Commission of Oregon (PUC) pursuant to order No. 00-292, to investigate issues relating to the collocation requirement set forth in Section 251(c)(6) of the Telecommunications Act of 1996 (the Act). A central purpose of the inquiry was to determine if Oregon should specify collocation requirements in addition to the minimum national standards adopted by the Federal Communications Commission (FCC).

On January 11, 2001, the Administrative Law Judge (ALJ) issued a conference report outlining a procedural schedule agreed to by the parties. The schedule contemplated the filing of party comments, preparation of draft proposed rules by the PUC Staff, and commencement of a rulemaking docket to consider the proposed rules. All of these events were predicated on the timely issuance of an FCC order addressing the pending petitions for reconsideration of Order FCC 00-297 in CC Docket No. 98-147 (*Collocation Reconsideration Order*).

On November 19, 2001, the FCC released Order FCC 01-331 in CC Docket No. 98-147 and other dockets. Among other things, the FCC requests further comment on issues relating to the 90-day collocation provisioning interval adopted in the *Collocation Reconsideration Order*. The 90-day provisioning interval is a default standard that applies in the absence of state standards or alternative standards agreed to by the requesting carrier and the incumbent local exchange carrier.

Because the FCC did not complete its review of issues addressed in the *Collocation Reconsideration Order*, the ALJ convened another conference on January 24, 2002, to discuss whether this docket should go forward. At the conference, all parties agreed that the investigation should be terminated. The parties further agreed that the PUC Staff will hold informal workshops once the FCC issues its collocation rules. The

workshops may produce proposals for additional State-mandated collocation that would be considered by the Commission in a rulemaking proceeding.

The Commission concurs with the recommendation of the parties.

ORDER

IT IS ORDERED that:

1. Docket UM 975 is closed.
2. Informal workshops shall be convened by the PUC Staff after the FCC completes its review of issues addressed in the *Collocation Reconsideration Order* and issues final collocation rules.

Made, entered, and effective _____.

Roy Hemmingway
Chairman

Lee Beyer
Commissioner

Joan H. Smith
Commissioner

A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order to a court pursuant to applicable law.