BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UA 127

In the Matter of	)	
	)	ORDER
THE PUBLIC UTILITY COMMISSION	)	
OF OREGON	)	
	)	
Staff's reallocation of local exchange	)	
telecommunications service territory for	)	
North-State Telephone Company.	)	

DISPOSITION: REALLOCATION APPROVED

The 2005 Legislature changed Oregon's territory allocation law for telecommunications utilities and telecommunications cooperatives. The new law allocates local exchange telecommunications service territory as a geographic area within boundaries set forth in exchange maps filed with and approved by the Commission. This replaces the old "metes and bounds" descriptions. ORS 759.500(1).

Section 27, chapter 232, Oregon Laws 2005, directs the Commission to:

Reallocate every allocated local exchange telecommunications service territory to a telecommunications utility, cooperative corporation or municipality to whom the commission had previously allocated local exchange telecommunications service territory. Allocations granted by the commission pursuant to this subsection shall replace all allocations to telecommunications utilities, cooperative corporations or municipalities granted by the commission prior to January 1, 2006.

Staff recommends the reallocation of North-State Telephone Company's (North-State) local exchange telecommunications service territory using the boundaries of the exchange map filed with and approved by the Commission, as set forth in Table 1 of Appendix A, replacing all previous territory allocations for North-State.

ORDER

IT IS ORDERED that North-State Telephone Company's local exchange telecommunications service territory is reallocated using the boundaries of the exchange map filed with and approved by the Commission as set forth in Table 1 contained in Appendix A, replacing all previous territory allocations for North-State Telephone Company.

Made, entered, and effective _____ MAR 2 0 2008 _____.

_____
Lee Beyer
Chairman

_____
John Savage
Commissioner

_____
Ray Baum
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 by filing a petition for review with the Court of Appeals in compliance with ORS 183.480-183.484.

PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: March 11, 2008

REGULAR _____ CONSENT X EFFECTIVE DATE _____ N/A _____

DATE: February 25, 2008

TO: Public Utility Commission

FROM: Marlene Gorsuch

THROUGH: Lee Sparling, Dave Booth and Kay Marinos KM

SUBJECT: OREGON PUBLIC UTILITY COMMISSION STAFF: (Docket No. UA 127)
             Reallocation of local exchange telecommunications service territory for
             North State Telephone Company.

STAFF RECOMMENDATION:

Reallocate North-State Telephone Company's local exchange telecommunications
service territory using the boundaries of the exchange map filed with and approved by
the Commission as set forth in Table 1. This reallocation replaces all previous territory
allocations for North-State Telephone Company (North-State).

DISCUSSION:

The 2005 Legislature changed Oregon's territory allocation law for telecommunications
utilities and telecommunications cooperatives. The new law allocates local exchange
telecommunications service territory (service territory) as a geographic area within
boundaries set forth in exchange maps filed with and approved by the Commission.
This replaces the old "metes and bounds" descriptions. See ORS 759.500(1).

Section 27, chapter 232, Oregon Laws 2005, subsection (1) directs the Commission to:
"Reallocate every allocated local exchange telecommunications service territory to a
telecommunications utility, cooperative corporation or municipality to whom the
Commission had previously allocated local exchange telecommunications service
territory. Allocations granted by the commission pursuant to this subsection shall
replace all allocations to telecommunications utilities, cooperative corporations or
municipalities granted by the commission prior to January 1, 2006."

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The Commission previously allocated local exchange telecommunications service territory to North-State in an order issued in 1988. Staff reviewed the Commission's records to identify all North-State territory allocation orders issued prior to January 1, 2006, and currently in effect. Staff then determined that North-State's approved local exchange map is encompassed in whole or in part by the metes and bounds description in this previous territory allocation order.

North-State has a Commission-approved map on file for the company's local exchange, Dufur. Staff concluded that North-State's map is wholly or partially within the metes and bounds description in the company's previous territory allocation order.

On February 6, 2008, Staff sent North-State a letter describing staff's conclusions in detail, and asking North-State to make corrections, if any, by February 27, 2008. North-State confirmed staff's basic conclusion regarding the relationship between the previous territory allocation order and the approved local exchange map.

Table 1 describes reallocation for Dufur in detail. Reallocations are identified by exchange name and the effective date of the corresponding Commission-approved exchange map. Previous allocation is identified by Commission order number.

TABLE 1

Reallocation		Previous Allocation (Commission Order)
Exchange Name	Approved Exchange Map (Effective Date)	
Dufur	April 30, 1987	Order No. 88-592

PROPOSED COMMISSION MOTION:

North-State Telephone Company's local exchange telecommunications service territory be reallocated using the boundaries of the exchange map filed with and approved by the Commission as set forth in Table 1, replacing all previous territory allocations for North-State Telephone Company.

Dufur Reallocation Memo