



Control Number: 38318



Item Number: 3

Addendum StartPage: 0

TARIFF CONTROL NO. 38318

**APPLICATION OF CONSOLIDATED
COMMUNICATIONS TELECOM
SERVICES OF TEXAS TO MAKE
TARIFF REVISIONS**

§
§
§
§

**PUBLIC UTILITY COMMISSION
OF TEXAS**

COMMISSION STAFF'S RECOMMENDATION

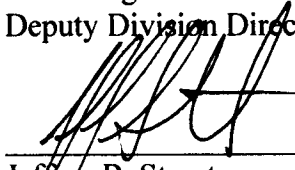
Staff recommends dismissal of the application, based on the attached memorandum of John Costello.

Dated: June 14, 2010

Respectfully Submitted,

Thomas S. Hunter
Division Director-Legal Division

Keith Rogas
Deputy Division Director-Legal Division

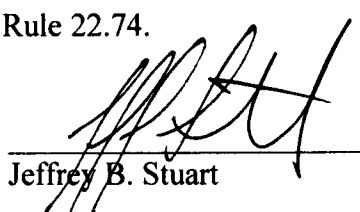


Jeffrey B. Stuart
Attorney-Legal Division
State Bar No.24066160
(512) 936-7442
(512) 936-7268 (facsimile)
Public Utility Commission of Texas
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

RECEIVED
JUN 14 11:10:48
0110

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on June 14, 2010, in accordance with P.U.C. Procedural Rule 22.74.



Jeffrey B. Stuart

Public Utility Commission of Texas

Memorandum

To: Jeff Stuart, Legal Division

From: John Costello, Rate Regulation Division *JCC hpc*

Date: June 11, 2010

Subject: **Tariff Control No. 38318** – Consolidated Communications Telecom Services of Texas - Application for Tariff Revisions

Staff Recommendation

On May 28, 2010, Consolidated Communications Telecom Services of Texas filed numerous revisions to its Texas Price List, including the withdrawal of a conferencing service. In the application the company requested withdrawal of a telecommunications service pursuant to P.U.C. Substantive Rule 26.208(h). As a result of the request, and pursuant to 26.208(h), the commission docketed and suspended the application. P.U.C. Substantive Rule 26.208(h) applies to dominant telecommunications utilities. Although Consolidated Communications has two DCTUs doing business in Texas, this particular affiliated company is not one of them. Consolidated Communications Telecom Services of Texas is a non-dominant telecommunications utility that should have filed this application under Control Number 27385 – Non-Dominant Carrier Filings. As such, the application should be dismissed and the Company should re-file its “Price List” under Control No. 27385.

Any question on the matter may be directed to John Costello of the Commission Staff (512-936-7377).