



Control Number: 47992



Item Number: 10

Addendum StartPage: 0

RECEIVED

APPLICATION OF COMMUNITY §
TELEPHONE COMPANY TO AMEND §
A CERTIFICATE OF CONVENIENCE §
AND NECESSITY FOR A MINOR §
BOUNDARY CHANGE IN THE JOY §
EXCHANGE IN JACK COUNTY §

PUBLIC UTILITY COMMISSION
OF TEXAS

COMMISSION STAFF'S RECOMMENDATION ON FINAL DISPOSITION

COMES NOW the Commission Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this response to Order No. 1, Staff's Recommendation on Final Disposition. Staff recommends that the application be approved. In support thereof, Staff shows the following:

I. BACKGROUND

On January 26, 2018, Community Telephone Company (CTC) filed an application to amend its Certificate of Convenience and Necessity (CCN) in Jack County, Texas. Pursuant to Public Utility Regulatory Act §§ 54.053-54.054 (PURA)¹ and 16 Texas Administrative Code (TAC) § 26.101(e), CTC seeks a minor boundary amendment to provide service to customers in a small area outside of CTC's current certificated service areas Jack County.

In Order No. 1, issued February 2, 2018, includes a deadline of March 27, 2018 for Staff's recommendation on final disposition if this docket is qualified for informal disposition. Therefore, this pleading is timely filed.

II. APPLICATION APPROVAL RECOMMENDATION

As further detailed in the attached memorandum of Reginald Tuvilla of the Commission's Infrastructure and Reliability Division, Staff has reviewed CTC's application and recommends that it be approved. CTC's application satisfies the requirements of PURA §§ 54.053 - .054 and 16 TAC § 26.101(e)(2) for a minor boundary change to its CCN service area.

¹ Public Utility Regulatory Act, Tex. Util. Code §§ 11.001-58 303 (West 2016 & Supp. 2017), §§ 59.001-66 017 (West 2007 & Supp. 2017) (PURA).

III. CONCLUSION

For the reasons specified above, Staff respectfully recommends that CTC's application be approved.

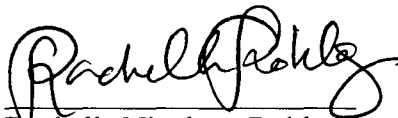
Dated: March 27, 2018

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Stephen Mack
Managing Attorney

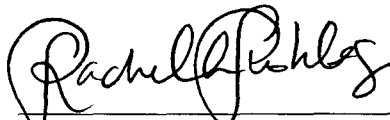


Rachelle Nicolette Robles
State Bar No. 24060508
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7255
(512) 936-7268 (facsimile)
rachelle.robles@puc.texas.gov

DOCKET NO. 47992

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on March 27, 2018, in accordance with 16 TAC § 22.74.



Rachelle Nicolette Robles

Public Utility Commission of Texas

Memorandum

TO: Rachelle Robles
Legal Division

FROM: Reginald Tuvilla
Infrastructure and Reliability Division

DATE: March 27, 2018

SUBJECT: Docket No. 47992, *Application of Community Telephone Company to Amend a Certificate of Convenience and Necessity for a Minor Service Area Boundary Change in Northern Jack County*

Background

Community Telephone Company (“Community”) filed an application for a minor service area boundary (SAB) amendment to its certificate of convenience and necessity (CCN), pursuant to the Public Utility Regulatory Act, Tex. Utility Code Ann. §§ 54.053 – 54.054 (West 2016) (PURA) and 16 Tex. Admin. Code § 26.101 (TAC). This SAB amendment will realign the boundaries of Community’s Joy and AT&T’s Jacksboro exchanges in North Jack County. This should not impact the service of existing customers.

Compliance Requirements

Filing – Community’s application meets the requirements of 16 TAC § 26.101(e)(2).

Minor Boundary Amendment Determination – Staff has determined that this is a minor boundary amendment because it affects less than 5% of the customers in the Joy and Jacksboro exchanges.

Reason for Request – To incorporate adjacent, contiguous plots of uncertificated land into Community’s service territory. The proposed changes will give customers within the affected service area the option to subscribe to Community’s voice and broadband services.

Letter of Concurrence – AT&T holds a Certificate of Operating Authority (COA) in the State of Texas. In accordance with 16 TAC § 26.101, a letter of approval is no longer required if the minor boundary does not impact a CCN holder.

Affected Entities – This amendment will have no discernable impact on any customers other than providing them the option of receiving voice and broadband services from Community

and no discernable impact on any other telecommunications utility other than AT&T who holds a COA.

Customer Notice – No existing customers will be impacted by this change.

Other Factors – This boundary change is not expected to have any effect on: telecommunication privacy issues, improvements of service or lowering of cost to consumers in the area, environmental integrity, historical and aesthetic values, recreational and park areas, and community values.

Conclusion

The information and map provided by Community is sufficiently detailed to indicate the proposed new boundaries of Community’s Joy exchange and AT&T’s Jacksboro exchange within Northern Jack County. No parties have filed any objection to the proposed boundary change. Staff has reviewed the application and recommends that the amendment is in the public interest.

Therefore, Staff recommends that the Commission approve this application to amend Community’s CCN No. 40020 to accommodate this minor SAB change to the boundary of the Joy exchange and the Jacksboro exchange within Northern Jack County. Staff further recommends that Community’s CCN No. 40020 and the official Commission service area maps be revised to reflect this amendment.