

The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC UTILITIES

January 29, 1996

FEB. 2 1996

D.P.U. 95-131

AT&T COMMUNICATIONS OF NEW ENGLAND, INC.

Application of AT&T Communication of New England, Inc. ("AT&T"), pursuant to G.L. c. 159, §12 and 220 C.M.R. § 1.04, requesting that the Department of Public Utilities reclassify AT&T as a nondominant carrier in the interLATA and intraLATA telecommunications markets in Massachusetts.

AT&T Communications of New England, Inc. ("AT&T" or "Company") has petitioned the Department of Public Utilities ("Department"), pursuant to G.L. c. 159, § 12 and 220 C.M.R. § 1.04, to reclassify the Company as a nondominant carrier in Massachusetts. As a nondominant carrier, the Company would be allowed to price all categories of its intrastate services based on market conditions. AT&T would continue to file tariffs on 30 days notice for Department approval.

AT&T currently is classified as a dominant carrier for the provision of its intrastate services within the Commonwealth of Massachusetts. Presently, two categories of AT&T's intrastate services are subject to a price cap form of regulation: Basic message telecommunications services ("MTS") and operator services. In AT&T Communications, D.P.U. 91-79 (1992), the Department found that AT&T's remaining categories of services are sufficiently competitive to allow the Company to set its rates based on market conditions. On October 23, 1995, the Federal Communications Commission reclassified AT&T as a nondominant carrier for purposes of interstate regulation.

Upon the foregoing petition, the Department will conduct a public hearing in its Hearing Room, 100 Cambridge Street, 12th Floor, Boston, Massachusetts on Wednesday, February 21, 1996 at 10:00 a.m.. Immediately following the public hearing, and in the same location, the Department will conduct a procedural conference.

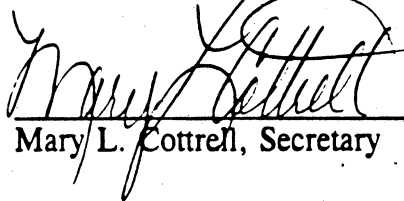
The Petitioner is required to make publication hereof once at least 14 days prior to said date in the Boston Globe, the Morning Union (Springfield), the Berkshire Eagle (Pittsfield), and the Evening Gazette (Worcester) and to serve a copy hereof at least 14 days prior to said hearing date to all parties to AT&T Communications, Inc., D.P.U. 90-133 (1991) and AT&T Communications, Inc., D.P.U. 91-79 (1992).

Any person who desires to participate in an adjudicatory proceeding concerning the Department's investigation, shall file a written petition for leave to intervene or to participate in the proceeding with Mary L. Cottrell, Secretary, Department of Public Utilities, Leverett

Saltonstall Building, 100 Cambridge Street, Room 1210 Boston, Massachusetts, no later than the close of business (5:00 p.m.) seven (7) days prior to the aforementioned public hearing date. A petition for leave to intervene must satisfy the timing and substantive requirements of 220 C.M.R. § 1.03. Receipt by the Department--not mailing--constitutes filing and determines whether a petition for leave to intervene has been timely filed. A late-filed petition to intervene may be disallowed as untimely, unless good cause is shown for a waiver of the seven-day rule under 220 C.M.R. § 1.01 (4). To be allowed, a petition under 220 C.M.R. § 1.03(1) must satisfy the standing requirements of G.L. c. 30A, §10.

The Petitioner is required to make return of service and publication at the time of the public hearing.

By Order of the Department,



Mary L. Cottrell, Secretary

Consent Communication #6

S-62

Communication was received from
the Department of Public Utilities
regarding AT&T Communications
of New England, Inc.

In City Council February 12, 1996

Referred to City Manager