



The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC UTILITIES

LEGAL NOTICE

March 21, 1997

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D.P.U. 97-38

Investigation of the Department of Public Utilities on its own motion into the compliance of New England Telephone and Telegraph Company d/b/a NYNEX with the requirements of Section 271 of the Telecommunications Act of 1996, 47 U.S.C. 271, for authority to provide in-region, interLATA service.

Notice of Investigation

The Department of Public Utilities ("Department") has opened an investigation into the compliance of New England Telephone and Telegraph Company d/b/a NYNEX with the requirements of Section 271 of the Telecommunications Act of 1996 for authority to provide interLATA service in Massachusetts, including, but not limited to, an examination of NYNEX's compliance with the requirements of Section 271(c)(1)(A) relating to the presence of a facilities-based carrier and/or Section 271(c)(1)(B) relating to a statement of terms and conditions, and compliance with the fourteen-point competitive check list in Section 271(c)(2)(B).

Any person who desires to participate in an adjudicatory proceeding concerning this investigation must 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 02202, not later than the close of business (5:00 p.m.) on April 4, 1997. 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 has been timely filed. 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 Department will hold a procedural conference on April 7, 1997, beginning at 10:00 A.M., at the Department's offices, to establish a procedural schedule for the orderly conduct of the investigation, and, if necessary, to further define the scope of the proceeding. The Department intends for this proceeding to be conducted as an "adjudicatory proceeding," as defined in G.L. c. 30A, Section 1(1).

By Order of the Department,


Mary L. Cottrell, Secretary

Consent Communication #1

S-195

Communication was received from the Department of Public Utilities, transmitting Notice of Investigation into the compliance of New England and Telegraph d/b/a NYNEX. The Department will hold a procedural conference on April 7, 1997.

In City Council April 7, 1997

Referred to
City Manager

Copy sent
4-9-97
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