

STATE OF VERMONT
PUBLIC SERVICE BOARD

Docket No. 5713

Investigation into New England Telephone and)
Telegraph Company's (NET's) tariff filing re:)
Open Network Architecture, including)
the unbundling of NET's network, expanded)
interconnection, and intelligent networks in re:)
Phase II, Module 2 – Cost Studies)

Order entered: 4/6/2000

PROCEDURAL ORDER RE: COMPLIANCE ISSUES

On March 30, 2000, the Board issued an Order granting the request of New England Telephone & Telegraph Company d/b/a BellAtlantic-Vermont ("the Company") to extend the time needed for the Company to comply with the requirement to file non-recurring costs. I was appointed Hearing Officer to oversee compliance issues related to the matter.

On March 29, 2000, I met via telephone with the Vermont Department of Public Service, AT&T Communications of New England, Inc. ("AT&T") and the Company to discuss a procedural path for addressing these remaining compliance issues. We agreed that AT&T and the Company should meet during the 1st week of April to resolve (or attempt to resolve) the problem areas between AT&T's and the Company's costing approaches. We also agreed that the Company and AT&T should notify me of any progress and, to the extent that differences still remain, to identify the remaining issues.¹ AT&T and the Company shall file the notice by April 10, 2000. I will then use the list to establish a procedural path forward.

During the discussion on March 29, 2000, the Department also expressed some concern over the role that a Hearing Officer could appropriately play in facilitating compliance with the Board's February 4, 2000 Order in this investigation. I will leave this issue and the related procedural matters for later discussion with the parties after the remaining substantive issues, if any, have been identified. I am scheduling a conference call for Tuesday, April 11, 2000, at 1:30 P. M. Arrangements for the call will be made through the Clerk of the Board (Clerk's) office. Those parties that would like to participate in the call should notify the Clerk's office by Monday, April 10, 2000.

DATED at Montpelier, Vermont, this 6th day of April, 2000.

1. To the extent possible, the list of issues identified should be agreed to between AT&T and the Company.

s/J. Riley Allen

J. Riley Allen
Hearing Officer

OFFICE OF THE CLERK

Filed: April 6, 2000

Attest: s/Susan M. Hudson
Clerk of the Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or mail) of any technical errors, in order that any necessary corrections may be made. (E-mail address: Clerk@psb.state.vt.us)