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Embarq Corporation
Mailstop: NCWKFR0313
14111 Capital Boulevard
Wake Forest, NC 27587-5900
EMBARQ.com

March 9, 2007

Chairman Sara Kyle
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243

Re: Rulemaking to Establish Criteria for Designating Eligible Telecommunications
Carriers in Tennessee
Docket No. 05-00284

Dear Chairman Kyle:

United Telephone-Southeast, Inc. d/b/a Embarq ("Embarq") appreciates the opportunity to file additional comments in this proceeding. Embarq's comments at this point are limited to minor clean-up of two typographical errors and one substantive change to the rule revisions filed by Embarq on February 26, 2007, in the above-referenced docket.

The first minor typographical error is found in Embarq's proposed Rule 1220-4-15-.02(7). The error needs to be corrected with the insertion of quotation marks before and after the term "Newly Designated ETC". An additional typographical error is found in the same rule revision, but under subsection (10). The first use of the word capable is incorrect; the reference should be incapable, which is reflected in the FCC's definition of toll limitation. So, as a result, the first sentence of subsection (10) should read as follows: "Toll Limitation" — means either toll blocking or toll control for eligible telecommunications carriers that are incapable of providing both services. You will note that Embarq has changed the word capable to incapable which is directly from the FCC definition.

Edward Phillips

ATTORNEY

Voice: (919) 554-7870

Fax: (919) 554-7913

edward.phillips@EMBARQ.com

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The substantive change Embarq suggests should be made under Rule 1220-4-15-.05(b). The suggested change should read as follows:

- (b) All ILEC ETCs designated by the Authority shall file detailed information on any outage lasting at least thirty (30) minutes with 900,000 user minutes "potentially" affected, for any service area in which an ETC is designated, for any facility it owns, operates, leases or otherwise utilizes. All other ETCs shall file detailed information on any outage lasting at least thirty (30) minutes that "potentially" affected ten percent (10%) of the access lines or handsets included in the ETC's designated service area. An ETCs annual outage report must include:

This proposed rule change takes into account that ILECs such as Embarq already file outage reports with the FCC based on the thirty minute standard for every 900,000 user minutes. However, a newly designated ETC may not reach 900,000 user minutes in its designated area. Instead, a standard linked to ten percent of a newly designated ETC's access lines or number of handsets deployed in the designated area may be a better representation of an outage that warrants Authority attention. In addition, by capturing this type of outage the Authority may have a better indicator of a new ETC's network issues which may need to be addressed with deployment of additional facilities.

The suggested changes set forth in these comments should be considered with all other comments that have been previously filed or made by Embarq's subject matter experts during the course of these proceedings.

An extra copy of this letter is enclosed. Please date stamp it and return it to me in the enclosed self-addressed stamped envelope. Should you have any questions concerning these comments, please do not hesitate to contact me.

Sincerely yours,


Edward Phillips

HEP:sm

Enclosures

cc: Laura Sykora
Mike Hunsucker
Scott Stringer