

Service Date: May 19, 2003

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

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Development of State Implementation)	UTILITY DIVISION
Of the Federal Communications)	
Commission's Triennial Review)	DOCKET NO. D2003.5.62
)	

NOTICE OF OPPORTUNITY TO INTERVENE

9 MONTH PROCEEDING

At its open meeting on May 14, 2003, the Montana Public Service Commission (PSC) addressed comments received in response to its Notice of Opportunity to Comment, dated April 11, 2003, in the PSC's implementation of the Federal Communications Commission's (FCC's) Triennial Review proceeding.¹

The PSC determined that two dockets shall be opened to implement the FCC's direction in the Triennial Review proceeding. The above captioned docket shall be utilized for PSC determinations regarding discontinuation of the switch UNE for the "mass market," in which state commissions are allowed nine months to reach their individual findings on whether the mass market would be impaired by such discontinuation (9 month proceeding).

Docket D2003.4.46 has been opened for the 90 day proceeding, and a separate request for intervention has been issued in that docket.

The Commission will make decisions on the FCC's Triennial Review Order pursuant to the Montana Administrative Procedures Act, Title 2, Chapter 4, MCA and Commission rules. Persons with proper standing who want to intervene and participate in this docket should submit a written request to intervene (original and 10 copies) to Kate Whitney, Utility Division Administrator, Montana Public Service Commission, P.O. Box 202601, 1701 Prospect Avenue, Helena, Montana

¹ Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers (CC Docket No. 01-388), Implementation of the Local Competition Provisions of the Telecommunications Act of 1996 (CC Docket No. 96-98), and Deployment of Wireline Services Offering Advanced Telecommunications Capability (CC Docket No. 98-147)(Triennial Review).

59620-2601. REQUESTS TO INTERVENE SHOULD BE RECEIVED AT THE COMMISSION BY JUNE 10, 2003.

The Montana Consumer Counsel may be contacted to represent consumer interests in this matter. The address and telephone number of the Montana Consumer Counsel are 616 Helena Avenue, P.O. Box 201703, Helena, Montana 59620-1703, (406) 444-2771.

The FCC's Triennial Review Order has not been issued. When the Order is available, persons wanting to review the Order should call the Commission at (406) 444-6199. Public documents received in this docket will be posted on the PSC website at <http://psc.state.mt.us/Telecommunications/htm>.

The Commission will issue a procedural schedule in this docket containing deadlines for all procedural matters.

All nonproprietary documents filed by parties in this docket are and will be available for public inspection in the offices of the Montana Public Service Commission, 1701 Prospect Avenue, Helena, Montana 59620-2601, telephone (406) 444-6199, and the Montana Consumer Counsel, 616 Helena Avenue, Helena, Montana 59620-1703, (406) 444-2771.

The PSC initially notices proceedings through use of general service lists. Interested persons not requesting intervention, but wishing to remain on the service list to receive notices and orders, must notify the PSC in writing by the date fixed for requesting intervention. Failure to submit notification will result in removal from the service list in this docket.

BY THE MONTANA PUBLIC SERVICE COMMISSION

BOB ROWE, Chairman
THOMAS J. SCHNEIDER, Vice Chairman
MATT BRAINARD, Commissioner
GREG JERGESON, Commissioner
JAY STOVALL, Commissioner