



INDIANA UTILITY REGULATORY COMMISSION
 101 WEST WASHINGTON STREET, SUITE 1500 EAST
 INDIANAPOLIS, INDIANA 46204-3419

<http://www.in.gov/iurc>
 Office: (317) 232-2701
 Facsimile: (317) 232-6758

MEMORANDUM

TO: Chairman James D. Atterholt
 Commissioners Ziegner, Landis, Mays, and Bennett


FROM: Commission Technical Divisions

DATE: October 4, 2012

RE: 30-Day Utility Articles for Conference on *Wednesday, October 10, 2012 @ 2:00 P.M.*

The following thirty-day filings have been submitted to the Commission. Each item was reviewed by the appropriate Commission Technical Divisions and all regulations were met in accordance with 170 IAC 1-6 Thirty-Day Administrative Filing Procedures and Guidelines. Therefore, the following filings listed below and attached hereto are recommended to be considered by the Commission at the next conference:

| <u>Attachment Number</u> | <u>30-Day Filing No.</u> | <u>Name of Utility Company</u> | <u>Type of Request</u> | <u>Date Received</u> |
|--------------------------|--------------------------|---|---|----------------------|
| 1 | 3054 | AT&T Communications of Indiana, GP ("AT&T") | VoIP-PSTN Intrastate Access Service Request | 08/20/2012 |
| 2 | 3055 | TCG Indianapolis | VoIP-PSTN Intrastate Access Service Request | 08/20/2012 |
| 3 | 3058 | Lebanon Municipal Electric Utility | Power Cost Adjustment Factor | 08/29/2012 |
| 4 | 3060 | Crawfordsville Electric Light & Power | Power Cost Adjustment Factor | 08/29/2012 |

Submitted By: Pamela D. Taber 
Director, Communications Division

Filing Party: AT&T Communications of Indiana, GP (“AT&T”)¹
30-Day Filing ID No.: 3054
Date Filed: August 20, 2012
Filed Pursuant To: 170 IAC 1-6-3(6); Cause No. 44004 (July 13, 2011); *Connect America Fund, et al.*, WC Docket No. 10-90, et al., Second Order on Reconsideration, para. 35 (FCC 12-47: rel. April 25, 2012); 47 C.F.R. § 51.913(a).

Request: The FCC’s Nov. 18, 2011 USF-ICC Transformation Order required local exchange carriers, effective July 13, 2012, to charge their wholesale carrier customers *interstate* access rates for all VoIP-PSTN² traffic, including *intrastate* VoIP-PSTN³, in the absence of an agreed-up alternative rate. AT&T made a tariff filing with the Commission on April 23, 2012, to implement this mandate, which was approved on June 6, 2012.

In the instant filing, AT&T is proposing revisions to its tariff to: (1) implement recent FCC rule changes that delayed the interstate rate treatment of *originating* intrastate toll VOIP-PSTN traffic Minutes of Use (MOU) until July 1, 2014⁴ and permitted LECs to charge the otherwise-existing intrastate originating access rates, through June 30, 2014⁵; (2) modify the formulas it uses to estimate the percentage of total intrastate access minutes that are considered toll VoIP-PSTN minutes, to enable correct billing of intrastate vs. interstate access rates consistent with the new FCC rules; and (3) charge the lower of its applicable *terminating* interstate or intrastate rates for terminating toll VoIP-PSTN minutes of use (MOU).

These tariff revisions affect only AT&T’s wholesale carrier customers; they do not apply to AT&T’s retail end user customers.

Retail Customer Impact: N/A

Tariff Page(s) Affected: I.U.R.C. No. T-3, Part 1, Sec. 2: Various pages.

Staff Recommendations: Requirements met. Recommend approval.

¹ AT&T Communications of Indiana, GP, is a CLEC affiliate of AT&T Indiana (Indiana Bell).

² “PSTN” is an acronym referring to the Public Switched Telephone Network. The FCC defines VoIP-PSTN traffic as “traffic exchanged over PSTN facilities that originates and/or terminates in IP format...” USF/ICC Transformation Order, para. 940; 47 C.F.R. § 51.913(a)(3), as modified in the Second Order on Reconsideration.

³ See, USF/ICC Transformation Order, para. 944, which states that “default charges for ‘toll’ VoIP-PSTN traffic will be equal to interstate rates applicable to non-VoIP traffic...” In paragraph 934, the FCC also permitted LECs to specify, in their tariffs, how they will distinguish VoIP-PSTN traffic from other types of traffic.

⁴ Second Order on Reconsideration, para. 35; 47 C.F.R. § 51.913(a)(2).

⁵ For CLECs (such as AT&T) who benchmark their rates to price cap ILEC rates, the default rates are the originating intrastate access rates as capped (at interstate rate levels) by the USF/ICC Transformation Order. (See, para. 801 & figure 9) However, if the FCC reduces interstate originating access rates before July 1, 2014, “those new rates will form the basis of the default origination charges for toll VoIP traffic.” Second Order on Reconsideration, n. 97.

Submitted By: Pamela D. Taber *P.D.T.*
Director, Communications Division

Filing Party: TCG Indianapolis¹
30-Day Filing ID No.: 3055
Date Filed: August 20, 2012
Filed Pursuant To: 170 IAC 1-6-3(6); Cause No. 44004 (July 13, 2011); *Connect America Fund, et al.*, WC Docket No. 10-90, et al., Second Order on Reconsideration, para. 35 (FCC 12-47: rel. April 25, 2012); 47 C.F.R. § 51.913(a).

Request: The FCC's Nov. 18, 2011 USF-ICC Transformation Order required local exchange carriers, effective July 13, 2012, to charge their wholesale carrier customers *interstate* access rates for all VoIP-PSTN² traffic, including *intrastate* VoIP-PSTN³, in the absence of an agreed-up alternative rate. AT&T made a tariff filing with the Commission on April 23, 2012, to implement this mandate, which was approved on June 6, 2012.

In the instant filing, AT&T is proposing revisions to its tariff to: (1) implement recent FCC rule changes that delayed the interstate rate treatment of *originating* intrastate toll VoIP-PSTN traffic Minutes of Use (MOU) until July 1, 2014⁴ and permitted LECs to charge the otherwise-existing intrastate originating access rates, through June 30, 2014⁵; (2) modify the formulas it uses to estimate the percentage of total intrastate access minutes that are considered toll VoIP-PSTN minutes, to enable correct billing of intrastate vs. interstate access rates consistent with the new FCC rules; and (3) charge the lower of its applicable *terminating* interstate or intrastate rates for terminating toll VoIP-PSTN minutes of use (MOU).

These tariff revisions affect only AT&T's wholesale carrier customers; they do not apply to AT&T's retail end user customers.

Retail Customer Impact: N/A

Tariff Page(s) Affected: I.U.R.C. No. T-3, Part 1, Sec. 2: Various pages.

¹ TCG Indianapolis is a CLEC affiliate of AT&T Indiana (Indiana Bell).

² "PSTN" is an acronym referring to the Public Switched Telephone Network. The FCC defines VoIP-PSTN traffic as "traffic exchanged over PSTN facilities that originates and/or terminates in IP format..." USF/ICC Transformation Order, para. 940; 47 C.F.R. § 51.913(a)(3), as modified in the Second Order on Reconsideration.

³ See, USF/ICC Transformation Order, para. 944, which states that "default charges for 'toll' VoIP-PSTN traffic will be equal to interstate rates applicable to non-VoIP traffic..." In paragraph 934, the FCC also permitted LECs to specify, in their tariffs, how they will distinguish VoIP-PSTN traffic from other types of traffic.

⁴ Second Order on Reconsideration, para. 35; 47 C.F.R. § 51.913(a)(2).

⁵ For CLECs (such as AT&T) who benchmark their rates to price cap ILEC rates, the default rates are the originating intrastate access rates as capped (at interstate rate levels) by the USF/ICC Transformation Order. (See, para. 801 & figure 9) However, if the FCC reduces interstate originating access rates before July 1, 2014, "those new rates will form the basis of the default origination charges for toll VoIP traffic." Second Order on Reconsideration, n. 97.

Submitted By: *Bradley K. Borum*
Director, Electric Division




Filing Party: Lebanon Municipal Electric Utility
30-Day Filing ID No.: 3058
Date Filed: August 29, 2012
Filed Pursuant To: Commission Order No. 36835-S3
Request: A revision to Power Cost Adjustment Tracking Factors, to be applied in October, November, and December 2012.
Customer Impact: See below.

| <i>Rate Schedule</i> | <i>Change (\$/kWh)</i> | <i>Resultant (\$/kWh)</i> |
|--|------------------------|---------------------------|
| Residential Service (RS) | (0.018608) | 0.006464 |
| Commercial Service - Single Phase (CS-10) | (0.024210) | 0.003367 |
| Commercial Service - Three Phase (CS-30) | (0.031051) | (0.001352) |
| Municipal Service (MS) | (0.021694) | 0.003926 |
| Primary Power Light (PPL - per kVA) | (3.642872) | (0.006452) |
| Primary Power Light (PPL - per kWh) | (0.013736) | 0.001122 |
| Small General Power (SGP) | (0.022426) | (0.001003) |
| Outdoor Lighting & Street Lighting (OL & SL) | (0.012360) | 0.004807 |

Tariff Page(s) Affected: Appendix A

Staff Recommendations: Requirements met. Recommend approval.

Submitted By: *Bradley K. Borum* 
Director, Electric Division

Filing Party: Crawfordsville Electric Light & Power
30-Day Filing ID No.: 3060
Date Filed: August 29, 2012
Filed Pursuant To: Cause No. 36835-S3
Request: A revision to the Power Cost Adjustment Tracking Factors to be applied in beginning with the October 2012 billing cycle.
Customer Impact: See below.

| <i>Rate Schedule</i> | <i>Change (\$/kWh)</i> | <i>Resultant (\$/kWh)</i> |
|----------------------|------------------------|---------------------------|
| Residential | 0.003421 | 0.008863 |
| General Power | 0.000751 | 0.006988 |
| Primary Power (KVA) | 2.819112 | 3.300656 |
| Primary Power (KWH) | (0.000434) | 0.003647 |
| Outdoor Lighting | 0.003182 | 0.007324 |
| Street Lighting | 0.003454 | 0.007126 |
| Traffic Signal | 0.000682 | 0.005580 |

Tariff Page(s) Affected: Appendix A
Staff Recommendations: Requirements met. Recommend approval.