

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

In the Matter of	)	
	)	
Petition of USTelecom for Forbearance Pursuant to	)	WC Docket No.18-141
47 U.S.C. § 160(c) to Accelerate Investment in	)	
Broadband and Next-Generation Networks	)	

**MOTION FOR EXTENSION OF TIME AND FOR PROTECTIVE ORDER**

Pursuant to 47 C.F.R. § 1.46, the California Association of Competitive Telecommunications Companies<sup>1</sup> (“CALTEL”) requests an extension of time and issuance of a protective order in the above-captioned proceeding. Pursuant to the Commission’s Public Notice establishing dates for comments,<sup>2</sup> comments are due on or before June 7, 2018, and reply comments are due on or before June 22, 2018. CALTEL respectfully requests an extension of 60 days for the comments, through and including August 6, 2018 with reply comments due 30 days later, on September 5, 2018.<sup>3</sup>

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<sup>1</sup> CALTEL is a non-profit trade association working to advance the interests of fair and open competition and customer-focused service in California telecommunications. CALTEL members are entrepreneurial companies building and deploying networks to provide competitive voice and broadband services. The majority of CALTEL members are small businesses who help to fuel the California economy through technological innovation, new services, affordable prices and customer choice.

<sup>2</sup> *Pleading Cycle Established for Comments on USTelecom’s Petition for Forbearance from Section 251(c) Unbundling and Resale Requirements and Related Obligations, and Certain Section 271 and 272 Requirements*, WC Docket No. 18-141, Public Notice DA 18-475, May 8, 2018.

<sup>3</sup> CALTEL’s comments will primarily address issues identified as “Category 1” in the Public Notice and will briefly seek clarification regarding Category 3 issues.

While CALTEL recognizes that the Commission does not routinely grant extensions, they are warranted when, among other things, the additional time will serve the public interest. Granting CALTEL's request would allow a more complete and factual record to be developed and, as such, would serve the public interest.

CALTEL is a non-profit trade association working to advance the interests of fair and open competition and customer-focused service in California telecommunications. CALTEL members are competitive local exchange carriers (CLECs) that provide voice and broadband services to residential and business customers in California.<sup>4</sup> CALTEL's member companies make extensive use of Section 251 Unbundled Network Elements (UNEs), and even if limited to the estimated number of UNEs included in USTelecom's flawed economic analysis (which only included UNE loops, and failed to account for other types of UNEs, such as interoffice DS1s, DS3s, dark fiber, etc.)<sup>5</sup> California CLECs lease almost 15% of the national total.<sup>6</sup> The requested extension is therefore essential for CALTEL to contribute more comprehensive comments, including California-specific data and declarations from individual member company representatives, to the record of this proceeding.

The issues raised in USTelecom's petition are complex and will have a broad impact on competition and competitive choice in California. Compilation and analysis of

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<sup>4</sup> A list of all members of CALTEL can be found at <http://www.caltel.org/members2.html>.

<sup>5</sup> See Hal Singer and Kevin Caves, "Assessing the Impact of Forbearance from 251(c)(3) on Consumers, Capital Investment, and Jobs" at 14 (May 2018), appended as Appendix B to Petition of USTelecom for Forbearance Pursuant to 47 U.S.C. § 160(c) to Accelerate Investment in Broadband and Next-Generation Networks, WC Docket No. 18-141 (filed May 4, 2018), at p. 3.

<sup>6</sup> Voice Telephone Services Report: Voice Telephone Services as of 12/31/16, State Level Subscriptions, Feb. 2018, available at <https://www.fcc.gov/voice-telephone-services-report>.

relevant data will require significant time and resources to complete. CALTEL also intends to address not only the competitive impacts of granting the requested forbearance but also of approving the transition plan proposed by USTelecom. And, because CALTEL's Executive Director will be traveling out of the country from May 25<sup>th</sup> through June 8, 2018, the requested additional time is essential to CALTEL's ability to adequately describe how the petition, if granted, would negatively impact competition, broadband deployment and customer choice in California.

Finally, because it is CALTEL's intention that its comments will include confidential information of individual CALTEL members, CALTEL also requests that the Commission issue a protective order in this proceeding. Once a protective order is issued, the process for providing parties with access to confidential information will take additional time that further renders the current 30-day comment deadline insufficient.

Respectfully submitted,

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