

STATE OF CALIFORNIA

PETE WILSON, Governor

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE  
SAN FRANCISCO, CA 94102-3298

EX PARTE OR LATE FILED



March 10, 1995

Via Facsimile and  
Federal Express

EX PARTE

William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W. Room 222  
Washington, DC 20554

DOCKET FILE COPY ORIGINAL

RECEIVED

MAR 13 1995

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

Re: PR Docket No. 94-105; Ex Parte Letter

Dear Mr. Caton:

Commissioner P. Gregory Conlon hand delivered three letters to the offices of Chairman Reed Hundt, Commissioner Susan Ness and Commissioner Andrew Barrett dated March 8, 1995 from President Daniel Wm. Fessler of the California Public Utilities Commission discussing California's Petition to Retain Regulatory Authority Over Intrastate Cellular Service Rates, and discussed same with Lisa Smith, advisor to Commissioner Barrett and Kathleen Levitz, Deputy Bureau Chief, Policy of the Common Carrier Bureau. Copies of the three letters are attached.

In accordance with 47 C.F.R. Section 1.1206(a)(1), two copies of the attached letters are hereby submitted to your office.

Sincerely,

*Jack Leutza*

Jack Leutza, Chief  
Telecommunications Branch  
Commission Advisory and Compliance Division

No. of Copies rec'd  
List ABCDE

*022*

## PUBLIC UTILITIES COMMISSION

STATE OF CALIFORNIA  
505 VAN NESS AVENUE  
SAN FRANCISCO, CALIFORNIA 94102

DANIEL WM. FESSLER  
PRESIDENT

TEL: (415) 703-3703  
FAX: (415) 703-8091

RECEIVED

MAR 13 1995

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

March 8, 1995

The Honorable Susan Ness  
Commissioner  
Federal Communications Commission  
1919 M Street NW Suite 832  
Washington, D.C. 20554

Dear Commissioner Ness:

This note serves twin purposes. The first is to thank you for taking the time to meet with Greg Conlon, our senior staff and your correspondent. As I stressed, we are now a little more than six months into the eighteen month period of time for which we have sought regulatory authority. The second is to alert you to a statement which we made which does not square with the facts. We stated that the test of the reseller's switch would be conducted this month. That, like our belief in the industry prediction of a competitive market within eighteen months, turns out to be optimistic. We now find that the cellular duopolist and the resellers in Los Angeles are still negotiating over issues of "confidentiality." To break through this impasse we will be presented at our next conference with an order by the assigned administrative law judge which orders that the test be concluded in May.

Sincerely,



Daniel Wm. Fessler  
President of the Commission