

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C.

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DISPATCHED BY

DA 96-476

In the Matter of	)	
	)	CC Docket No. 94-97
Bell Atlantic Telephone Company	)	
Revisions to Tariff F.C.C. No. 1	)	Transmittal No. 853

**ORDER**

Adopted: March 29, 1996; Released: March 29, 1996

By the Chief, Tariff Division, Common Carrier Bureau:

1. On February 16, 1996, Bell Atlantic Telephone Company filed Transmittal No. 853 to revise its Tariff F.C.C. No. 1. Under Transmittal No. 853, which is scheduled to become effective on April 1, 1996, Bell Atlantic proposes to modify its Facilities Management Service (FMS). One provision of the filing in Transmittal No. 853 would reduce DS3 rates for FMS administration and primary premises cross-connects to reflect previous rate reductions in the standard or basic special access services. No petitions have been filed against this transmittal.

2. The reduced DS3 rates for FMS cross-connects in Transmittal No. 853 raise the same issues regarding rate levels, rate structures, and terms and conditions of service as those identified in the *Virtual Collocation Tariff Suspension Order*.<sup>1</sup> Therefore, these charges are suspended for one day until April 2, 1996, and will be subject to the investigation initiated in the *Virtual Collocation Tariff Suspension Order*. These rates will also be subject to an accounting order to facilitate any refunds that may later prove necessary.

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<sup>1</sup> Ameritech Operating Companies, *et al.*, CC Docket No. 94-97, Order, 10 FCC Rcd 1960 (1994) (*Virtual Collocation Tariff Suspension Order*). The *Virtual Collocation Tariff Suspension Order* suspended for one day and initiated an investigation of the virtual collocation tariffs filed on September 1, 1994 by the Tier 1 local exchange carriers subject to expanded interconnection requirements. In the *Phase II Designation Order*, the Common Carrier Bureau designated issues for investigation regarding the rate levels, rate structures, and terms and conditions of service, for the second phase of the investigation of the LECs' virtual collocation tariffs. Local Exchange Carriers' Rates, Terms, and Conditions for Expanded Interconnection Through Virtual Collocation for Special Access and Switched Transport, CC Docket No. 94-97, Phase II, Order Designating Issues for Investigation, Order, 10 FCC Rcd 11116 (released Sept. 19, 1995) (*Phase II Designation Order*).

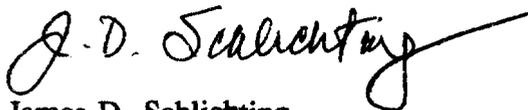
3. Accordingly, IT IS ORDERED that, pursuant to Section 204(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 204(a), and Section 0.291 of the Commission's Rules, 47 C.F.R. § 0.291, the revisions to Bell Atlantic Telephone Company Tariff F.C.C. No. 1, Transmittal No. 853, for the reduced DS3 rates for FMS cross-connects ARE SUSPENDED for one day and an investigation of the referenced tariff transmittal IS INSTITUTED.

4. IT IS FURTHER ORDERED that Bell Atlantic Telephone Company SHALL FILE tariff revisions within five business days of the release date of this Order to reflect this suspension.

5. IT IS FURTHER ORDERED that, for these purposes, we waive Sections 61.56, 61.58, and 61.59 of the Commission's Rules, 47 C.F.R. §§ 61.56, 61.58, and 61.59. Bell Atlantic Telephone Company should cite the "DA" number of the instant Order as the authority for this filing.

6. IT IS FURTHER ORDERED that, pursuant to Section 204(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 204(a), Bell Atlantic Telephone Company shall keep accurate account of all amounts received by reason of the rates that are the subject of this investigation.

FEDERAL COMMUNICATIONS COMMISSION



James D. Schlichting  
Chief, Tariff Division  
Common Carrier Bureau