

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)	
Telephone Number Portability)	CC Docket No. 99-35
Filings of)	
Ameritech Operating Companies)	Transmittal Nos. 1186, 1187
GTE System Telephone Companies)	Transmittal No. 271
GTE Telephone Operating Companies)	Transmittal No. 1190
Pacific Bell)	Transmittal No. 2029
Southwestern Bell Telephone Company)	Transmittal No. 2745

**ERRATUM TO
AD HOC TELECOMMUNICATIONS USERS COMMITTEE'S
OPPOSITION TO DIRECT CASES**

Ad Hoc Telecommunications Users Committee ("Ad Hoc") hereby submits this Erratum to its Opposition to Direct Cases ("Opposition") filed April 19, 1999, and respectfully requests that the Federal Communications Commission ("FCC" or "Commission") accept this document for filing.

Pursuant to 47 C.F.R § 1.49(b) and (c), Ad Hoc's Opposition should be revised to include a Summary and Table of Contents.¹ Neither the Summary nor the Table of Contents introduces new material to Ad Hoc's Opposition; the inclusion of these two documents is simply a formality and is not substantive in nature. In addition to the two attached documents, enclosed please find an

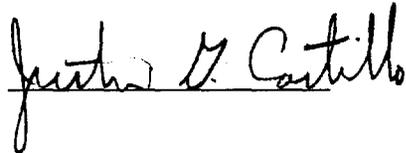
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original plus six copies of Ad Hoc's complete, proprietary Opposition to the Direct Cases in the above-captioned proceeding. Parties to this proceeding were served non-proprietary versions of this document via first-class mail on April 19, 1999.

WHEREFORE, the Ad Hoc Telecommunications Users Committee respectfully requests that the Commission accept this Erratum.

Respectfully submitted,

Ad Hoc Telecommunications
Users Committee

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April 20, 1999

¹ Both the Summary and Table of Contents are enclosed herewith as attachments 1 and 2, respectively.

Attachment 1

SUMMARY

The Commission and the Common Carrier Bureau have made it clear that the federal local number portability charges cannot be used by incumbent local exchange carriers ("ILECs") to recover all costs of implementing local number portability ("LNP"). Under the applicable two-pronged test, only costs that would not have been incurred but for the implementation of number portability and that were incurred for the provision of number portability service may be recovered via the local number portability charges. These clear and explicit instructions about local number portability costs notwithstanding, the ILECs have used their LNP tariff filings to engage in impermissible over-reaching in their cost recovery and rate levels.

The ineligible costs included by the ILECs in their local number portability tariffs include: OSS costs that do not meet the two-pronged test; a variety of ineligible OSS costs related to maintenance, provisioning, billing, and other activities unrelated to LNP; costs of systems ancillary to the provision of number portability services; and switching and signaling costs developed through the use of cost models that incorporate impermissible embedded costs. Nor have the ILECs met their burden of establishing that the use of cost models is lawful. Neither Pacific Bell nor SWBT present adequate justifications for using their models. Their actual cost estimates, provided pursuant to the Bureau's orders, cannot be verified while Ameritech does not even provide its actual costs as ordered.

The ILECs omit of variety of other data which they were required to submit including; in the case of Pacific Bell and SWBT, the data that they used to calculate overhead cost factors; an explanation of why query service costs and charges should apply to queries for an NXX where a number has not yet been ported; and a demonstration that there has not been, and will not be, double recovery of local number portability costs as a result of the ILECs' separations treatment of LNP costs.

The Bureau must ensure that the ILECs comply with the Commission's requirements for LNP rate development. Accordingly, the Bureau must disallow unjustified costs, reduce the rates in the tariffs as necessary, and order refunds where they would be warranted.

Attachment 2

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