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

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FEDERAL COMMUNICATIONS COMMISSION

The Petitioners recognize that a pending Petition filed by the United States Telecom Association ("USTA") seeks similar relief for USTA member companies,<sup>4</sup> and would not otherwise cover either of the Petitioners unless the relief sought was applied to all carriers as USTA has suggested.<sup>5</sup> Moreover, the Petitioners recognize that a pending Joint Petition filed by the

particular services. The Petitioners respectfully submit that these actions will ensure that the underlying public interest objectives of the TIB Requirements will be advanced during the time

The need for this waiver of the TIB Requirements arises in connection with each of the Petitioner's AOS provider billing. The Petitioners receive data from the AOS provider's clearinghouse which in turn are aggregated in one section of the Petitioner's end user bill. This

Although the Petitioners are working on the software modifications required to update their billing system, testing will need to occur when these updates are completed in order to ensure TIB rule compliance. Accordingly, it will be technically infeasible for each of the Petitioners to comply with the November 12, 1999 date by which the TIB Requirements are scheduled to go into effect.<sup>9</sup> Consistent with the implementation of other TIB-required billing software changes, the Petitioners submit that compliance with these TIB Requirements should be possible by April 1, 2000.

**II. Good Cause Exists for and the Public Interest will be Served by a Grant of this Limited Waiver**

Based on these facts and circumstances, the Petitioners respectfully submit that good cause exists for a grant of this limited waiver, and that the public interest will be served by such action. As demonstrated herein, Petitioners are making diligent efforts to comply with the TIB Requirements effective November 12, 1999. However, the Petitioners' compliance with the TIB Requirements is not feasible by this date in light of the various billing system software upgrades being developed and the need for successful testing of these upgrades. Moreover, the

stated, good cause exists for this waiver.<sup>11</sup>

The Petitioners also respectfully submit that the public interest would be served by a grant



rather it allows an interim measure to be implemented that allows continuation of existing billing arrangements for other carriers in a manner consistent with the status of the overall TIB compliance efforts by the Petitioners.

Second, the Commission has already determined that the April 1, 2000 date is appropriate for implementing other TIB rules.<sup>14</sup> Accordingly, the ability of the Petitioners to continue to work toward the April 1, 2000 implementation date for all TIB rules would ensure efficiency and continuity in the enhancements to their billing system capability without incurring unnecessary expenditures or jeopardizing Year 2000 compliance issues.

Third, the underlying goal of the TIB Requirements -- the ability of a customer to identify

requirements in an alternative manner.

Finally, the Petitioners note that, in the absence of this limited waiver of the TIB Requirements, the ability of the Petitioners to bill for isolated customer-originated traffic on behalf of AOS providers would be in jeopardy. Facing the risk of non-compliance with the TIB Separate Provider Requirement and/or the TIB Inquiry Contact Requirement, the Petitioners may be forced

services.

Accordingly, in the event that action on the USTA Petition and/or the Associations' Petition does not grant the extent of the relief requested herein. Merrimack and Contoocook



**MCT  
Inc.**

**Declaration of Paul E. Violette  
President of Merrimack County Telephone Company  
Contoocook Valley Telephone Company, Inc.**

I, Paul E. Violette, President of Merrimack County Telephone Company and Contoocook Valley Telephone Company, Inc. (the "Companies"), do hereby declare under penalties of perjury that I have read the foregoing "Petition for Temporary, Limited Waiver" and the information contained therein regarding the Companies is true and accurate to the best of my knowledge, information, and belief.

Date

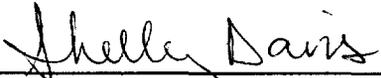
11/1/99

Paul E. Violette

Paul E. Violette, President & CEO

**CERTIFICATE OF SERVICE**

I, Shelley Davis, of Kraskin, Lesse & Cosson, LLP, 2120 L Street, NW, Suite 520, Washington, DC 20037, hereby certify that a copy of the foregoing "Petition for Temporary, Limited Waiver" of Merrimack County Telephone Company and Contoocook Valley Telephone Company was served on this 2nd day of November, 1999 by hand delivery to the following parties:

  
\_\_\_\_\_  
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