



STATE OF MINNESOTA PUBLIC UTILITIES COMMISSION

December 26, 2007

Received & Inspected

JAN 03 2008

Mail Room

Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

**Re: In the Matter of the Section 63.71 Application of Comcast Phone of Minnesota, LLC,
WC Docket No. 07-227 and Comp. Pol. File No. 847**

Dear Ms. Dortch:

These comments are in regard to the Section 63.71 Application of Comcast Phone of Minnesota, LLC (Applicant) which was filed with the Federal Communications Commission on November 20, 2007.

In Section I.3. of its application, the Applicant states, in part:

Comcast Phone currently provides interstate (and intrastate) telecommunications service throughout Minnesota. Comcast is following the appropriate state law for the discontinuance of the applicable Comcast Digital Phone service in the state.

The Applicant currently holds a Certificate Of Authority to provide resold intrastate interexchange service in Minnesota, as issued by the Minnesota Public Utilities Commission (MPUC) in Docket No. P3123/NA-93-198 on April 22, 1994. The Applicant also received MPUC approval to amend its Certificate Of Authority to provide facilities-based local exchange telecommunications service in Minnesota, in Docket No. P3123/M-98-1716 on January 26, 1999. The Applicant is a Telecommunications Carrier under the provisions of Minn. State. Sect. 237.01, Subd. 6.

The Applicant currently provides Comcast Digital Phone service in Minnesota through an intrastate tariff pursuant to Minn. Stat. Sect. 237.74, under the jurisdiction of the MPUC. The MPUC is currently investigating the Applicant's proposed disconnection of intrastate Digital Phone service in Minnesota in Docket No. P3123/M-07-1067, and in related MPUC Docket No. P3123/M-07-1417. Both investigations are on-going, and no decision has been reached in either case. It would seem premature to conclude that the Applicant has satisfied all appropriate state law for discontinuance of Comcast Digital Phone service in Minnesota.

www.puc.state.mn.us

0

In Section II of its application, the Applicant states, in part:

In accordance with 47 C.F.R. Section 63.71(a), Comcast Phone has notified all affected customers of the planned discontinuance of its Comcast Digital Phone service. Specifically, Comcast Phone sent letters via first class U.S. Mail to each of the affected customers on October 31, 2007...Copies of the notification letters are provided as Attachments 1 and 2..... (Emphasis added)

An examination of Attachments 1 and 2 shows that the notification was made by Comcast Cable, 10 River Park Plaza, St. Paul, MN 55107, rather than by the Applicant. It appears that the Applicant may not have provided notice, or may not have provided sufficient notice, to satisfy the notice requirements in this matter.

Also, in both Attachments 1 and 2 the Applicant has stated:

The proposed discontinuance of your local telephone service is subject to regulatory approval by the Federal Communications Commission (FCC).

It may be appropriate for the Commission to clarify whether, and to what extent, its decision in this matter affects local telephone and intrastate telecommunication services currently provided by the Applicant in Minnesota under the jurisdiction of the Minnesota Public Utilities Commission.

Respectfully submitted:



Mark E. Oberlander
Telecommunication Manager

Minnesota Public Utilities Commission
121 7th Place East, Suite 350
St. Paul, MN 55101
Telephone 651-201-2212