Claro

PRT
Puerto Rico Telephone

June 24, 2014

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: CC Docket No. 96-128 – Petition of extension of Waiver

Dear Ms. Dortch:

Pursuant to Section 1.3 of Federal Communications Commission's Rules, Puerto Rico Telephone Company, Inc. ("PRTC") is requesting a waiver of the Commission's audit requirement contained in Section 64.1320, the original of which is enclosed.

PRTC needs a brief extension of time until October 1, 2014 to complete its payphone call tracking system audits and file the corresponding audit report.

Respectfully submitted,

Carlos D. Ruiz Mantilla, Esq.
Regulatory Compliance Manager

Enclosure

PO Box 360998 San Juan, Puerto Rico 00936-0998

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

In the Matter of Implementation of the Pay Telephone Reclassification and Compensation Provisions of the Telecommunications Act of 1996	)))))))	CC Docket No. 96-128

PETITION FOR WAIVER

TO THE HONORABLE COMMISSION:

COMES NOW, Puerto Rico Telephone Company, Inc. ("PRT"), through the undersign attorney, to requests a temporary waiver of the Commission's audit requirement contained in Section 64.1320[1], pursuant to Section 1.3 of the Federal Communications Commission's rules. PRT needs a brief extension of time until October 1, 2014 to complete its audits and file the corresponding audit reports. As explained below, there is good cause for granting this Petition, and the Petition is in the public interest.

PRT is a completing carrier within the meaning of Section 64.1300[2] of the Commission's rules and is therefore required on an annual basis to complete by June 30 an audit of its payphone call tracking systems, pursuant to Section 64.1320[3].

PRT has selected an independent third party auditor, and the audit process is underway. Nonetheless, PRT anticipates that it may take an additional three months or until October 1, 2014

[1] *See*, 47 C.F.R §64.1320.
[2] *Supra*, §64.1300.
[3] *Supra*, §64.1320.

to complete the documentation and testing, analyze the results, and prepare a final report for the Commission.

Section 1.3 allows the Commission to waive its rules where "good cause" exists. The Commission has concluded that good cause exists where "special circumstances warrant a deviation from the general rule, such deviation serves the public interest, and waiver would be consistent with the principles underlying the rule."[4] Such good cause exists here.

PRT has diligently worked to comply with the Commission's compensation requirements and has implemented a payphone call tracking system, pursuant to Section 64.1310(a)(1)[5]. However, given the timing of PRT to conclude a detailed evaluation of its aforementioned systems, PRT does not have sufficient time to complete the audit by June 30, 2014. PRT is sincerely committed to complete this audit as expeditiously as possible.

No party will be harmed by the delay in completion of the audit because PRT's payphone call tracking systems is already in place and working properly.

Thus, the public interest is best served by allowing PRT and its auditors adequate time to complete their tasks and present the most comprehensive and reliable information possible to the Commission.

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[4] *Northeast Cellular Tel. Co., L.P. v. FCC*, 897 F2d 1164, 1166 (D.C. Cir. 1990) (citing *WAIT Radio v. FCC*, 418 F2d 1153, 1159 (D.C. Cir. 1969)).
[5] *See*, 47 C.F.R. §64.1310(a)(1).

WHEREFORE, PRT respectfully requests that the Commission grant this Petition for Waiver by extending the deadline for PRT to complete its payphone call tracking system audit, until October 1, 2014.

Respectfully submitted,

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Its Attorney

June 24, 2014