



PUBLIC NOTICE

Federal Communications Commission
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COMMENT SOUGHT ON CENTENNIAL COMMUNICATIONS CORP.'S REQUEST FOR REVIEW OF A DECISION BY THE UNIVERSAL SERVICE ADMINISTRATIVE COMPANY AND, IN THE ALTERNATIVE, REQUEST FOR WAIVER, AND REQUEST TO SUSPEND RECOVERY

CC Docket Nos. 96-45, 00-256

Release Date: June 27, 2007

Comment Date: July 27, 2007

Reply Comment Date: August 13, 2007

On May 25, 2007, Centennial Communications Corp. (Centennial) filed a request seeking review and reversal of a decision of the Universal Service Administrative Company (USAC) regarding the “true-up” of interstate common line support (ICLS) universal service payments for Puerto Rico in 2004.¹ Centennial alleges that USAC misapplied the ICLS true-up rules, and, in doing so, USAC concluded that Centennial had been overpaid by \$5,381,641, a true-up of almost 60 percent of the total disbursement made to Centennial.² Centennial argues that, under a proper application of the true-up rules, only a modest true-up of the amount disbursed to Centennial was appropriate.³ Centennial asserts that USAC misapplied the true-up in two ways: (1) by improperly treating long term support (LTS) payments received by Centennial in the first half of 2004; and (2) by calculating final 2004 per-line support using line counts from prior periods.⁴ If the Commission concludes that USAC applied the rules as intended, then Centennial requests a waiver of the rules to allow it to retain the support it actually received in Puerto Rico without application of the true-up.⁵ Finally, Centennial requests that the Commission direct USAC to stay its recovery of the true-up amounts from Centennial while the request for review is pending.⁶

¹ Centennial Communications Corp. Request for Review and, in the Alternative, Request for Waiver, and Request to Suspend Recovery, CC Docket Nos. 96-45, 00-256 (filed May 25, 2007) (Request for Review).

² *Id.* at 2.

³ *Id.*

⁴ *Id.* at 2-5.

⁵ *Id.* at 5.

⁶ *Id.*

Interested parties may file comments on or before **July 27, 2007**, and reply comments on or before **August 13, 2007**. All pleadings are to reference **CC Docket Nos. 96-45 and 00-256**. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS), or by filing paper copies.⁷

- **Electronic Filers:** Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/cgb/ecfs/>. Filers should follow the instructions provided on the website for submitting comments.
- For ECFS filers, if multiple docket or rulemaking numbers appear in the caption of this proceeding, filers must transmit one electronic copy of the comments for each docket or rulemaking number referenced in the caption. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions, filers should send an e-mail to ecfs@fcc.gov, and include the following words in the body of the message, "get form." A sample form and directions will be sent in response.
- **Paper Filers:** Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

The Commission's contractor will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class, Express, and Priority mail should be addressed to 445 12th Street, S.W., Washington D.C. 20554.

People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (tty).

In addition, one copy of each pleading must be sent to each of the following:

- (1) The Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, www.bcpweb.com; phone: (202) 488-5300 fax: (202) 488-5563;
- (2) Jennifer McKee, Telecommunications Access Policy Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-B550, Washington, D.C. 20554; e-mail: Jennifer.McKee@fcc.gov; and

⁷ See *Electronic Filing of Documents in Rulemaking Proceedings*, GC Docket No. 97-113, Report and Order, 13 FCC Rcd 11322 (1998).

(3) David Duarte, Telecommunications Access Policy Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5B-441, Washington, D.C. 20554; e-mail: David.Duarte@fcc.gov.

Filings and comments are also available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. They may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, S.W., Room CYB402, Washington, D.C. 20554, telephone: (202) 488-5300, fax: (202) 488-5563, or via e-mail www.bcpweb.com.

This matter shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules.⁸ Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentations must contain summaries of the substance of the presentation and not merely a listing of the subjects discussed. More than a one or two sentence description of the views and arguments presented generally is required.⁹ Other rules pertaining to oral and written *ex parte* presentations in permit-but-disclose proceedings are set forth in section 1.1206(b) of the Commission's rules.¹⁰

For further information, please contact Jennifer McKee, Telecommunications Access Policy Division, Wireline Competition Bureau at (202) 418-7400 or TTY (202) 418-0484.

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⁸47 C.F.R. §§ 1.1200 *et seq.*

⁹*See* 47 C.F.R. § 1.1206(b)(2).

¹⁰47 C.F.R. § 1.1206(b).