

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)
)
SMS/800)
Revisions to Tariff FCC No. 1) Transmittal No. 18

MEMORANDUM OPINION AND ORDER ON RECONSIDERATION

Adopted: July 12, 2001

Released: July 13, 2001

By the Chief, Competitive Pricing Division:

I. INTRODUCTION

1. On June 14, 2001, the Common Carrier Bureau (Bureau) suspended for one day and set for investigation the tariff revisions filed by the Bell Operating Companies (BOCs)¹ in Transmittal No. 18 to their Tariff F.C.C. No. 1, the SMS/800 Functions tariff.² In its June 14 Order, the Bureau found the filing raised substantial questions of lawfulness that warranted investigation, including whether the BOCs had adequately supported the reasonableness of their forecasted revenue requirement, the level of contribution, and their demand forecasts.

2. In this Order, on our own motion, we reconsider our decision in the *SMS/800 Suspension Order* and terminate this investigation.

II. DISCUSSION

3. We reconsider on our own motion our decision to suspend and investigate the tariff revisions filed by the Bell Operating Companies under Transmittal No. 18. On July 10, 2001, the BOCs filed Transmittal No. 20, with an effective date of July 17, 2001. Transmittal No. 20 revises the BOCs' SMS/800 Tariff F.C.C. No. 1 and addresses the questions of lawfulness raised in Transmittal No. 18. Specifically, in Transmittal No. 20, the BOCs have reduced the revenue requirement, have reduced their contribution amount, and have employed a more rigorous demand forecasting method. In addition, Transmittal No. 20 reduces both the main rate element and other rates. The new rates expire on June 16, 2002. Accordingly, we decline to investigate Transmittal No. 18 and terminate this proceeding.

¹ The BOCs are BellSouth Telecommunications, Inc., SBC Communications, Inc., Qwest Corporation, and Verizon Communications, Inc.

² *SMS/800 Revisions to Tariff F.C.C. No. 1*, Transmittal 18, Order, DA 01-1428 (Comp. Pric. Div., rel. June 14, 2001)(*SMS/800 Suspension Order*). Transmittal 18 was filed on May 31, 2001, with an effective date of June 15, 2001. On June 7, 2001, Sprint Corporation (Sprint) filed a petition for suspension and investigation, and an accounting of the BOCs' tariff filing. The BOCs filed a response to Sprint's petition on June 12, 2001.

III. ORDERING CLAUSES

4. Accordingly, IT IS ORDERED that, pursuant to Sections 0.91, 0.291, and 1.108 of the Commission's rules, 47 C.F. R. §§ 0.91, 0.291, 1.108, we reconsider on our own motion our decision in the *SMS/800 Suspension Order* to suspend and investigate the tariff revisions filed by the Bell Operating Companies under Transmittal No. 18.

5. IT IS FURTHER ORDERED that, pursuant to Sections 0.91, 0.291, and 1.108 of the Commission's rules, 47 C.F. R. §§ 0.91, 0.291, 1.108, the investigation and accounting order imposed by the Common Carrier Bureau in the *SMS/800 Suspension Order* ARE TERMINATED.

FEDERAL COMMUNICATIONS COMMISSION

Jane E. Jackson
Chief, Competitive Pricing Division
Common Carrier Bureau