

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

In the Matter of
Joint Petition for Forbearance From the Current
Pricing Rules for the Unbundled Network Element
Platform
WC Docket No. 03-189

ORDER

Adopted: October 19, 2004

Released: October 19, 2004

By the Chief, Pricing Policy Division:

1. On July 31, 2003, Qwest Corporation, BellSouth Telecommunications, Inc., and SBC Communications Inc. (Petitioners) filed a Joint Petition for Expedited Forbearance asking the Commission to forbear from: (1) the rules allowing competitive local exchange carriers (LECs) that lease the unbundled network element (UNE) Platform to collect per-minute switching access charges from interexchange carriers; and (2) applying the Total Element Long Run Incremental Cost (TELRIC) pricing methodology to the UNE-Platform, and to apply the resale pricing standard instead. On October 18, 2004, Petitioners filed a request to withdraw their petition. In this Order, we grant Petitioners' request to withdraw and dismiss their petition without prejudice.

2. Accordingly, IT IS ORDERED, pursuant to the authority delegated under sections 0.91 and 0.291 of the Commission's rules, 47 C.F.R. §§ 0.91 and 0.291, that the request of QWEST CORPORATION, BELLSOUTH TELECOMMUNICATIONS, INC., and SBC COMMUNICATIONS INC. to withdraw the above-captioned petition for forbearance IS GRANTED.

3. IT IS FURTHER ORDERED, pursuant to the authority delegated under sections 0.91 and 0.291 of the Commission's rules, 47 C.F.R. §§ 0.91 and 0.291, that the above-captioned petition for forbearance IS DISMISSED WITHOUT PREJUDICE.

FEDERAL COMMUNICATIONS COMMISSION

Tamara L. Preiss
Chief, Pricing Policy Division

1 Joint Petition for Forbearance From the Current Pricing Rules for the Unbundled Network Element Platform, WC Docket No. 03-189, Joint Petition of Qwest Corporation, BellSouth Telecommunications, Inc., and SBC Communications Inc. for Expedited Forbearance (filed July 31, 2003) (Joint Petition). The Joint Petition sought the same relief sought by Verizon in a similar petition. See Verizon Telephone Companies' Petition for Forbearance From the Current Pricing Rules for the Unbundled Network Element Platform, WC Docket No. 03-157, Petition for Expedited Forbearance of the Verizon Telephone Companies (filed July 1, 2003).

2 Joint Petition for Forbearance From the Current Pricing Rules for the Unbundled Network Element Platform, WC Docket No. 03-189, Letter from Cronan O'Connell, Vice President-Federal Regulatory, Qwest, to Marlene H. Dortch, Secretary, Federal Communications Commission (filed Oct. 18, 2004).

Wireline Competition Bureau