

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

In the Matter of)	
)	
PUERTO RICO TELEPHONE CO., INC.)	
)	File No. EB-00-MD-03
Complainant,)	
)	
v.)	
)	
CENTENNIAL CELLULAR CORP. and)	
LAMBDA COMMUNICATIONS, INC.,)	
)	
Defendants.)	

MEMORANDUM OPINION AND ORDER

Adopted: June 5, 2000

Released: June 6, 2000

Before the Commission:

I. DISCUSSION

1. In this Memorandum Opinion and Order, we grant the formal complaint filed by Puerto Rico Telephone Company, Inc. (“PRTC”) against Centennial Cellular Corp. and Lambda Communications, Inc. (collectively, “Centennial”) pursuant to section 208 of the Communications Act of 1934, as amended (the “Communications Act” or “Act”).¹ PRTC challenges the lawfulness under the Act of a Centennial tariff² that charges a per-minute interstate rate for calls originated by PRTC customers that are handed off to Centennial for delivery to Internet Service Providers (“ISPs”). The Centennial Tariff uses language identical to the tariff we found unlawful in *Bell Atlantic-Delaware, Inc., et al. v. Global NAPs, Inc.*³ For reasons stated in our *Global*

¹ 47 U.S.C. § 208.

² ISP Interstate Traffic Delivery Service, Centennial Cellular Corp., Tariff F.C.C. No. 2 (effective April 2, 1999) (“Centennial Tariff” or “Tariff”).

³ See *Bell Atlantic-Delaware, Inc. et al. v. Global NAPs, Inc.*, Memorandum Opinion and Order, FCC 99-381 (rel. Dec. 2, 1999) (“*Global NAPs Order*”), *aff’d on reconsideration*, Order on Reconsideration, FCC 00-107 (rel. Mar. 22, 2000), *appeal pending*, *Global NAPs, Inc. v. FCC*, No. 00-1136 (D.C. Cir. filed Mar. 24, 2000).

NAPs Order and based on the parties' stipulation that the *Global NAPs Order* governs this case,⁴ we grant the complaint and hold that Centennial Tariff F.C.C. No. 2 is unlawful under the Act.

II. ORDERING CLAUSES

2. Accordingly, IT IS ORDERED, pursuant to sections 4(i), 4(j), and 208 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i), 154(j), and 208, that the formal complaint of Puerto Rico Telephone Company, Inc. IS GRANTED.

FEDERAL COMMUNICATIONS COMMISSION

Magalie Roman Salas
Secretary

⁴ See Joint Stipulation of the Parties at 1, File No. EB-00-MD-03 (filed May 16, 2000).