

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Illinois Commerce Commission :
On Its Own Motion :
:
Investigation concerning the : 83-0142
appropriate methodology for the :
calculation of intrastate access :
charges for all Illinois telephone :
utilities. :

THIRTY-SEVENTH INTERIM ORDER

By the Commission:

The Illinois Telephone Association ("ITA") and the Illinois Exchange Carrier Association ("IECA"), with notice to all parties, filed a Joint Motion, moving the Commission to direct the creation of a new Illinois not-for-profit corporation, to be known as the Illinois Small Company Exchange Carrier Association. In support of their motion, the ITA and IECA point out that the IECA was created in 1983 as a relatively short-lived organization intended to implement the Alternate Plan approved by the Commission in this docket, as modified. Subsequent to the phase-down of the Alternate Plan, there will remain certain functions to be performed for various Illinois exchange carriers which have been mandated by the Commission, and which are now being performed by the IECA. An ad hoc committee of the ITA studied the questions raised by the continuation of certain functions after the conclusion of the Alternate Plan, and recommends the creation of a new organization to perform those functions under Commission supervision. Based on that recommendation, the boards of directors of the ITA and IECA directed the filing of the aforesaid Joint Motion, which is unopposed.

The Commission, having considered the Joint Motion and the entire record, and being fully advised in the premises, is of the opinion and finds that:

- (1) Illinois telecommunications carriers engaged in the provision of telecommunications services to the general public within the State of Illinois are subject to the provisions of The Public Utilities Act;
- (2) the Commission has jurisdiction over the parties hereto and the subject matter hereof;
- (3) the IECA, pursuant to Commission orders, is currently performing certain functions expected to continue subsequent to the expiration of the Alternate Plan, these include:

- a. Administration of the Illinois Universal Service Fund ("IUSF");
 - b. Administration of a traffic-sensitive ("TS") pool for Illinois exchange carriers on average schedule; and
 - c. Maintenance of a tariff in which Illinois exchange carriers on average schedule may concur;
- (4) some person or entity will be required to perform those functions for calendar year 1989 and thereafter, to the extent directed by the Commission;
 - (5) the IECA was intended to be a relatively short-lived organization;
 - (6) it is appropriate to create a new organization, in the form of an Illinois not-for-profit corporation to perform those functions;
 - (7) membership of such an organization would appropriately include all Illinois exchange carriers which have fewer than 15,000 access lines or which settle on average schedule;
 - (8) the course of action proposed in the ITA/IECA Joint Motion is reasonable and in the interest of the parties hereto.

IT IS THEREFORE ORDERED that an Illinois Small Company Exchange Carrier Association be formed, consisting of all Illinois exchange carriers which have fewer than 15,000 access lines or which settle on average schedule.

IT IS FURTHER ORDERED that the ITA and IECA cooperate in the preparation of proposed articles of incorporation for the new organization, said proposed articles to be submitted to the Commission for its approval prior to their filing with the Secretary of State.

IT IS FURTHER ORDERED that the ITA and IECA submit to the Commission for its approval the proposed initial directors of the new organization.

IT IS FURTHER ORDERED that the foregoing be done in a timely manner sufficient to permit the new organization, with Commission approval, to assume the IECA's present IUSF, TS Pool and tariff responsibilities, as well as any other tasks specifically

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directed by the Commission, for the calendar year commencing
January 1, 1989.

By Order of the Commission this 20th day of July, 1988.

(SIGNED) MARY B. BUSHNELL

Chairman

(S E A L)