

**STATE OF NEW HAMPSHIRE****Inter-Department Communication****DATE:** August 20, 2018**AT (OFFICE):** NHPUC**FROM:**  Kath Mullholand, Director, Regulatory Innovation and Strategy**SUBJECT:** DT 18-070, 2018 Intrastate Access Filings by Registered Telephone Utilities**TO:** Commissioners  
Debra A. Howland, Executive Director**CC:** David K. Wiesner, Staff Attorney

On June 5, 2018, based on Staff's recommendation in the aforementioned docket, a secretarial letter was issued establishing a July 31, 2018 effective date for tariffs filed by Excepted Local Exchange Carriers (ELECs) that are not also Incumbent Local Exchange Carriers (ILECs), even when the filing date is less than thirty days prior to the effective date. ELECs were encouraged to file as soon as possible, but no later than July 15.

In a secretarial letter issued on June 18, 2018, the Commission accepted the filings of each of the ILECs effective as of July 3, 2018, thereby establishing the baseline for ELEC filings. In light of their obligation to cap their rates to the new ILEC rates, ELECs as competitive carriers were expected to file up to two weeks after the effective date of the ILEC tariff revisions, for example, by July 16<sup>th</sup> with an effective date no later than July 31<sup>st</sup>.

On August 8, 2018, Broadview Networks, Inc. (Broadview) filed its tariff revisions with a requested effective date of August 9, 2018, noting on its tariff page that Broadview has, in fact, been charging the new rate since August 2, 2018. Staff reviewed the filing for compliance with Federal Communications Commission (FCC) orders and rules, and Broadview's filing appears to be consistent with FCC directives. Staff recommends, despite the tardiness in filing, that the Commission find that Broadview's tariff revisions took effect on August 9, 2018.

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