

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: ARRIVAL COMMUNICATIONS, INC.	DOCKET NOS. TCU-00-33 WRU-00-64-3421 TF-00-141 TF-00-142
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**ORDER GRANTING APPLICATION, GRANTING WAIVERS,
AND APPROVING TARIFFS**

(Issued September 5, 2000)

On June 5, 2000, Arrival Communications, Inc. (Arrival), filed an application for issuance of a certificate of public convenience and necessity, pursuant to Iowa Code § 476.29 (1999), stating its intention to provide resold and facilities-based local exchange services throughout the state of Iowa. The application has been identified as Docket No. TCU-00-33. Arrival states in its application that it will implement the full 2-PIC carrier selection methodology and requests waivers of 199 IAC 22.3(1), publishing directories, 199 IAC 18.2, keeping its records in Iowa, and 199 IAC 16.5, keeping its records according to the Uniform System of Accounts. The waivers have been identified as Docket No. WRU-00-64-3421.

In addition, Arrival has provided the qualifications of its company officers and financial statements. Arrival has also filed proposed tariffs to identify the local exchange services it intends to offer. The proposed tariffs have been identified as TF-00-141 and TF-00-142. Arrival gave notice of the application and no objections to the application have been filed.

Iowa Code § 476.29(2) (1999) provides that the local exchange carrier shall not be denied a certificate if the Utilities Board (Board) finds that the applicant "possesses the technical, financial, and managerial ability to provide the service it proposes to render and the board finds the service is consistent with public interest." The Board has reviewed the information provided and finds that Arrival has demonstrated the necessary technical, financial, and managerial ability to provide local exchange service. The Board finds that it is in the public interest to grant a certificate to Arrival.

Arrival requested a waiver of 199 IAC 16.5(2), which requires it to keep its records according to the uniform system of accounts. Arrival states that it employs an accounting system in accordance with generally accepted accounting principles (GAAP). The Board finds that this waiver should be granted, since records kept in accordance with GAAP accounting is acceptable for a competitive local exchange service provider.

Arrival requested that the Board waive 199 IAC 18.2, which requires that Arrival keep its records in Iowa. The Board will grant this waiver with the understanding that Arrival intends to maintain its records at its corporate headquarters in San Francisco, California, and agrees to make them available to the Board or its staff at Arrival's expense.

Arrival also requested the Board waive 199 IAC 22.3(1), requiring it to independently publish a directory. Arrival proposes to contract with the incumbent local exchange carriers to ensure that all of its customers are listed in the

incumbent's directories. The Board will grant this waiver based upon the intention of Arrival to have its customers listed in the incumbent's directory.

Arrival has also requested that it be exempted from the filing of maps showing its exchange boundaries where they are identical to those of Qwest Corporation, f/k/a U S West Communications, Inc. (Qwest), and Iowa Telecommunications Services, Inc., d/b/a Iowa Telecom, successor to GTE Midwest Incorporated (Iowa Telecom). Arrival states that it will file maps with the Board where it deviates from the service territory of Qwest and Iowa Telecom. Arrival states that it incorporates by reference and adopts the exchange maps of Qwest and Iowa Telecom on file with the Board.

Iowa Code § 476.29(4) requires that each certificate define the service territory in which land-line local telephone service will be provided and authorizes the Board to promulgate rules establishing requirements for filing maps showing the service territory. Subrule 199 IAC 22.20(3) requires that all utilities have on file with the Board maps, which show exchange boundaries. The Board finds that Arrival is in compliance with this subrule by adopting the exchange boundary maps of Qwest and Iowa Telecom. Arrival is required to file proposed tariffs and updated maps where it provides service outside of the service territory of Qwest and Iowa Telecom.

The Board has reviewed the proposed local exchange and access tariffs filed by Arrival and finds that they comply with Board rules for the filing and processing of tariff pages.

IT IS THEREFORE ORDERED:

1. The application for a certificate of public convenience and necessity filed by Arrival Communications, Inc., on June 5, 2000, is granted.
2. The request for waivers of 199 IAC 16.5(2), 18.2, and 22.3(1) are granted as described in this order.
3. The tariffs filed in Docket Nos. TF-00-141 and TF-00-142 are approved.
4. The Board approves the concurrence of Arrival Communications, Inc., in the exchange boundary maps of Qwest Corporation, f/k/a U S West Communications, Inc., and Iowa Telecommunications Services, Inc., d/b/a Iowa Telecom, successor to GTE Midwest Incorporated.
5. A certificate, identified as Certificate No. 0221, is issued to Arrival Communications, Inc., concurrently with this order.

UTILITIES BOARD

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Raymond K. Vawter, Jr. /s/ Diane Munns
Executive Secretary

Dated at Des Moines, Iowa, this 5th day of September, 2000.