

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

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IN RE:  LTDS CORPORATION	DOCKET NO. IOWA CODE § 476.29
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**ORDER REQUIRING MONTHLY REPORTING**

(Issued August 9, 2005)

On March 31, 2005, LTDS Corporation (LTDS) filed with the Utilities Board (Board) a petition for arbitration of unresolved terms in an interconnection agreement between LTDS and Iowa Telecommunications Services, Inc., d/b/a Iowa Telecom (Iowa Telecom), identified as Docket No. ARB-05-3. On July 22, 2005, the Board issued its Arbitration Order in that docket.

In its July 22 order, the Board found that LTDS offered only Internet service provider (ISP) service, which is identified as an information service, and no voice service in five of the exchanges that are listed in LTDS' local service tariff. These exchanges include the Chariton, Washington, Centerville, Keota, and Eddyville, Iowa, exchanges.

Section 51.100(b) of the Code of Federal Regulations provides that

A telecommunications carrier that has interconnected or gained access under sections 251(a)(1), 251(c)(2), or 251(c)(3) of the Act, may offer information services through the same arrangement, so long as it is offering telecommunication services through the same arrangement as well.

47 CFR § 51.100(b).

In the course of the arbitration proceeding, LTDS committed to provide voice service in all of the exchanges listed in its tariff, including the five ISP-only exchanges, within three months.<sup>1</sup> Based on this commitment, the Board allowed the interconnection agreement between LTDS and Iowa Telecom for the provision of ISP traffic in all of LTDS' exchanges for three months.<sup>2</sup> The Board stated that if LTDS is not providing voice local services in addition to ISP services in the five identified exchanges, or any other exchanges, Iowa Telecom will be relieved of all interconnection obligations under the Act in the exchanges where voice service is not being provided by LTDS.<sup>3</sup>

The Board finds that because of the three-month requirement for the provision of local voice services by LTDS, a reporting requirement should be established to track LTDS' progress in offering voice service in each of its exchanges. The Board finds that the report should be similar in substance to previous reports filed by LTDS Corporation pursuant to the Board's January 9, 2002, order issued in Docket No. TCU-01-13. The report should include the following information for all exchanges listed in the LTDS local service tariff on file with the Board:

1. The exchanges in which LTDS is serving voice customers and the number of voice customers served in each exchange;
2. The total number of lines LTDS is currently using;
3. The number of data and voice trunks being used in total and by location;

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<sup>1</sup> In re: LTDS Corporation vs. Iowa Telecommunications Services, Inc., d/b/a Iowa Telecom, "Arbitration Order," Docket No. ARB-05-3 (issued July 22, 2005).

<sup>2</sup> Id.

<sup>3</sup> Id.

4. A summary of LTDS' marketing activities; and
5. A description of LTDS' progress towards the development of residential voice service in all exchanges.

LTDS shall file these reports on a monthly basis, with the first report due on August 22, 2005. The first report should present data for the month of July 2005, with subsequent monthly reports due 20 days after the end of each month. The monthly reporting requirement will continue for three months, with subsequent reports to be filed on a quarterly basis for one year thereafter.

**IT IS THEREFORE ORDERED:**

LTDS Corporation shall submit monthly reports to the Board under Docket No. Iowa Code § 476.29, as described in this order.

**UTILITIES BOARD**

/s/ John R. Norris

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ATTEST:

/s/ Judi K. Cooper  
Executive Secretary

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 9<sup>th</sup> day of August, 2005.