

Service Date Jan. 21, 1992

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

* * * * *

IN THE MATTER Of The Application)
Of U S WEST COMMUNICATIONS for) UTILITY DIVISION
Forbearance of Rate Regulation) DOCKET NO. 91.9.36
RE: Montana Health Network, Inc.) ORDER NO. 5573a
_____)

AMENDMENT TO FINAL ORDER
FINDINGS OF FACT

On September 18, 1991, US West Communications (USWC) filed an application with the Montana Public Service Commission (Commission or PSC) requesting forbearance of rate regulation for intraLATA long distance service (Message Toll Service - MTS, including Dial Station-to-Station, Customer Dialed Calling Card Station-to-Station, Operator Handled Station-to-Station, Operator Handled Person-to-Person and received calls on a collect basis) for Montana Health Network, Inc. (MHNI), Miles City, Montana (accounts shown below). USWC made its application pursuant to Section 69-3-808, MCA.

On September 25, 1991, at a duly noticed work session, the Commission GRANTED USWC's forbearance application based solely on the contents of USWC's application. Final Order No. 5573 was served on October 21, 1991 in this matter.

On December 23, 1991, USWC requested the Commission amend Order No. 5573 to extend forbearance for the services listed in Finding No. 1 to the following telephone numbers which USWC maintains are members of the MHNI:

St. John's Lutheran Homes 656-2710
245-9330

Clinics:

Eastern Montana Medical Group 482-4065
Garberson Clinic 232-0790
Glendive Clinic 365-8228

Glasgow Clinic 228-4391

Physicians:

Espeland, Darryl, D.O. 778-2833
Mann, John E. Jr., M.D. 787-5252
Segnitz, Richard H., M.D. 787-5394
Fay, Michael, M.D. 228-4331
Palazzo, Lawrence R., M.D. 228-4359
Williams, Anne M., M.D. 228-2413
Chambers, Richard O., M.D. 365-3345
Fizzotti, Giovanni F., M.D. 365-3306
Harkness, Jim, D.O. 365-8225
Malee, Thomas, J., M.D. 365-3447
Thorne, Richard C., M.D. 365-3066
Rauh, J. Randall, M.D. 232-7660
Young, James E., M.D. 232-7460
Stoner, Gaylen J., M.D. 765-1501
Nicholson, Craig, M.D. 768-3452
Fitz, Merle D., M.D. 487-5000
Thomas, Tommathew, M.D. 487-5421
Ashcraft, Jim, M.D. 482-1104
Lofti, Ben-Youssef, M.D. 482-6419
Bergin, Edward P., M.D. 482-4306
Cooper, Donald A., M.D. 482-4680
Faul, Gregory B., M.D. 482-3460
Hayden, Virgil L., M.D. 482-6476
Kessler, Jerome A., M.D. 482-5590
McKinley, Joseph G., M.D. 482-5340
Pierce, Edward L., M.D. 482-4300

The above telephone numbers are listed in the letter sent to USWC from Montana Health Network, Inc., dated November 22, 1991, regarding amendments to USWC's proposal for service. USWC asserts that several of the vendors who are bidding for MHNI's business notified MHNI that they would be responding to MHNI's request to amend their bids to include additional health care facilities and physicians who are members of the network. Thus, the Commission finds it reasonable to amend its final order in Docket No. 90.9.36 as requested by USWC. This action was taken at a duly noticed work session held January 6, 1992.

In past forbearance applications, USWC has generally identified its customers by their locations. In this filing, however, USWC has requested that certain telephone numbers be added to the list of patrons for whom forbearance would be applicable. The Administrative Rules of Montana state that the name and address of the customer to be served must be included in a forbearance application (Section 38.5.2715 (c), ARM). Although the Commission

has approved USWC's proposed amendment in this instance, USWC must adhere to the rules regarding forbearance in future filings and provide both the name(s) and address(es) of the customers for whom which service is intended.

CONCLUSIONS OF LAW

1. USWC provides regulated telecommunications service within the state of Montana and is a public utility under the regulatory jurisdiction of the Montana Public Service Commission, Sections 69-3-101 and 69-3-803(3), MCA.

2. The Commission has authority to supervise, regulate and control public utilities. Section 69-3-102, MCA.

3. USWC's application contained the information required by Section 69-3-808, MCA and ARM 38.5.2715.

ORDER

1. Order No. 5573 is hereby amended to include the 32 telephone numbers listed in Finding No. 3.

DONE AND DATED at Helena, Montana this 21st day of January, 1992 by a 5-0 vote.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

HOWARD L. ELLIS, Chairman

DANNY OBERG, Vice Chairman

BOB ANDERSON, Commissioner

JOHN B. DRISCOLL, Commissioner

WALLACE W. "WALLY" MERCER, Commissioner

ATTEST:

Commission Secretary

(SEAL)

NOTE: Any interested party may request that the Commission reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.