

**PUBLIC UTILITIES AND UTILITY SERVICES
TELECOMMUNICATIONS
EXPEDITED PROCEDURES FOR COMPETITIVE LOCAL EXCHANGE CARRIERS**

**NEW MEXICO PUBLIC REGULATION COMMISSION
TELECOMMUNICATIONS DEPARTMENT
1120 PASEO DE PERALTA
SANTA FE, N.M. 87504-1269**

FOR ASSISTANCE - If you have any questions or problems regarding this application packet, you may contact the following individuals listed below:

General Questions about the Application - Mark A. Cessarich: (505) 827-6903

17.11.19.7 DEFINITIONS OF TERMS USED IN THIS APPLICATION

In addition to the definitions in NMSA 1978 Section 63-9A-3, as used in this rule:

- A.** “**Affiliate**” has the meaning given in 47 U.S.C. Section 153(33).
- B.** “**Carrier**” means any person that furnishes telecommunications service to the public subject to the jurisdiction of the Commission, regardless of the facilities used and regardless of whether the person relies in part or entirely on another carrier’s facilities.
- C.** “**Certificate of Registration**” means the operating authority issued by the Commission for the provision of local exchange services in New Mexico.
- D.** “**Competitive Local Exchange Carrier (CLEC)**” means a carrier that provides competitive local exchange service in its service area and is not an ILEC, but shall not include an ILEC affiliate unless the ILEC executes an affidavit stating that the ILEC does not and will not confer benefits on its affiliate that are not conferred on equal, non-discriminatory terms on on-affiliates and that the ILEC will abide by all Commission rules and orders governing affiliate transactions.
- E.** “**Contract**” means an agreement to provide specific services to an individual customer for a specified period of time.
- F.** “**Incumbent Local Exchange Carrier (ILEC)**” means person, or an affiliate of a person, that was authorized to provide local exchange service in New Mexico on February 8, 1996, or a successor or assignee of the person or affiliate. A carrier will also be treated as an ILEC if the Federal Communications Commission determines that such provider, or class or category of carrier, shall be treated as an ILEC pursuant to 47 U.S.C Section 25(h)(2).
- G.** “**Promotion**” means a special rate for a service provided by a CLEC which is available for a limited period of time, and may include rebates, price reductions or waivers of charges in conjunction with market trials or other sales-related activities.

17.11.19.10 CONTENTS OF APPLICATION: An application for a certificate of registration shall contain the following information:

A. Name, address and telephone number of the applicant:

B. Name, address and telephone number of the person responsible for regulatory contacts and customer dispute resolution on behalf of the applicant:

Company Name: _____
Telephone: _____
Facsimile: _____
Toll Free: _____
Email Address: _____

C. A description of the applicants existing operations and general service and operating areas in any other jurisdictions:

D. A list of the applicant's parent, subsidiary, and affiliated companies that act as carriers in New Mexico together with the principal address and telephone number of each:

Telephone: _____
Facsimile: _____
Toll Free: _____

E. A general description of the facilities and equipment that will be used to provide services, including whether the service will be offered on a facilities basis, a resale basis, or a combination of both:

F. Evidence of the applicant's managerial and technical resources and ability to provide service. The applicant may submit resumes of key personnel, a narrative, or a combination of both.

G. The applicant's most current income statement and balance sheet, or other appropriate documentation of applicant's financial resources and ability to provide service:

H. A statement that the applicant is aware of and will comply with Commission rules governing

the provision of basic local exchange service by a CLEC:

- I. The disclosure of any formal actions against the applicant by any court or state or federal regulatory agency that resulted in any type of penalty or sanction within five (5) years preceding the date of the application is filed:**

- J. If the applicant is a corporation, evidence that the applicant is authorized by the Corporations Bureau of the Commission to do business in New Mexico and that it is in good corporate standing in New Mexico:**

- K. If the applicant is other than a corporation, a description of the form of ownership, the names and addresses of all principal owners, managers (as defined in NMSA 1978 Section 53-19-2), and the applicant's agent for service of process in New Mexico, and the date the business entity was created:**

- L. Initial tariffs or price lists for regulated telecommunications services, including a narrative description of the regulated telecommunications services to be offered and the geographic area and markets to be serviced:**

- M. A statement of whether the applicant is drawing from the federal or state universal service fund or other explicit support funds, including a statement of whether the applicant intends to seek Commission designation as an eligible carrier:**

- N. A report of any judgment, penalty, or sanction entered in any other jurisdiction that could adversely affect the applicant's ability to provide telecommunications services in New Mexico:**

- O. If the applicant is a regulated carrier, any other information the Commission may reasonable require to accomplish the purpose of this rule [17.11.21.11 NMAC-N,1-1-01]:**