

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of )  
 )  
TIME WARNER TELECOM OF HAWAII, L.P.)  
 dba OCEANIC COMMUNICATIONS )  
 )  
For Authority to Implement Tariff )  
Changes. Transmittal No. 03-09 )  
\_\_\_\_\_ )

DOCKET NO. 03-0363

ORDER NO. 20558

RECEIVED  
2003 OCT -8 P 4: 11  
DIV. OF CONSUMER ADVOCACY  
DEPT. OF COMMERCE AND  
CONSUMER AFFAIRS  
STATE OF HAWAII

Filed Oct. 7, 2003  
At 12:00 o'clock P .M.

Karen Higashi  
Clerk of the Commission

ATTEST: A True Copy  
KAREN HIGASHI  
Chief Clerk, Public Utilities  
Commission, State of Hawaii.  
K. Higashi



exact number of voice and Internet channels needed to best suit their individual needs."

Verizon Hawaii Inc. filed a letter on September 29, 2003 in support "for allowing all telecommunications carriers to use tariff transmittals rather than applications to comply with Section 6-80-35(e) of the Hawaii Administrative Rules ("HAR")."

On October 2, 2003, the Consumer Advocate filed its Preliminary Statement of Position, recommending that the requested tariff change be suspended.

Oceanic Communications' transmittal does not include cost studies or other information that would allow the commission to determine whether such a promotion, which appears to involve the combination of noncompetitive services, services not regulated by the commission, and competitive toll services, will result in the cross-subsidization of Oceanic Communications' competitive services. Accordingly, the commission will suspend transmittal number 03-09, pending further commission review, in accordance with Hawaii Revised Statutes § 269-16 and HAR § 6-80-40. Unless ordered otherwise, Oceanic Communications shall not offer or provide its Time Warner Telecom 4<sup>th</sup> Quarter 2003 promotion.

### III.

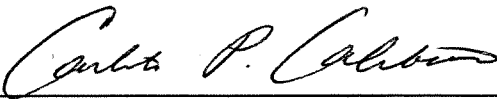
#### THE COMMISSION ORDERS:

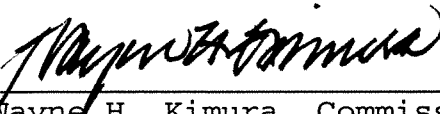
1. Oceanic Communications' transmittal number 03-09, filed on September 11, 2003, is suspended pending further commission review.


2. Unless otherwise ordered, Oceanic Communications is precluded from offering or providing its proposed Time Warner Telecom 4<sup>th</sup> Quarter 2003 promotion. The commission will provide further guidance on this matter.

DONE at Honolulu, Hawaii this 7th day of October, 2003.

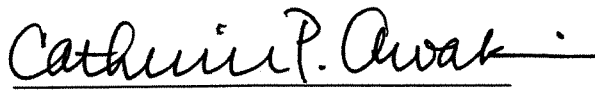
PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By   
Wayne H. Kimura, Commissioner

By   
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

  
Catherine P. Awakuni  
Commission Counsel

transoceanic03.09.sl

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20558 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
DIVISION OF CONSUMER ADVOCACY  
P. O. Box 541  
Honolulu, HI 96809

CONNIE WIGHTMAN  
TECHNOLOGIES MANAGEMENT INC.  
210 Park Avenue North  
Winter Park, FL 32789

Consultant to Time Warner Telecom of Hawaii, L.P.,  
dba Oceanic Communications

  
\_\_\_\_\_  
Karen Higashi

DATED: October 7, 2003