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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)
)
Transmittal No. 03-01.)
_____)

DOCKET NO. 03-0049

RECEIVED
2003 FEB 26 P 3:52
DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

ORDER NO. 20045

Filed Feb. 26, 2003
At 9:30 o'clock A .M.

Karen Higashi
Chief Clerk of the Commission

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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
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TIME WARNER TELECOM OF HAWAII, L.P.,)
 dba OCEANIC COMMUNICATIONS)
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Transmittal No. 03-01.)
_____)

Docket No. 03-0049

Order No. 20045

ORDER

I.

By transmittal number 03-01, filed on February 3, 2003, TIME WARNER TELECOM OF HAWAII, L.P., dba OCEANIC COMMUNICATIONS, seeks commission approval of certain changes to its tariff. Among other things, Oceanic Communications proposes to offer its IBL and VersiPak bundled packages.¹ The proposed effective date of Oceanic Communications' transmittal is March 3, 2003. On February 14, 2003, VERIZON HAWAII INC. filed a timely protest.

II.

As set forth in section 5.7 of Oceanic Communications' transmittal:

IBL and VersiPak packages bundle voice and Internet services with discounted pre-packaged long distance plans to create a value-packed solution for small to medium sized business Customers.

Verizon Hawaii Inc. protests section 5.7 of Oceanic Communications' transmittal. Verizon Hawaii Inc. does

¹Oceanic Communications also proposes: (1) certain changes to other sections of its existing tariff; and (2) another service offering, known as the VersiPak IPRI service (section 5.8).

not object to the other changes proposed by Oceanic Communications.²

Verizon Hawaii Inc. contends that Oceanic Communications, consistent with Hawaii Administrative Rules (HAR) § 6-80-35(e), must: (1) file an application for its proposed bundled service offerings; and (2) "satisfactorily show that its proposed bundles will not result in cross-subsidization." Verizon Hawaii Inc. reasons that both IBL and VersiPak services are noncompetitive services. Thus, Oceanic Communications must satisfactorily show that its noncompetitive services will not subsidize its Internet and long distance service offerings.

Upon review, the commission will suspend section 5.7 of the subject transmittal, pending further commission review, in accordance with Hawaii Revised Statutes § 269-16 and HAR § 6-80-40. The other sections of transmittal number 03-01 will be allowed to take effect, as proposed, effective March 3, 2003. Unless ordered otherwise, Oceanic Communications must not offer or provide its IBL or VersiPak bundled packages.

III.

THE COMMISSION ORDERS:

1. Section 5.7 of Oceanic Communications' transmittal number 03-01, filed on February 3, 2003, is suspended pending further commission review. The other sections of transmittal number 03-01 will be allowed to take effect, as proposed, effective March 3, 2003. Oceanic Communications shall promptly


²See footnote 1, above.

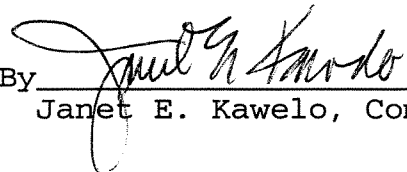
file its revised tariff sheets, consistent with the terms of this order.

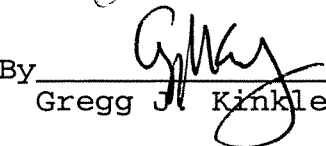
2. Unless ordered otherwise, Oceanic Communications is precluded from offering or providing its IBL or VersiPak bundled packages. Further action from the commission will follow.

DONE at Honolulu, Hawaii this 26th day of February, 2003.

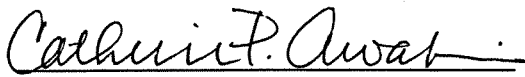
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Wayne H. Kimura, Chairman

By 
Janet E. Kawelo, Commissioner

By 
Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:


for Michael Azama
Commission Counsel

OC.OS.sl

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20045 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

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DIVISION OF CONSUMER ADVOCACY
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Karen Higashi

DATED: February 26, 2003