



CCTA-ACTC

Canadian Cable
Telecommunications Association

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August 8, 2005

Ms. Diane Rhéaume
Secretary General
Canadian Radio-television and
Telecommunications Commission
Ottawa, Ontario
K1A 0N2

Dear Ms. Rhéaume:

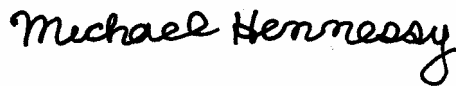
Re: Public Notice 2004-1: Review and disposition of deferral accounts for second price cap period – Applications for costs by ARCH and the Consumer Groups

1. The Canadian Cable Telecommunications Association (CCTA) is in receipt of Applications for costs dated July 27 and 28, 2005, respectively, from each of ARCH (ARCH: A Legal Resource Centre for Persons with Disabilities) and the Consumer Groups (via the Public Interest Advocacy Centre) in respect of their participation in Telecom Public Notice CRTC 2004-1 (PN 2004-1).
2. CCTA has no comments with respect to the appropriateness of a cost award in favour of either ARCH or the Consumer Groups.
3. As to the matter of proper respondents, CCTA submits the ILECs should be named as sole costs respondents as the issues raised in the PN 2004-1 proceeding are directly related to a very specific by-product of ILEC Price Cap regulation and the outcomes may well have no impact on parties other than the ILECs. CCTA also notes that, given the variation among ILECs in the amount of funds in their respective deferral accounts, it is probable that there will be highly variable results between ILEC territories.

4. In Telecom Costs Order 2004-16, addressing a proceeding the purpose of which was “to determine the modifications required, if any, to certain aspects of the regulatory framework applicable to the incumbents,” the Commission considered it appropriate to name the ILECs as sole costs respondents. In CCTA’s view, the same circumstances hold in respect of PN 2004-1.

5. In the event that the Commission determines that parties other than the ILECs should be named respondents, CCTA submits that the substantial majority of the costs should be allocated to the ILECs, consistent with their position in the local exchange telephony market.

Sincerely,

A handwritten signature in black ink that reads "Michael Hennessy". The signature is written in a cursive, slightly slanted style.

Michael Hennessy,
President

c.c.: Registered Interested Parties, Telecom Public Notice 2004-1

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