



Telecom Order CRTC 2010-417

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Ottawa, 29 June 2010

Kenora Municipal Telephone System – Temporary Suspension Service

File number: Tariff Notice 57

1. The Commission received an application by Kenora Municipal Telephone System (KMTS), dated 19 May 2010, in which the company proposed revisions to its General Tariff, Section 100, item 4 – Rate Schedule for Primary Exchange (Local) Service, in order to reflect that the monthly rates for its Temporary Suspension Service (TSS) for both residential and business customers are one half of the applicable Access Single Line service rates.
2. KMTS submitted that upon reviewing some of its tariffs, it had discovered an inconsistency between the monthly rates billed for TSS and those approved in its General Tariff, due to an administrative oversight. The company noted that its existing General Tariff identifies specific rates for both residential and business TSS. However, as far as the company could determine, it had been billing its TSS customers at exactly one half of the applicable Access Single Line service monthly rate. KMTS concluded that, at one point in time, the tariff for TSS had reflected one half of the monthly Access Single Line service rate. It submitted that the rates in the General Tariff have been incorrect since 1 February 2002 for residential TSS, and since 4 July 2002 for business TSS.
3. KMTS requested that the Commission ratify the rates that were billed for TSS for the period between 1 February 2002 and 4 June 2010 for residential service, and between 4 July 2002 and 4 June 2010 for business service, pursuant to subsection 25(4)¹ of the *Telecommunications Act*.
4. The Commission finds that KMTS's proposed revision to correct the monthly TSS rates in its General Tariff for both residential and business service, so that the rates are one half of the applicable monthly rates for Access Single Line service, is reasonable.

¹ Subsection 25(4) of the *Telecommunications Act* states that

...the Commission may ratify the charging of a rate by a Canadian carrier otherwise than in accordance with a tariff approved by the Commission if the Commission is satisfied that the rate was charged because of an error or other circumstance that warrants the ratification.

5. Accordingly, the Commission **approves on an interim basis** KMTS's proposed revision to correct the TSS rates in its General Tariff, effective the date of this order. The Commission will address the ratification request, and any other issues related to the application, if necessary, in a subsequent order.

Secretary General