DECISION MEMORANDUM

TO:COMMISSIONER NELSON

COMMISSIONER SMITH

COMMISSIONER HANSEN

MYRNA WALTERS

TONYA CLARK

DON HOWELL

STEPHANIE MILLER

DAVE SCHUNKE

EILEEN BENNER

JIM LONG

GARY RICHARDSON

WORKING FILE

FROM:WELDON STUTZMAN

DATE:SEPTEMBER 26, 1995

RE:CASE NO. CEN-T-95-1

AGREEMENT BETWEEN CENTURY TELEPHONE COMPANY AND LEMHI COUNTY FOR 911 SERVICE

On September 13, 1995, Century Telephone Company filed an Application requesting approval of a special contract entitled Agreement for Provision of Service.  The Agreement, between Century Telephone and Lemhi County, provides for three-digit (911) call forwarding to notify law enforcement personnel of emergencies.  Staff has reviewed the Agreement and notes that the arrangement in the Agreement has been used by other LECs and public safety answering positions (PSAPs) to provide 911 service.  According to Staff, it is the least expensive method to implement 911 service, but also provides the greatest exposure to the LEC and the PSAP to liability risks.  The Agreement contains waiver and indemnity provisions for Century.  Staff believes Century filed the Application primarily to obtain Commission approval of the exculpatory language in the Agreement.  The service specified in the Agreement apparently is covered by existing tariff filing with the Commission.

Commission Decision

Should the contract between Century Telephone Company and Lemhi County be approved?

Weldon Stutzman

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