2591

# McNees Wallace & Nurick LLC

attorneys at law

RECEMED

700 DEC -9 M 10 0?

PAMELA C POLACEK DIRECT DIAL (717) 237-5368

December 5, 2008

## VIA HAND DELIVERY

James J. McNulty, Secretary Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street, 2nd Floor Harrisburg, PA 17120

#### Provision of Bundled Service Package Plans at a Single Monthly Rate by Local RE: Exchange Carriers; Docket No. L-00060179

Dear Secretary McNulty:

On November 7, 2008, the Pennsylvania Public Utility Commission ("Commission") forwarded to parties copies of the draft final rulemaking to amend Chapter 64 in the abovereferenced matter in order to seek informal comment on the language contained in the proposed regulations. By notice issued on November 20, 2008, the Commission extended the deadline for the informal comments to December 5, 2008.

The Broadband Cable Association of Pennsylvania ("BCAP") previously submitted Comments and Supplemental Comments in this matter. BCAP appreciates the opportunity to provide informal comments on the anticipated final regulations. Because the issues that BCAP raised in its previous filings addressed primarily legal and jurisdictional issues, BCAP is not providing informal comments on the draft final rulemaking at this time. BCAP wishes to reserve, however, the opportunity to seek modifications or clarifications to the regulations based on the determinations contained in the Order issued by the Commission in this matter.

If you have any questions regarding this letter, please feel free to contact the undersigned. In addition, please date stamp the enclosed copy of this letter and return it for our filing purposes.

Very truly yours,

McNEES WALLACE & NURICK LLC

Bv

Pamela C. Polacek Counsel to the Broadband Cable Association of Pennsylvania

PCP/km

Certificate of Service c:

Elizabeth Lion Januzzi, Esq., Assistant Counsel (via Hand Delivery) M.J. Frymoyer, Telecommunications Policy & Evaluation Unit Supervisor (via Hand Delivery)

Tawana Dean, Policy Analyst (via Hand Delivery)

P.O. BOX 1166 • 100 PINE STREET • HARRISBURG, PA 17108-1166 • TEL: 717.232.8000 • FAX: 717.237.5300 • WWW.MWN.COM

### **CERTIFICATE OF SERVICE**

I hereby certify that I am this day serving a true copy of the foregoing document upon the participants listed below in accordance with the requirements of Section 1.54 (relating to service by a participant).

## VIA FIRST CLASS MAIL

Office of Consumer Advocate 555 Walnut Street Forum Place, Fifth Floor Harrisburg, PA 17101

Office of Small Business Advocate Suite 1102, Commerce Building 300 North Second Street Harrisburg, PA 17101

Office of Trial Staff Pennsylvania Public Utility Commission The Commonwealth Keystone Building 400 North Street, 2<sup>nd</sup> Floor Harrisburg, PA 17120 Kim Kaufman, Esq. Independent Regulatory Review Commission 333 Market Street, 14<sup>th</sup> Floor Harrisburg, PA 17101

Norman Kennard, Esq. Thomas, Long, Niesen & Kennard 212 Locust Street, Suite 500 P.O. Box 9500 Harrisburg, PA 17108

Leigh A. Hyer, Esq. Cynthia L. Randall, Esq. Verizon 1717 Arch Street, 10<sup>th</sup> Floor Philadelphia, PA 19103

Deanne M. O'Dell, Esq. Wolf, Block, Schorr and Solis-Cohen, LLP 213 Market Street, 9<sup>th</sup> Floor P.O. Box 865 Harrisburg, PA 17108-0865

Pamela C. Polacek

Counsel to the Broadband Cable Association of Pennsylvania

Dated this 5<sup>th</sup> day December, 2008, in Harrisburg, Pennsylvania.