

David Laliberte

From: Vandendries, Frans [frans.vandendries@time4lime.com]
Sent: Wednesday, July 07, 2010 4:50 PM
To: David Laliberte
Cc: David Archbold; Mark Connors; Jasper Mikkelsen; Sutherland-Campbell, Melesia; Ritch, Anthony; Wilson, Eamon
Subject: RE: Request for ICTA determination on the LNP cost-sharing methodology

David,

LIME answers all three of your questions below in the affirmative. There is an impasse, we wish the Authority to adjudicate, and we do not wish to file further submissions based on the submissions we have seen so far.

Best regards

Frans

Frans Vandendries
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From: David Laliberte [mailto:david.laliberte@icta.ky]
Sent: Wednesday, July 07, 2010 2:22 PM
To: Vandendries, Frans; 'Bob Kanner'; 'Lewie Hydes'; 'Mike Edenholm'; 'Raul Nicholson-Coe'; Sutherland-Campbell, Melesia; 'Victor Corcoran'; Ritch, Anthony; Wilson, Eamon; Vandendries, Frans
Cc: David Archbold; Mark Connors; Jasper Mikkelsen
Subject: Request for ICTA determination on the LNP cost-sharing methodology
Importance: High

Dear Licensees,

This is to confirm that the Authority did not receive any reply comment from Digicel, LIME, TeleCayman and WestTel (or anyone else for that matter) on the cost-sharing methodology for local number portability.

In their first-round submissions, Digicel and LIME indicated that they have been “directed” by the Authority to file submissions on the cost-sharing methodology. Similarly, Digicel mentioned in its submission that the short timeframe for submissions in this proceeding made it difficult to provide a fully reasoned and substantiated submission on this topic. Digicel also stated that “[w]e reserve our right to submit subsequently on our position and/or to provide additional information for the ICTA’s consideration rather than ask for an extension of time to respond or not to respond at all”.

The Authority would like to clarify that it has **not** directed the parties to file submissions, nor has it imposed any particular deadlines for these submissions. Instead, the Authority **invited** the parties to file submissions on the cost-sharing methodology and to request a determination from the Authority. The Authority also noted that, if the parties wished to have this matter discussed at the next ICTA Board meeting (scheduled for tomorrow morning), the first-round submissions would have to be filed by 1st July and the reply comments would have to be filed by 6th July. We would like to emphasize that this dispute resolution process, including the 1st July/6th July “deadlines”, is entirely voluntary. If the parties prefer to reach an agreement on the cost-sharing methodology without the Authority’s involvement, or to give themselves more time to file submissions on this topic, they are free to do so.

Before going ahead with this proceeding, the Authority will require confirmation from each operator that:

- you agree that the parties have reached an impasse on the cost-sharing methodology for local number portability;

- you wish to have the Authority adjudicate this matter, in accordance with the Dispute Resolution Regulations; and
- you have provided complete submissions to the Authority and do not intend to make further submissions.

Please provide this confirmation to the Authority before close of business today (by return e-mail), so that this matter can be discussed at the ICTA Board meeting tomorrow morning.

Best regards,

David Laliberté

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