

## Federal Communications Commission

## § 61.203

original pages without changes in regulations or rates. The transmittal letter must state the tariff is being filed to show a change in the carrier's name pursuant to §61.171 of the Commission's Rules. The adoption notice, if used, must read as follows:

The (Exact name of successor carrier or receiver) here adopts, ratifies and makes its own in every respect, all applicable tariffs and amendments filed with the Federal Communications Commission by (predecessor) prior to (date).

### **§ 61.172 Changes to be incorporated in tariffs of successor carrier.**

When only a portion of properties is transferred to a successor carrier, that carrier must incorporate in its tariff the rates applying locally between points on the transferred portion. Moreover, the predecessor carrier must simultaneously cancel the corresponding rates from its tariffs, and reference the FCC number of the successor carrier's tariff containing the rates that will thereafter apply.

## **Subpart J—Suspensions**

### **§ 61.191 Carrier to file supplement when notified of suspension.**

If an issuing carrier is notified by the Commission that its tariff publication has been suspended, the carrier must file, within five business days from the release date of the suspension order, a consecutively numbered supplement without an effective date, which specifies the schedules which have been suspended.

[76 FR 43217, July 20, 2011]

### **§ 61.192 Contents of supplement announcing suspension.**

(a) A supplement announcing a suspension by the Commission must specify the term of suspension imposed by the Commission.

(b) A supplement announcing a suspension of either an entire tariff or a part of a tariff publication, must specify the applicable tariff publication effective during the period of suspension.

### **§ 61.193 Vacation of suspension order; supplements announcing same; etc.**

If the Commission vacates a suspension order, the affected carrier must

issue a supplement or revised page stating the Commission's action as well as the lawful schedules.

## **Subpart K—Detariffing of Business Data Services**

SOURCE: 82 FR 25711, June 2, 2017, unless otherwise noted.

### **§ 61.201 Detariffing of price cap local exchange carriers.**

(a) Price cap local exchange carriers shall remove from their interstate tariffs:

(1) Any packet-based business data service;

(2) Any circuit-based business data service above the DS3 bandwidth level;

(3) Any transport services as defined in §69.801(j) of this chapter;

(4) DS1 and DS3 end user channel terminations, and all other tariffed special access services, in any market deemed competitive as defined in §69.801; and

(5) DS1 and DS3 end user channel terminations, and all other tariffed special access services, in any grandfathered market as defined in §69.801 for which the price cap local exchange carrier was granted Phase II pricing flexibility prior to June 2017.

(b) The detariffing must be completed thirty-six months after August 1, 2017, but detariffing can take place at any time before the thirty-six months is completed.

[82 FR 25711, June 2, 2017, as amended at 84 FR 38579, Aug. 7, 2019]

### **§ 61.203 Detariffing of competitive local exchange carriers.**

(a) Competitive local exchange carriers shall remove all business data services from their interstate tariffs.

(b) The detariffing must be completed by August 1, 2020.

[82 FR 25711, June 2, 2017, as amended at 84 FR 38579, Aug. 7, 2019]