

Mike Schultz Construction
4630 South 3500 West
West Haven, Utah 84401
Tele: 801-731-7618
Fax: 801-732-9119

Submitted October 10, 2004

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

**IN THE MATTER OF
QWEST CORPORATION'S LAND
DEVELOPMENT AGREEMENTS (LDA)
TARIFF PROVISIONS**

Docket No. 03-049-62

**MIKE SCHULTZ CONSTRUCTION
PETITION TO INTERVENE**

Pursuant to Utah Code Ann. § 63-46b-9 and Utah Admin. Rule 746-100-7, Mike Schultz Construction respectfully petitions the Public Service Commission of Utah (the "Commission") for leave to intervene in the above-captioned proceeding concerning Qwest Corporation's Land Development Agreements tariff provisions in the state of Utah. In support of its petition, Mike Schultz Construction represents and states as follows:

1. Mike Schultz Construction is a Developer/ Home Builder, developing and building over 50-200 homes per year in residential subdivisions throughout the state of Utah and specifically along the Wasatch Front.

2. As a Developer/ Home Builder, Mike Schultz Construction is required by law to provide utilities, including telephone service, to the building lots we develop and /or the homes we build in Utah. The outcome of Qwest Corporation's LDA Tariff docket could result in significant added costs to consumers. This is due to increased development

and home building time, caused by slow response time to project timetables on the part of telephone and other utilities to Mike Schultz Construction. Thus, the legal interests of Mike Schultz Construction could be directly affected by the outcome of this proceeding.

3. The interests of justice and the orderly and prompt conduct of this proceeding will not be impaired by allowing Mike Schultz Construction to intervene.

WHEREFORE, Mike Schultz Construction respectfully requests that the Commission enter an Order granting Mike Schultz Construction Petition to Intervene as a party in this docket, allowing Mike Schultz Construction to participate to the full extent allowed by the rules of the Commission and by Utah Law.

RESPECTFULLY SUBMITTED this _____ day of _____, 2004.

Mike Schultz Construction

By: Mike Schultz
Title: Owner

CERTIFICATE OF SERVICE

I hereby certify that on the _____ day of _____, an original, with five (5) true and correct copies and an electronic copy, of Mike Schultz Construction PETITION TO INTERVENE was hand-delivered to:

Julie Orchard
Commission Secretary
Public Service Commission of Utah
Heber M. Wells Building, Fourth Floor
160 East 300 South
Salt Lake City, Utah 84114
lmathie@utah.gov

and a true and correct copy was mailed, postage prepaid thereon, to:

Michael L. Ginsberg
Patricia E. Schmid
Division of Public Utilities
Heber M. Wells Building, Fourth Floor
160 East 300 South
Salt Lake City, Utah 84114

Reed T. Warnick
Oliwia Smith
Committee of Consumer Services
Heber M. Wells Building, Fourth Floor
160 East 300 South
Salt Lake City, Utah 84114

Jerold G. Oldroyd
Jennifer Rigby
Sharon M. Bertelsen
Ballard Spahr Andrews & Ingersoll, LLP
201 South Main Street, Suite 600
Salt Lake City, Utah 84111

Gregory B. Monson
David L. Elmont
Stoel Rives LLP
201 South Main Street, Suite 1100
Salt Lake City, Utah 84111

Kevin M. McDonough
Mismash & McDonough, LLC
136 South Main Street, Suite 404
Salt Lake City, Utah 84101

Robert C. Brown
Qwest Corporation
1801 California Street, 47th Floor
Denver, Colorado 80202

Laura Scholl
Qwest Corporation
250 Bell Plaza, Suite 1603
Salt Lake City, Utah 84111
