

Smoot Development LC
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Submitted September 21, 2004

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

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

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Docket No. 03-049-62
Smoot Development LC
PETITION TO INTERVENE

Pursuant to Utah Code Ann. § 63-46b-9 and Utah Admin. Rule 746-100-7, Smoot Development LC 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, Smoot Development LC represents and states as follows:

1. Smoot Development LC is a Land Developer formed to develop residential projects throughout the state of Utah.
2. As a developer, Smoot Development LC is required to provide access to utility services in their projects. The outcome of Qwest Corporation's LDA Tariff docket could result in significant added construction time and costs to Smoot Development LC. Thus, the legal interests of Smoot Development LC 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 Smoot Development LC to intervene.

WHEREFORE, Smoot Development LC respectfully requests that the Commission enter an Order granting Smoot Development LC's Petition to Intervene as a party in this docket, allowing Smoot Development LC to participate to the full extent allowed by the rules of the Commission and by Utah law.

RESPECTFULLY SUBMITTED this 21st day of September, 2004.

Smoot Development LC

By: Shandell Smoot
Title: Principle Broker

CERTIFICATE OF SERVICE

I hereby certify that on the 21st day of September, 2004 an original, with five (5) true and correct copies and an electronic copy, of Smoot Development LC's **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:

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