MICHAEL L. GINSBERG (#4516) Assistant Attorney General PATRICIA E. SCHMID (#4908) Assistant Attorney General MARK L. SHURTLEFF (#4666) Attorney General of Utah Counsel for the DIVISION OF PUBLIC UTILITIES 160 E 300 S, 5<sup>th</sup> Floor P.O. Box 140857 Salt Lake City, UT 84114-0857 Telephone (801) 366-0335

## BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of the Application of <b>IDT America, Corp.</b>	Docket No. 06-2464-02 Request for Scheduling Conference
To Expand its Certificate of Public Convenience and necessity to Provide Facilities-Based and Resold Local Exchange Services within the State of Utah	<b>.</b>

The Division of Public Utilities (DPU) request that the Public Service

Commission notice up a scheduling conference in the above entitled matter and

hold said scheduling conference at the same time as in Dockets 06-2469-01 and

06-051-01 and in support of this request the DPU states as follows:

1. IDT America, Corp. has requested a Certificate to compete as a

telecommunications corporation within the state of Utah pursuant to

Section 54-8b-2.1. In its Application IDT America has requested authority

to provide telecommunications services in exchanges of an incumbent

telephone corporation with less then 5000 access lines and less then

30,000 access lines in total.

- 2. The Utah Rural Telephone Association (URTA) on behalf of its members has filed a Petition to Intervene and has requested that the Commission exclude from any Certificate those exchanges of its members who have fewer then 5000 access lines from any Certificate granted to IDT America. This request is made pursuant to Section 54-8b-2.1(3)(c). The Commission has granted the Petition to Intervene of URTA.
- 3. Petitions to compete within these rural exchanges have also been filed by All American Telephone Co., Inc., Docket No. 06-2469-01 and Beehive Telephone Co., Docket No. 06-051-01. Although no requests to consolidate these dockets have been filed the DPU believes that the issues may be similar and that initially the scheduling conference should occur at similar times for each docket.
- 4. The DPU believes that in order to move these dockets forward a scheduling conference should be held to determine the scope of this proceeding, the need for discovery and other procedural matters.

Wherefore, the DPU requests that the Commission issue an Order establishing a scheduling conference for this Docket and that said scheduling conference be scheduled at a similar time to Docket Nos. 06-051-01 and 06-2469-01. RESPECTFULLY SUBMITTED, this \_\_\_\_\_ day of July, 2006.

Michael L. Ginsberg Patricia E. Schmid Attorneys for the Division of Public Utilities

## CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing **REQUEST FOR SCHEDULING CONFERENCE** was sent by electronic mail and mailed by U.S. Mail, postage prepaid, to the following on July \_\_\_\_\_, 2006:

Reed Warnick	Dennis Miller
Assistant Attorney General	Division of Public Utilities
500 Heber M. Wells Building	160 East 300 South
160 East 300 South	P. O. Box 146751
Salt Lake City, UT 84111	Salt Lake City, UT 84114-6751
<u>rwarnick@utah.gov</u>	DennisMiller@utah.gov
Judith O. Hooper	Carl Wolf Billek
Hooper Law Offices	IDT America, Corp.
1458 S. 1300 E.	520 Broad Street
Salt Lake City, UT 84105	Newark, NJ 07102-3111
hooper@beehive.net	<u>Carl.Billek@corp.idt.net</u>
Stephen F. Mecham Callister Nebeker & McCullough 10 East South Temple, Suite 900 Salt Lake City, UT 84133 <u>sfmecham@cnmlaw.com</u>	