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BEFORE THE UTAH PUBLIC SERVICE COMMISSION

In the Matter of the Application of ROCKY MOUNTAIN POWER for Approval of a Standard Non-Reciprocal Pole Attachment Agreement	DOCKET NO. 10-035-43
In the Matter of the Application of ROCKY MOUNTAIN POWER for Approval of a Standard Reciprocal Pole Attachment Agreement	DOCKET NO. 10-035-____ ATTM'S COMMENTS

In accordance with Rule R746-100-7 of the Commission's Rules of Practice and Utah Code § 63-46b-9, New Cingular Wireless PCS, LLC d/b/a AT&T Mobility PCS ("ATTM"), submits the following comments concurrently with the filing of its Petition to Intervene, pursuant to Amended Scheduling Order, August 3, 2010, in this docket.

COMMENTS

ATTM supports the comments of NextG Networks of California, Inc. (June 23, 2010) and the Utah Rural Telecom Association (June 15, 2010) already filed in this docket. In addition to the concerns raised in those filings, ATTM has an additional issue with the proposed standard reciprocal pole attachment agreement (the "Agreement") submitted by PacifiCorp, doing

business in Utah as Rocky Mountain Power (“Rocky Mountain Power”). ATTM’s concern relate to how the Agreement might prevent or inhibit the deployment of wireless technologies for the benefit of Utah consumers.

Specifically, ATTM takes issue with language in the Agreement that might be read to prevent the installation of wiring in the safety zone between the communication and electric spaces on the pole. Such wiring may be necessary to allow connection between equipment boxes located lower on the pole and antenna located at the top of the pole. Application Exhibit D, section 2 appears to prohibit such technology, providing:

Any attachment to supply-line or fiber systems where a wireless terminal is attached in the supply space and a tail or lead traverses the distance from the supply space into the communication space of the attached structure is prohibited. If the wireless device must connect to supply-line or fiber systems in the communications space, it shall be installed on a separate structure unless the wireless device is also permitted in the communication space.

This interpretation also follows from the illustrations in section 4 of same Exhibit, which appear to prohibit any facilities in the safety zone. Allowing connection wires through the safety zone, however, would be consistent with industry safety practices, including the National Electrical Safety Code. ATTM believes the Exhibit should be corrected to allow such wireless technologies.

Submitted September 20, 2010.

By: _____/s/
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