

ORIGINAL



State of Utah
Department of Commerce
Division of Public Utilities

12-999-07
12-999-09

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MEMORANDUM

TO: PUBLIC SERVICE COMMISSION OF UTAH

FROM: DIVISION OF PUBLIC UTILITIES
Chris Parker, Division Director CP
Bill Duncan, Manager, Telecom & Water Section BD
Shauna Benvegna-Springer, Utility Analyst

DATE: December 20, 2012

SUBJECT: Record of Conversation and Clarification of Lifeline Process with FCC

RE: FCC Lifeline Waiver

The December 6, 2012 participant letter (postmarked December 7, 2012) was worded with deadlines to comply with the shorter federal 30 day rule, with the intent to have the Utah Public Service Commission waive the Utah rule. After December 6, 2012, our legal counsel advised that the Utah rule cannot be waived.

Therefore, we are allowing 40 days for the participants to respond to the December 6 letter by January 15, 2013 rather than December 24 or January 7 as stated in the letter. A second letter called the "termination notice" with the decision basis will be sent on January 16, 2013 to participants who have not responded or the information provided is not accepted. The termination notice will provide 20 days to respond to the decision with proof of eligibility by February 5, 2013. A third notice will be sent to those who are terminated on February 5, 2013 with instructions to appeal within 10 days. On February 6, 2013 a letter with two lists will be sent to the wire line ETC's containing those who are eligible and those who are de-enrolled. The ETC's will have 5 days to remove the discount for the month of February 2013 and beyond.

For those who have responded, we are working with them on an individual basis and sending a decision letter at the time of approval or denial.

