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BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF UTAH

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| In the Matter of the Petition of QWEST CORPORATION for Arbitration of an Interconnection Agreement with UNION TELEPHONE COMPANY d/b/a UNION CELLULAR under Section 252 of the Federal Telecommunications Act of 1996 | Docket No. 04-049-145 |
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POST SURREBUTTAL TESTIMONY OF

JAMES H. WOODY

FOR

UNION TELEPHONE COMPANY

October 26, 2007

1 **Q. Please state your name and address for the Commission.**

2 A. My name is James H. Woody. I am the Director of Research and
3 Development for Union Telephone Company as well as a member of the
4 Management Committee. The business address of Union Telephone Company is
5 850 North State Highway 414, Mountain View, Wyoming.

6 **Q. Have you provided testimony previously in this proceeding?**

7 A. I have provided testimony previously in this proceeding.

8 **Q. What is the purpose of this Post Surrebuttal Testimony?**

9 A. The purpose of my testimony is to respond to the Post Surrebuttal Testimony of
10 Qwest witness Peter Copeland, dated September 28, 2007 and the Rebuttal
11 Testimony of Division of Public Utilities witness Paul Anderson, dated October
12 12, 2007. Specifically, I disagree with the testimony of both witnesses and
13 recommend that the Commission reject it as it is contrary to federal and state law.

14 **Q. What are your concerns with the testimony of Mssrs. Copeland and
15 Anderson?**

16 A. I have a number of comments with respect to the testimony but generally I am
17 concerned because the witnesses do not fully understand the process Union went
18 through in preparing its cost study as addressed by Mr. Henricks. Additionally, I
19 object to much of Mr. Copeland's testimony. It is not testimony but simply
20 argument.

21 **Q. What issues will you address in the testimony?**

22 A. I would like to address the public policy limitations associated with the testimony
23 of Mssrs. Anderson and Copeland. Union has expended a great amount of

24 expense and time in building a rural network for its service areas in Utah,
25 Wyoming and Colorado. I believe that Union's efforts in extending facilities to
26 rural areas in Utah are consistent with the policy of this state. Rather than
27 encouraging such development, Mssrs. Anderson and Copeland would discourage
28 development and the construction of such infrastructure. The economic
29 development in rural areas is dependent on adequate communications; the
30 development should be encouraged. The federal rules allow for compensation for
31 traffic sensitive components. Clearly, most of the elements of Union's wireless
32 system are traffic sensitive. As can be illustrated in Union Exhibit 19, the various
33 components are sensitive to variations in calling patterns; as traffic increases, the
34 various components must be engineered and expanded to meet the traffic
35 requirements. This is the basis of Union's request before this Commission. As it
36 is expensive to construct these facilities, it is important to recognize the costs as
37 reflected in the cost study.

38 **Q. Does that conclude your testimony?**

39 A. Yes.

CERTIFICATE OF SERVICE

I hereby certify that on the 26th day of October, 2007, I caused to be emailed true and correct copies of the foregoing Post Surrebuttal Testimony of James H. Woody in Docket No. 04-049-145 to the following:

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