



On December 8, 2008, Manti and the Division entered into a Stipulation regarding interim USF rate relief (Stipulation). Among other provisions in the Stipulation, one provision was the Division's consent to the distribution of an additional annual amount of Utah USF beginning October 1, 2008. In another provision, in paragraph 13 of the Stipulation, Manti and the Division agreed "to determine depreciation rates for underground conduit and underground cable and to establish an accurate rate base for Manti as of December 31, 2008" and agreed to file that rate base by December 31, 2008.

On December 11, 2008, Manti filed its Request for Interim Increase in USF Eligibility. The Stipulation was attached to this Request.

On December 29, 2008, Manti filed its Amended Request for Approval of Manti's Depreciation Rates with the Commission. Manti submitted their Amended Schedule of Depreciation Rates with this Amended Request per the terms of the Stipulation.

Also on December 29, 2008, a hearing was held before the Administrative Law Judge of the Commission, concerning Manti's Request for Interim Increase in USF Eligibility and the approval of the Amended Schedule of Depreciation Rates. Stanley K. Stoll and Kira M. Slawson of Blackburn & Stoll appeared on behalf of Manti. Mr. Raymond Hendershot testified on behalf of Manti. Michael Ginsberg, Assistant Attorney General, appeared for the Division. Mr. Claire Oman testified for the Division. Both Mr. Hendershot and Mr. Oman testified as to the factual basis and reasoning for the Stipulation, and each testified that its terms were just and reasonable and not against the public interest.

ORDER

Therefore, having reviewed the Requests, attachments, and other moving papers, and having heard the testimony of the parties as to the reasonableness of the terms of the Stipulation, the Commission orders as follows:

1. The Request for interim increase in USF eligibility is approved. The provisions of the Stipulation, including, but not limited to, the interim annual USF increase of \$908,763 as described in paragraph 11 of the Stipulation, are incorporated into this Order as if set forth here;
2. The depreciation rates as set forth in the Amended Request for Approval of Depreciation Rates are approved.
3. Pursuant to Utah Code § 63G-4-301 and 54-7-15, an aggrieved party may request agency review or rehearing of this Order by filing a written request for review or rehearing with the Commission within 30 days after the issuance of the Order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission does not grant a request for review or rehearing within 20 days after the filing of a request for review or rehearing, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a petition for review with the Utah Supreme Court within 30 days after final agency action. Any petition for review must comply with the requirements of Utah Code §§ 63G-4-401, 63G-4-403, and the Utah Rules of Appellate Procedure.

DOCKET NO. 08-046-01

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DATED at Salt Lake City, Utah this 2<sup>nd</sup> day of February, 2009.

/s/ Ruben H. Arredondo  
Administrative Law Judge

Approved and confirmed this 2<sup>nd</sup> day of February, 2009, as the Report and Order  
of the Public Service Commission of Utah.

/s/ Ted Boyer, Chairman

/s/ Ric Campbell, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard  
Commission Secretary  
G#60555