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**BEFORE THE**  
**PUBLIC SERVICE COMMISSION OF UTAH**

Application of	)	
	)	
	)	<b>DOCKET NO.</b> _____
	)	
<b>Beehive Telecom, Inc.</b>	)	<b>Application for Amended</b>
	)	<b>Certificate of Public Convenience</b>
	)	<b>&amp; Necessity</b>
	)	
For an Amended Certificate of Public	)	
Convenience & Necessity to Provide	)	
Local Exchange Services within	)	
the State of Utah	)	

**APPLICATION**

Beehive Telecom, Incorporated (“Beehive CLEC” or “Applicant”), by its undersigned counsel and pursuant to the Commission’s Rules of Practice and Procedure (*Utah Admin. Code R746-100*), *Section 63-46b-3 of the Utah Administrative Code, Sections 54-8b-1.1, et seq., of the Utah Code and the Telecommunications Act of 1996 (“1996 Act”), 47 U.S.C. §§ 151, et seq.,*

hereby applies to the Utah Public Service Commission for an amendment to its presently held Certificate of Public Convenience and Necessity (CPCN) authorizing Applicant to operate as a competitive provider (CLEC) of local exchange telecommunications services in the State of Utah. On April 23, 2007, aforementioned CPCN was issued by the Utah Public Service Commission in *Docket Number 06-051-01*.

In excess of the territories that Beehive ILEC's CPCN presently covers, Beehive CLEC intends to provide intrastate interexchange services within and throughout the State of Utah, specifically in all or part of service territories of incumbent local exchange carriers (ILECs), with greater than 5,000 access lines that is owned or controlled by ILECs with greater than 30,000 access lines in the State of Utah, and shall exclude those territories per the standard rural carve out, i.e., ...“a telecommunications corporation may not receive a certificate to compete in providing local exchange service within any local exchange with fewer than 5,000 access lines that is owned or controlled by an incumbent telephone corporation with fewer than 30,000 access lines in the state.” *See, Utah Administrative Code, Sections 54-8b-2.1*. In other words, Applicant is proposing to provide public telecommunication services in Utah, excluding those exchanges with less than 5,000 access lines that are served by ILECs with fewer than 30,000 access lines in this state.

**WHEREFORE**, Beehive Telecom, Inc., respectfully requests that the Utah Public Service Commission: (1) issue an amended Certificate of Public Convenience and Necessity authorizing Applicant to provide local exchange telecommunications services in the State of Utah within and throughout the State of Utah, specifically in all or part of service territories of incumbent local

exchange carriers with greater than 5,000 access lines that is owned or controlled by ILECs with greater than 30,000 access lines in the State of Utah; and 2) grant such other relief as it deems necessary and appropriate.

Respectfully submitted,

Judith O. Hooper,  
Attorney for  
Beehive Telecom, Inc.

Dated: April 6, 2009