

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of the Application of Bresnan )  
Broadband, LLC, for the Termination of a ) DOCKET NO. 10-2476-01  
Certificate of Public Convenience and )  
Necessity to Provide Public )  
Telecommunications Services within the ) REPORT AND ORDER  
Vernal Exchange in and around Vernal, Utah )  
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ISSUED: August 16, 2010

By The Commission:

This matter is before the Commission on Bresnan Broadband, LLC's (Bresnan) application to terminate its Certificate of Public Convenience and Necessity (CPCN) in the Vernal area of Utah.<sup>1</sup> The Commission granted Bresnan a CPCN to provide public telecommunications services in the Vernal area in Docket No. 07-2476-01, on November 16, 2007. Bresnan sold its facilities in the Vernal and Naples, Utah area to Uintah Basin Electronics Telecommunications, an affiliate of UBTA-UBET Communications, Inc. Therefore, Bresnan will not serve any customers in the Vernal area. It currently serves no customers in the area. It requests terminate the CPCN for the Vernal exchange in and around Vernal, Utah.

The Division filed its recommendation on July 7, 2010 and recommended the Commission grant Bresnan's request. It found that it serves no customers in the Vernal area and that termination of the CPCN to serve in the Vernal exchange is in the public interest.

The Commission finds that since Bresnan has sold its facilities in the Vernal exchange to UBTA-UBET, and since it serves no customers there, it is in the public interest to cancel its CPCN for the Vernal Exchange.

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<sup>1</sup> Bresnan provides telecommunications services in Cedar City, Utah. This Application and Report and Order does not affect its ability to serve in the Cedar City area.

ORDER

Bresnan's CPCN to serve in the Vernal exchange (in and around the Vernal, Utah area) is cancelled.

Pursuant to Sections 63G-4-301 and 54-7-15 of the Utah Code, an aggrieved party may request agency review or rehearing of this Order by filing a written request with the Commission within 30 days after the issuance of this 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 the request, 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 Sections 63G-4-401 and 63G-4-403 of the Utah Code and Utah Rules of Appellate Procedure.

DATED at Salt Lake City, Utah, this 16<sup>th</sup> day of August, 2010.

/s/ Ruben H. Arredondo  
Administrative Law Judge

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Approved and confirmed this 16<sup>th</sup> day of August, 2010, 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#67744