



State of Utah
Department of Commerce
Division of Public Utilities

FRANCINE GIANI
Executive Director

THAD LEVAR
Deputy Director

CHRIS PARKER
Director, Division of Public Utilities

GARY HERBERT.
Governor
GREG BELL
Lieutenant Governor

MEMORANDUM

To: Public Service Commission

From: Division of Public Utilities
Chris Parker, Director
Bill Duncan, Telecommunications / Water Manager
Casey J. Coleman, Utility Technical Consultant

Date: August 7, 2012

Re: In the Matter of the Petition of True Wireless LLC for Limited Designation as an Eligible Telecommunications Carrier per Docket No. 12-2555-01.

RECOMMENDATION:

The Division recommends that the Commission suspend this Docket until the FCC approves the Compliance Plan.

ISSUES:

On July 16, 2012 True Wireless, LLC (“True Wireless”) filed a petition with the Commission asking to be considered an Eligible Telecommunications Carrier (“ETC”). As of the date of this memo, True Wireless has not received approval of their compliance plan from the Federal Communications Commission. Because the FCC will not provide any subsidies to companies before a compliance plan is approved the Division feels moving forward in this docket is premature. The Division recommends suspending this Docket until True Wireless receives approval from the FCC of their compliance plan. Once approval from the FCC is obtained the Division would recommend True Wireless notifying the Commission of the approval and a scheduling conference can be established once notice is received by True Wireless.

cc: Justin Jetter, Assistant Attorney General
Ted D. Smith, Attorney for True Wireless