



Re: Central Utah Telephone/Bear Lake/Skyline

John Harvey <jsharvey@utah.gov>
To: Kira Slawson <KiraM@blackburn-stoll.com>

Fri, May 31, 2013 at 8:34 PM

I'm sorry for the late reply, but I wasn't in the office today so I didn't see this until now. In any event I'm the wrong person to ask as it is a legal question.

John

On Fri, May 31, 2013 at 3:59 PM, Kira Slawson <KiraM@blackburn-stoll.com> wrote:

One other question, the ALJ's order provides "Accordingly, consistent with Utah Code Ann. § 54-7-12(5) (b), we suspend the proposed modification to emergency line service pending further proceedings noticed below."

Do you believe that suspends all the proposed tariff modifications, or just the modifications on Sheet 29.1? When we refile, do you think we need to refile all the tariff sheets we previously filed or just the new 29.1?

Kira M. Slawson
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From: John Harvey [mailto:jsharvey@utah.gov]
Sent: Friday, May 31, 2013 3:32 PM
To: Kira Slawson
Subject: Re: Central Utah Telephone/Bear Lake/Skyline

I have no idea. That's a question better addressed to either the ALJ or the Commissioners.

John

On Fri, May 31, 2013 at 3:07 PM, Kira Slawson <KiraM@blackburn-stoll.com> wrote:

John,

If we filed the new tariff pages today and requested an effective date of June 1, 2013, do you think the Commission would grant that effective date?

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From: John Harvey [mailto:jsharvey@utah.gov]
Sent: Friday, May 31, 2013 1:55 PM
To: Kira Slawson
Subject: Re: Central Utah Telephone/Bear Lake/Skyline

I've forwarded your message to the ALJ.

Just thinking "out loud" here, but can't a company always withdraw a filing a submit a new on their own motion?

Basically the issue was just the words allowing the company to cancel the service in the future whenever they decided they wanted to do it. If those few words were removed then the company would just file a new tariff without the service whenever they decided they wanted to cancel it. Upon approval of that future tariff the service would no longer exist.

Just some thoughts.

John

On Thu, May 30, 2013 at 5:14 PM, Kira Slawson <KiraM@blackburn-stoll.com> wrote:

John,

I have spoken with the Companies and they are amenable to making modifications to the language in the tariff sheets to address the Commission's concerns. Do you have any suggestions for the language that would be agreeable to the Commission?

We are anxious to find the best (fastest) way to resolve this. Normally, when a proposed tariff has concerning language, we work closely with the Division to address their concerns. That can frequently involve submitting new language. However, in this instance, the Division was not aware of the Commission's concerns until the Order setting the hearing came out. It strikes me that a hearing is not the most cost effective or time efficient way of handling this. Do you have any suggestions on the best way of resolving this? Can we work with you and the Division to come up with new language, or to delete the offending language?

Any ideas/thoughts you might have for the best way to proceed would be appreciated.

Kira M. Slawson

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From: Kira Slawson
Sent: Thursday, May 30, 2013 4:49 PM
To: 'John Harvey'
Subject: RE: Central Utah Telephone/Bear Lake/Skyline

John,

Thanks for the information. I can see that concern. I will speak with the companies and perhaps we can come up with language that will be acceptable.

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From: John Harvey [mailto:jsharvey@utah.gov]
Sent: Thursday, May 30, 2013 4:45 PM

To: Kira Slawson
Subject: Re: Central Utah Telephone/Bear Lake/Skyline

The concern (as I understand) it is that the companies could, in the future, arbitrarily (with no Commission review) discontinue a class of customers' service. It seems that a Commission review would be appropriate when a service is discontinued.

John

On Thu, May 30, 2013 at 4:39 PM, Kira Slawson <KiraM@blackburn-stoll.com> wrote:

John,

I received the attached Notice from the Commission today. The companies are very anxious to get their tariff changes made and would like to be able to better understand the Commission's concerns. We believe it would be possible to eliminate the Commission's concerns through language changes if we could better understand them. Can you shed any additional light on this matter for us?

I spoke with Bill Duncan and he was not able to offer any additional information, but he suggested that I contact you.

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John S. Harvey, Ph.D., Economist

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