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BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

IN THE MATTER OF
CARBON/EMERY TELCOM, INC.'S
APPLICATION FOR AN INCREASE
IN UTAH UNIVERSAL SERVICE
FUND SUPPORT

CARBON/EMERY TELCOM, INC.'S
MOTION FOR PARTIAL SUMMARY
JUDGMENT ON DEPRECIATION
METHOD

DOCKET NO. 15-2302-01

Pursuant to the Utah Public Service Commission's (the "Commission") administrative rules R746-100-1.c and R746-100-3.J and Rules 7 and 56 of the Utah Rules of Civil Procedure, Carbon/Emery Telcom, Inc. ("Carbon/Emery") hereby files this Motion for Partial Summary Judgment. In the Direct Testimony of Joseph Hellewell filed by the Division of Public Utilities (the "Division") in this docket, the Division has asked the Commission to make an adjustment to Carbon/Emery's 2015 Application for Increase in Utah Universal Service Fund Support ("UUSF Application") for Carbon/Emery's use of group asset straight-line depreciation. Specifically, the Division asks the Commission to require Carbon/Emery to calculate its depreciation using a single asset straight-line method of depreciation for UUSF purposes.

As set forth in more detail in Carbon/Emery's supporting memorandum, filed concurrently herewith, Carbon/Emery hereby moves for an order from this Commission that as a

matter of law, under current federal and state rules, the Division and the Commission are prohibited from now requiring Carbon/Emery to implement a change in accounting method from a group plan of depreciation to a single asset plan of depreciation. Carbon/Emery has also moved for an expedited briefing schedule for this motion given the pending hearing date on September 29, 2015.

Dated this 18th day of September, 2015.

BLACKBURN & STOLL, LC

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CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the Carbon/Emery Telcom, Inc.'s Motion for Partial Summary Judgment on Depreciation Method, Docket No. 15-2302-01 was sent to the following individuals by email and/or mailing a copy thereof via first-class mail, postage prepaid (as indicated), this 18th day of September, 2015:

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