In the Matter of the Application of Mobilitie, LLC and Utah Transmission Network Company, LLC for Approval of Pro Forma Transfer of Certificate to Provide Public Telecommunications Services in Utah

DOCKET NO. 16-2530-01

ORDER ON MOTION TO WITHDRAW

ISSUED: May 27, 2016

BACKGROUND

On April 20, 2016, Mobilitie, LLC (Mobilitie) and Utah Transmission Network Company, LLC (Utah Transmission) jointly petitioned the Public Service Commission of Utah (Commission) to transfer Mobilitie's certificate of public convenience and necessity (CPCN) to Utah Transmission.

On May 12, 2016, the Utah Division of Public Utilities (Division) filed comments in this docket. In brief, the Division recommended that the Commission deny the application, stating, "CPCNs are issued by the Commission to a specific business entity based on their qualifications and therefore [are] non-transferable."

On May 24, 2016, Mobilitie and Utah Transmission filed a motion to withdraw the pending application, stating that the companies "are no longer contemplating the proposed transaction...." The Division does not oppose the motion to withdraw.¹

ORDER

Given the foregoing, the Commission grants the motion to withdraw.

¹ See the e-mail correspondence among the presiding officer, the Division, and counsel for Mobilitie and Utah Transmission, attached hereto as Exhibit A.
DOCKET NO. 16-2530-01

DATED at Salt Lake City, Utah, May 27, 2016.

/s/ Jennie T. Jonsson
Administrative Law Judge

Approved and confirmed May 27, 2016 as the Order of the Public Service Commission of Utah.

/s/ Thad LeVar, Chair

/s/ David R. Clark, Commissioner

/s/ Jordan A. White, Commissioner

Attest:

/s/ Gary L. Widerburg
Commission Secretary

DW/1277023
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EXHIBIT A
Fwd: Mobilitie, LLC - Motion to Withdraw (Docket No. 16-2530-01)

Jennie Jonsson <jjonsson@utah.gov>  
Mon, May 23, 2016 at 10:51 AM
To: Justin Jetter <jjetter@utah.gov>, mpd@commlawgroup.com, kpa@commlawgroup.com

Mr. Jetter,

Does the Division wish to oppose or otherwise respond to Mobilitie, LLC’s motion to withdraw its application?

Thank you,
Jennie T. Jonsson
Administrative Law Judge
Public Service Commission of Utah

[Quoted text hidden]
Fwd: Mobilitie, LLC - Motion to Withdraw (Docket No. 16-2530-01)

Justin Jetter <jjetter@utah.gov>  Mon, May 23, 2016 at 11:02 AM
To: Jennie Jonsson <jjonsson@utah.gov>
Cc: mpd@commlawgroup.com, kpa@commlawgroup.com

All -

The Division does not oppose the withdrawal.

Thank you,
Justin Jetter

[Quoted text hidden]

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***** IMPORTANT NOTICE *****

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CERTIFICATE OF SERVICE

I CERTIFY that on May 27, 2016, a true and correct copy of the foregoing was served upon the following as indicated below:

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