

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of the)	Docket No.
Application of Mobilitie)	16-2589-01
Management, LLC, for a)	
Certificate of Public)	INFORMAL HEARING
Convenience and Necessity)	
to Provide Local Exchange)	Jennie T. Jonsson,
Telecommunications)	Administrative Law
Services in the State of)	Judge
Utah)	

May 24, 2016
9:03 a.m.

Location: Public Service Commission
160 East 300 South, Room 451
Salt Lake City, Utah 84111
Job No: 303186

Reporter: Teri Hansen Cronenwett
Certified Realtime Reporter, Registered Merit Reporter

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1 May 24, 2016

9:03 a.m.

2 P R O C E E D I N G S

3 JUDGE JONSSON: For the record, today is
4 Tuesday, May 24th, 2016. It's just after nine o'clock
5 in the morning, and this is the date and time set for an
6 informal hearing in the matter of the application of
7 Mobilitie Management, LLC, for a certificate of public
8 convenience and necessity to provide local exchange
9 telecommunication services in the state of Utah.

10 Let's go ahead and get appearances on the
11 record. My name is Jennie Johnson. I am a -- an
12 administrative law judge for the Utah Public Service
13 Commission. So for Mobilitie we have counsel on the
14 line. Would you gentlemen go ahead and put your names
15 on the record.

16 MR. BAIRD: This is Adam Baird, local counsel
17 for Mobilitie of Kutak Rock.

18 MR. DONAHUE: And Michael Donahue, national
19 counsel for Mobilitie of Marashlian & Donahue.

20 JUDGE JONSSON: And Mr. Baird, we missed the
21 name of your firm, I believe.

22 MR. BAIRD: Kutak Rock.

23 JUDGE JONSSON: Okay. Thank you. All right
24 then. Very good, and Mr. Donahue, I am going to ask you
25 to sort of take the lead for Mobilitie and go ahead and

1 put on the record whatever it is you would like the
2 commission to consider today.

3 MR. DONAHUE: I would like the commission to
4 consider our application filed with the commission and
5 all of the exhibits, attachments thereto.

6 JUDGE JONSSON: All right. And for the
7 division we have here today.

8 MR. JETTER: This -- I am Justin Jetter with
9 the Utah Attorney General's office, and I represent the
10 Utah Division of Public Utilities. And with me in the
11 hearing room today, for those on the phone, at counsel
12 table is Ron Slusher. And Ron is a utility technical
13 consultant for the Utah Division of Public Utilities.

14 JUDGE JONSSON: And Mr. Jetter, do you have
15 any questions for Mobilitee?

16 MR. JETTER: I have no questions for Mobilitee
17 this morning.

18 JUDGE JONSSON: All right. And do you have a
19 witness today?

20 MR. JETTER: I do. I'd like to call and have
21 sworn in Mr. Ron Slusher.

22 JUDGE JONSSON: Mr. Slusher, do you swear to
23 tell the truth today?

24 THE WITNESS: Yes.

25 JUDGE JONSSON: All right. Go ahead.

1 RONALD SLUSHER,
2 called as a witness at the instance of the Division of
3 Public Utilities, having been first duly sworn, was
4 examined and testified as follows:

5 DIRECT EXAMINATION

6 BY MR. JETTER:

7 Q. Mr. Slusher, would you please state your name
8 and occupation for the record.

9 A. Name is Ronald Slusher. That's S-L-U-S-H-E-R.
10 I'm a utility technical consultant with the Division of
11 Public Utilities.

12 Q. Thank you. And in the course of your
13 employment with the Utah Division of Public Utilities
14 have you had the opportunity to review the application
15 and the exhibits that were attached to the application
16 filed by the applicant in this docket?

17 A. I have.

18 Q. And did you prepare and cause to be filed with
19 the commission comments from the Division of Public
20 Utilities dated May 9th, 2016?

21 A. I did.

22 Q. And do those comments still accurately reflect
23 the position of the Division of Public Utilities?

24 A. They do.

25 Q. Are there any edits or changes you would like

1 to make to those?

2 A. No.

3 Q. And to clarify for the record, the division
4 does recommend approval of this application; is that
5 correct?

6 A. That is correct.

7 Q. And finally, are you aware of any opposition
8 to approval of this application?

9 A. I have not heard or seen of any opposition.

10 Q. Thank you. And finally, I said that before,
11 the last question, but do you believe that approval of
12 this application would be just, reasonable and in the
13 public interest?

14 A. Yes, we do.

15 MR. JETTER: I have no further questions.
16 Mr. Slusher is available for cross.

17 JUDGE JONSSON: Mr. Donahue, do you have any
18 questions for Mr. Slusher or for the division?

19 MR. DONAHUE: No, we do not.

20 JUDGE JONSSON: Okay. So I just want to get a
21 couple of specifics onto the record, one being that
22 although Mobilitie is seeking statewide authority, it
23 does not intend to compete against any of the ILECs that
24 are operating in rural areas with less than -- or with
25 fewer than 30,000 total access lines; is that correct?

1 MR. DONAHUE: That's correct.

2 JUDGE JONSSON: Okay. And Mobilitie also is
3 not requiring any customer deposits or offering prepaid
4 services, and so the bond requirement that's set forth
5 in rule is not applicable in this docket; is that
6 correct?

7 MR. DONAHUE: That's correct. And to the
8 extent necessary, we would like a waiver of that
9 requirement.

10 JUDGE JONSSON: Okay. Thank you. Okay.
11 Well, I think I have what I need then. Just, I want you
12 to be aware, Mr. Donahue and the others on the line,
13 that any company that holds a CPCN is required to file
14 annual reports with the division.

15 What we have started doing is leaving it to
16 the parties to make a supplemental filing in the docket
17 to set forth the information that will be contained in
18 those reports. So there's one more step that you will
19 need to complete before we will -- before this docket
20 will be concluded, and that's to meet with the division,
21 get a list of the data and other information that you
22 will be providing annually, and then file that.

23 MR. DONAHUE: Okay. That sounds -- that
24 sounds fine.

25 JUDGE JONSSON: Okay. Great. Well, then I

1 think I have what I need. Thank you all very much, and
2 I believe we can close this hearing.

3 MR. DONAHUE: Thank you.

4 JUDGE JONSSON: Thanks. Bye-bye.

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6 (The hearing concluded at 9:08 a.m.)

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C E R T I F I C A T E

STATE OF UTAH)
COUNTY OF SALT LAKE)

THIS IS TO CERTIFY that the foregoing proceedings were taken before me, Teri Hansen Cronenwett, Certified Realtime Reporter, Registered Merit Reporter and Notary Public in and for the State of Utah.

That the proceedings were reported by me in Stenotype, and thereafter transcribed by computer under my supervision, and that a full, true, and correct transcription is set forth in the foregoing pages, numbered 3 through 8 inclusive.

I further certify that I am not of kin or otherwise associated with any of the parties to said cause of action, and that I am not interested in the event thereof.

WITNESS MY HAND and official seal at Salt Lake City, Utah, this 31st day of May, 2016.



Teri Hansen Cronenwett, CRR, RMR
License No. 91-109812-7801

My commission expires:
January 19, 2019

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