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BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of the Application of BIRCH COMMUNICATIONS, INC. for a Certificate of Public Convenience and Necessity to Provide Facilities-Based and Resold Local Exchange, Access, and Interexchange Telecommunications Services in the State of Utah

Docket No. _____

MOTION TO DEVIATE FROM
ELECTRONIC FILING REQUIREMENT

Birch Communications, Inc. (“Birch”), through its undersigned counsel, hereby moves the Public Service Commission of Utah for permission to deviate from the electronic filing requirement set forth in Utah Admin. Code R746-1-203. In support of this Motion, Birch states as follows:

Birch is filing concurrently with this Motion an Application for a Certificate of Public convenience and Necessity to Provide Facilities-Based and Resold Local Exchange, Access, and Interexchange Telecommunications Services in the State of Utah (“Application”). The undersigned has not yet obtained authorization to submit documents through the Commission’s secure file transfer protocol server, and therefore requests permission to file paper copies and serve the confidential information accompanying the Application.

Pursuant to Utah Admin. Code R746-1-109(2), movant attests that because filing and service through the SFTP server is not possible in this case, the rule imposes a hardship that outweighs the benefit(s) of the rule.

Wherefore, Birch requests that the Commission permit Birch to deviate from the electronic filing requirements as described above.

Respectfully submitted this 30th day of November, 2017.

PARSONS BEHLE & LATIMER

William J. Evans
Attorneys for Birch Communications, Inc.

CERTIFICATE OF SERVICE

I CERTIFY that on the 30th day of November, 2017, a true and correct copy of the foregoing was served by electronic mail to the following:

psc@utah.gov
pschmid@agutah.gov
jjetter@agutah.gov
rmoore@agutah.gov


Chermaine D. Gord