

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

Petition of Sage Telecom Communications, LLC d/b/a TruConnect for Designation as an Eligible Telecommunications Carrier in the State of Utah	<u>DOCKET NO. 18-2601-01</u> <u>ORDER APPROVING JOINT STIPULATION AND SETTLEMENT AGREEMENT</u>
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ISSUED: September 14, 2018

On April 4, 2018, Sage Telecom Communications, LLC d/b/a TruConnect (“Sage”) filed its Petition for Designation as an Eligible Telecommunications Carrier in the State of Utah (“Petition”). After holding a scheduling conference, the Public Service Commission (“PSC”) issued a Scheduling Order on April 24, 2018, establishing adjudication deadlines and setting the Petition for hearing on August 30, 2018.

On July 25, 2018, Sage filed a Stipulation and Settlement Agreement (“Settlement”), executed by Sage, the Division of Public Utilities, and the Office of Consumer Services (collectively, the “Parties”). The PSC conducted a hearing on August 30, 2018 to hear the Parties’ evidence in support of the Settlement.

In the Settlement, the Parties agree the PSC should grant the Petition conditioned upon requirements set forth in the Settlement, including, but not limited to, the following: (i) Sage will use a Utah-specific fact sheet that provides customers concise and complete information about the services they will receive in a form attached to the Settlement; (ii) Sage is not seeking state universal service fund funding and, should it later elect to do so, it will file a separate application to seek state funding; (iii) Sage’s payment of applicable state and local regulatory fees; and (iv) Sage will continue to meet the requirements for federal eligible telecommunications carrier designation.

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At hearing, all Parties testified the Settlement was just and reasonable in result and in the public interest. The testimony at hearing and written testimony in the record support a finding that Sage meets all requirements for designation as an eligible telecommunications carrier.

FINDINGS, CONCLUSIONS, AND ORDER

Settlements of matters before the PSC are statutorily encouraged. To approve a settlement, the PSC must consider the interests of the public and other affected persons and find the settlement is just and reasonable in result. Utah Code Ann. § 54-7-1.

Based on its consideration of the Petition, the submitted written testimony, the testimony at hearing and the Settlement, the PSC finds and concludes that approval of the Settlement is in the public interest and that the terms of the Settlement are just and reasonable in result.

The PSC, therefore, approves the Settlement and grants the Petition, as conditioned and supplemented by the Settlement.

DATED at Salt Lake City, Utah, September 14, 2018.

/s/ Michael J. Hammer
Presiding Officer

Approved and confirmed September 14, 2018 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
PSC Secretary
DW#304423

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Notice of Opportunity for Agency Review or Rehearing

Pursuant to Utah Code Ann. §§ 63G-4-301 and 54-7-15, a party may seek agency review or rehearing of this order by filing a request for review or rehearing with the PSC within 30 days after the issuance of the order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the PSC fails to grant a request for review or rehearing within 20 days after the filing of a request for review or rehearing, it is deemed denied. Judicial review of the PSC's final agency action may be obtained by filing a Petition for Review with the Utah Supreme Court within 30 days after final agency action. Any Petition for Review must comply with the requirements of Utah Code Ann. §§ 63G-4-401, 63G-4-403, and the Utah Rules of Appellate Procedure.

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CERTIFICATE OF SERVICE

I CERTIFY that on September 14, 2018, a true and correct copy of the foregoing was served upon the following as indicated below:

By Electronic-Mail:

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Administrative Assistant