



State of Utah  
Department of Commerce  
Division of Public Utilities

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*Executive Director*

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*Director, Division of Public Utilities*

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**MEMORANDUM**

**To:** Public Service Commission

**From:** Division of Public Utilities  
Chris Parker, Director  
Bill Duncan, Telecommunications / Water Manager  
Ron Slusher, Utility Technical Consultant

**Date:** May 14, 2018

**Re:** In the Matter of the Application of TIME CLOCK SOLUTIONS, LLC for Certificate of Public Convenience and Necessity to Provide Telecommunications Services in the State of Utah, Docket No.18-2603-01.

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**RECOMMENDATION (Approve):**

The Division of Public Utilities (“Division”) has reviewed the technical, managerial, and financial abilities of the Time Clock Solutions, LLC and has found that they have provided the necessary information to fulfill the requirements as stated in the existing Public Service Commission (“Commission”) rules. The public interest will be promoted by the Commission granting Time Clock Solutions, LLC a Certificate of Public Convenience and Necessity (“CPCN”) as requested under the same terms and conditions allowed in other CPCNs.

The Division also recommends that the \$100,000 bond be waived on the basis that the Applicant will not require customer deposits or prepayments of any kind.

The Division expects that based on history, a filing of this type and with the information submitted by the company will generate no objections or opposition to this recommendation. Therefore, the Division requests that this docket be adjudicated informally in accordance with R746-110-1.

**EXPLANATION:**

On or about April 27, 2018, Time Clock Solutions, LLC. (“Time Clock or Applicant”) filed an application for a CPCN. The Division reviewed the application and found the following:

Time Clock Solutions, LLC is a registered foreign corporation within the State of Utah; with its corporate headquarters located at 6920 Spring Valley Drive, Suite 101, Holland, OH 43528.

The Applicant seeks statewide authority except within exchange areas with less than 5,000 access lines that are owned or controlled by an ILEC with fewer than 30,000 total access lines in accordance with Utah Code Ann. 5 54-8b-2.1 (3) and (4). Specifically, The Applicant seeks authority as a reseller local exchange services in the service areas of CenturyLink Communications, Inc. and any other existing or future LECs providing service in Utah.

The Applicant intends to provide a full range of telecommunications services to businesses in the incumbent, CenturyLink, exchanges statewide in Utah, consistent with the exchange maps CenturyLink has on file with the Commission.

The Applicant does not currently own property in the state and does not plan to construct any facilities in the state. The Applicant intends to use the local loops and other existing network facilities where prudent of the local exchange incumbent provider.

The Applicant intends to commence negotiations with CenturyLink for an interconnection/commercial agreement immediately upon receiving approval from the Commission to operate as a local exchange telecommunications service provider in the State of Utah.

Time Clock will have interconnection with CenturyLink, and will obtain services such as operator services, directory assistance, directory listings, and emergency services such as 911 and E911. Time Clock has existing interconnection and commercial agreements with CenturyLink and will seek to add Utah to those agreements.

Summaries of professional experience and education of its managerial personnel demonstrate that the Applicant has considerable experience in the telecommunications industry.

According to financial statements attested to be accurate, objective and with integrity by Vance Witt, Managing Member, of Time Clock Solutions, LLC, the Applicant has a positive net worth and has ample working capital.

The Applicant requests that the \$100,000 bond requirement be waived because it will not require customer deposits or prepayments of any kind.

The Applicant is currently authorized to provide local exchange telecommunications services in Alabama, Arkansas, Delaware, Florida, Hawaii, Idaho, Kansas, Montana, New Jersey, New York, North Dakota, and Pennsylvania.

The Applicant claims that it has never had any complaints nor has any investigation been undertaken against it involving unauthorized switching (slamming) or any other illegal activities.

The Applicant also states that it has implemented policies and procedures concerning solicitation of new customers. These policies require that customers sign a contract authorizing the Applicant to provide telecommunications services.

The Applicant asserts that approval of its application will serve the public interest creating and enhancing competition and expanding customer service options. Additionally, the approval of this application will expand the availability of innovative, high quality, reliable and competitively-priced telecommunications services in the State of Utah.

cc: Vance Witt, Managing Member, Time Clock Solutions, LLC  
Lance J.M. Steinhart, P.C., Attorneys for Time Clock Solutions, LLC  
Justin Jetter, Assistant Attorney General, State of Utah  
Office of Consumer Services, State of Utah