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- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

-o0o-

Petition of DISH Wireless)
LLC d/b/a Gen Mobile for)
Designation as an Eligible)
Telecommunications Carrier)
in the State of Utah for the)
Limited Purpose of Offering)
Lifeline Service to)
Qualified Households)

) DOCKET NO. 23-2641-01

_____)

Public Hearing

Taken via Webex on Friday, November 3, 2023

At 9:05 a.m. MT

Reported by: Brooke Simms, RPR, CCR, CSR

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A P P E A R A N C E S

The Public Service Commission:
Presiding Officer John Delaney, Esq.

For The Division of Public Utilities:

Patricia Schmid, Esq.
UTAH ATTORNEY GENERAL'S OFFICE

For The Office of Consumer Services:

Robert Moore, Esq.
UTAH ATTORNEY GENERAL'S OFFICE

For DISH Wireless LLC d/b/a Gen Mobile:

Sola Lee, Esq.
GEN MOBILE

Also Present:

Melissa Paschal
Abbdinasir
Alex Ware
Ron Slusher
Brenda Salter
Adam Bender
Robert Yap

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

2 -o0o-

3 PRESIDING OFFICER: Okay. Let's -- let's
4 begin. Good morning, everybody. My name is John
5 Delaney, and I'm the Commission's designated presiding
6 officer for this hearing.

7 Today is November 3rd, 2023, and it's
8 approximately 9:05 a.m. This is the date and time that
9 is scheduled for the hearing in Docket 23-2641-01, which
10 is the Petition of DISH Wireless LLC for Designation as
11 an Eligible Telecommunications Carrier in the State of
12 Utah for the Limited Purpose of Offering Lifeline
13 Service to Qualified Households. And we're here to
14 consider the stipulation and settlement agreement that
15 was filed by the parties.

16 Everyone in the right place?

17 Okay. Why don't we start with appearances,
18 and we'll start with the applicant, please.

19 MR. YAP: My name is Robert Yap. I am a vice
20 president at DISH Network.

21 PRESIDING OFFICER: Okay. Mr. Yap, are you
22 represented by counsel today?

23 MR. YAP: Yes. Sola Lee is on the phone --

24 PRESIDING OFFICER: Okay.

25 MR. YAP: -- who's counsel for DISH.

1 Sola, do we have outside counsel as well?

2 MS. LEE: No, not for this matter.

3 MR. YAP: Okay.

4 MS. LEE: Good morning, everyone. My name is
5 Sola Lee on behalf of DISH.

6 PRESIDING OFFICER: Thank you. How about for
7 the Division?

8 MS. SCHMID: Good morning. Patricia E. Schmid
9 with the Utah Attorney General's Office representing the
10 Division of Public Utilities. Mr. Ronald Slusher is our
11 witness today. Thank you.

12 PRESIDING OFFICER: Thank you very much.

13 And for the Office of Consumer Services?

14 MR. MOORE: Yes. I'm Robert Moore of the
15 Attorney General's Office. With me today is Alex Ware
16 of the Office of Consumer Services.

17 PRESIDING OFFICER: Great. Thank you very
18 much. Okay. As you notice -- as you noticed, we also
19 have a court reporter with us today. I'm going to ask
20 Brooke to please feel free to interrupt, so that we get
21 a good transcript, if you're having a difficult time
22 hearing anybody or if anybody suddenly goes mute and we
23 can't hear them. Okay?

24 (Reporter clarification.)

25 PRESIDING OFFICER: Are there any other

1 preliminary matters that need to be addressed?

2 Okay. Why don't we get -- why don't we
3 proceed? DISH, your -- this is your application. So
4 I'll let you go from here. Counsel, this is directed to
5 you to do whatever you need to do to present.

6 MS. LEE: Thank you. Good morning, everyone.
7 As was mentioned at the beginning of the meeting, DISH
8 Wireless, under the brand name of Gen Mobile, filed an
9 application to provide Lifeline only services as an
10 eligible telecommunications company -- carrier -- excuse
11 me. And we have today with us Robert Yap, who is the
12 head of the Gen Mobile brand to testify on behalf of
13 DISH for this purpose.

14 PRESIDING OFFICER: Thank you very much.

15 Mr. Yap, let me swear you in, and then you can
16 proceed as planned. Good morning.

17 MR. YAP: Good morning.

18 PRESIDING OFFICER: Do you swear to tell the
19 truth, Mr. Yap?

20 MR. YAP: Yes.

21 PRESIDING OFFICER: Okay. Thank you. You're
22 sworn in. Please proceed.

23 ROBERT YAP

24 was sworn and testified as follows:

25 MR. YAP: I think, just as an opening, you

1 know, DISH is excited to be applying for this
2 eligibility in the State of Utah. We look forward to
3 servicing customers who are in need of service.

4 As a brand, Gen Mobile has a prepaid service
5 with plans from \$20 on up to \$60, depending on the
6 customer's needs, and we look forward to providing that
7 service with discounted availability through the
8 Lifeline program in the State of Utah.

9 Happy to answer any questions for the
10 Commission.

11 PRESIDING OFFICER: Does the Division have any
12 questions for Mr. Yap?

13 MS. SCHMID: Yes.

14 EXAMINATION

15 BY MS. SCHMID:

16 Q. Mr. Yap, did you participate in the settlement
17 negotiations that led to the stipulation being filed in
18 this docket?

19 A. I was aware of them. I think Sola was
20 briefing me as the stipulation was being finalized, yes.

21 Q. Did you --

22 A. Are there -- go ahead --

23 Q. Are you familiar with the application that
24 DISH --

25 A. Yes.

1 Q. -- filed to initiate this docket and
2 subsequent filings with the Commission?

3 A. Yes. Both the -- the application as well as
4 subsequent responses as well as my direct testimony were
5 all prepared with my involvement.

6 Q. Is it correct that you prepared two rounds of
7 direct testimony?

8 MR. YAP: Sola, can you confirm? I believe
9 so. I have a stack here.

10 PRESIDING OFFICER: Sir -- Mr. Yap --

11 MR. YAP: Yes?

12 PRESIDING OFFICER: These are questions
13 directly from counsel, and you're under oath. So these
14 questions are to you, not to your lawyer. So you must
15 answer them.

16 MR. YAP: Okay.

17 A. Let me -- I have the -- all the information
18 here. I have two data request responses as well as two
19 direct testimonies, a -- actually a direct testimony as
20 well as a supplemental direct testimony. So, yes, two.

21 Q. (BY MS. SCHMID) Do you adopt the contents of
22 the application and your two direct -- your direct and
23 your supplemental direct testimonies as part of your
24 testimony here today?

25 A. Yes.

1 Q. Those are all my questions.

2 Oh, sorry. I have one more.

3 Does DISH believe that the settlement is just
4 and reasonable in result and is in the public interest?

5 A. Yes.

6 MS. SCHMID: Those are all my questions.

7 Thank you.

8 PRESIDING OFFICER: Thank you very much,

9 Ms. Schmid.

10 Does the Office -- does the Office have any
11 questions?

12 MR. MOORE: I don't have a question. I have a
13 slight motion. I would move for the admission of the
14 testimony and the application as his testimony today.

15 PRESIDING OFFICER: Any objection, Ms. Schmid?

16 MS. SCHMID: No objection.

17 PRESIDING OFFICER: Okay. It's your
18 testimony, DISH, but let me ask you if you have any
19 objection to Mr. Moore's motion.

20 MR. YAP: I have no objection.

21 PRESIDING OFFICER: I'm sorry. That is to
22 your lawyer. I'm sorry.

23 MR. YAP: I'm sorry.

24 PRESIDING OFFICER: Ms. Lee, any objection to
25 Mr. Moore's motion?

1 MS. LEE: No objections.

2 PRESIDING OFFICER: Okay. Thank you. And I
3 will also note -- I will grant that motion, Mr. Moore.
4 I will also note that the settlement stipulation does
5 identify that the parties had agreed to admission of
6 this. So we are consistent with everything. Thank you.

7 Did you have any questions, Mr. Moore?

8 MR. MOORE: No questions. Thank you.

9 PRESIDING OFFICER: Okay. Thank you very
10 much.

11 I have -- you know, I don't have questions for
12 this witness at this point. I might. I've got a few
13 housekeeping things we'll talk about at the end, but
14 let's just proceed. And if the Division would like to
15 go ahead, that would be great.

16 MS. SCHMID: Thank you. The Division would
17 like to call Mr. Ronald Slusher as its witness today.
18 May he please be sworn?

19 PRESIDING OFFICER: Good morning, Mr. Slusher.
20 Do you swear to tell the truth?

21 MR. SLUSHER: Good morning, and, yes, I do.

22 PRESIDING OFFICER: Thank you and thank you.
23 Please proceed.

24 RONALD SLUSHER

25 was sworn and testified as follows:

1 DIRECT EXAMINATION

2 BY MS. SCHMID:

3 Q. Could you please state and spell your name for
4 the record.

5 A. Name is Ronald Slusher, R-o-n-a-l-d S as in
6 Sam-l-u-s-h-e-r.

7 Q. By whom are you employed, and what is your
8 business title?

9 A. I'm employed with the Division of Public
10 Utilities, and I am a utility technical analyst.

11 Q. Please provide your business address.

12 A. Heber Wells Building, 160 East 300 South,
13 Fourth Floor, Salt Lake City, Utah.

14 Q. When did you begin working at the Division?

15 A. I've worked for the Division for just shy of
16 20 years.

17 Q. Could you please provide a brief summary of
18 your educational background?

19 A. Educational background. I have a Bachelor's
20 Degree in Computer Science.

21 Q. Could you please provide a brief description
22 of your relevant work experience?

23 A. Relevant work experience. I've worked with
24 the DPU on water cases, telecom cases, and power cases,
25 range from CPCNs to power grid model for Rocky Mountain

1 Power.

2 Q. And a CPCN is a certificate of public
3 convenience and necessity?

4 A. That is correct. Sorry about that.

5 Q. It's okay. Have you participated as part of a
6 team in this docket on behalf of the Division?

7 A. Yes.

8 Q. Could you please describe the activities that
9 you and the team undertook in this docket?

10 A. We filed data requests, read the testimony of
11 DISH Wireless, and worked on stipulation agreements
12 between the Company, OCS, and ourselves.

13 Q. As a -- did the stipulation settlement
14 agreement that was filed in this docket result as a
15 result of these activities?

16 A. Yes.

17 Q. Pardon me just one minute.

18 Do you have a summary to share with us today?

19 A. Yes, I do.

20 Q. Please proceed.

21 A. The Division of Public Utilities recommends
22 that the Public Service Commission approve the
23 stipulation and settlement agreement as filed by DISH
24 Wireless LLC, DBA Gen Mobile, the Division, and the
25 Office of Consumer Services.

1 There are a number of elements in this
2 stipulation that the Division would like to highlight
3 for the Commission. DISH Wireless is a commercial
4 mobile radio service provider and a common carrier that
5 provides prepaid wireless telecommunication services to
6 consumers using a combination of their own 5G network
7 facilities and resale of other carrier services.

8 DISH Wireless seeks designated -- or seeks
9 designation as an eligible telecommunications carrier,
10 or an ETC, for the purpose of receiving federal
11 universal Lifeline support for qualifying Utah
12 customers, federal enhanced tribal universal service
13 life support -- Lifeline support for qualified Utah
14 customers, Lifeline support from Utah Universal Service
15 Fund for qualifying customers.

16 Vision wireless -- or excuse me -- DISH
17 Wireless meets the requirements for federal ETC
18 designation and for receiving state Lifeline support
19 from Utah from this Utah Universal Service Fund. The
20 services offered by DISH Wireless to low income Utah
21 customers meet or exceed both the FCC Lifeline minimum
22 service standards and the Commission of Utah Universal
23 Service Fund planned requirements.

24 The service offered by DISH Wireless for
25 non-tribal customers include 1,000 voice minutes,

1 unlimited text messages, and 5 gigabytes of data per
2 month. For tribal customers, the service includes
3 unlimited voice minutes, text messages, and 16 gigabytes
4 of data. Both these options will have zero cost to the
5 customers after application of Lifeline and Universal
6 Service Fund.

7 As discussed in the stipulation, DISH Wireless
8 agrees to include the additional requirements in its
9 provision of Lifeline universal service offerings. DISH
10 Wireless will use Utah-specific fact sheet that provides
11 customers with concise and complete information about
12 the services they will receive.

13 DISH Wireless will comply with all applicable
14 state service quality and consumer protection
15 requirements. If DISH Wireless makes any changes to its
16 Lifeline offerings, DISH Wireless will, in a timely
17 manner, file notice with the Division and the Office,
18 describing changes to the plan.

19 DISH Wireless acknowledges that approval of
20 this petition and ongoing receipt of universal service
21 funds support are conditioned upon the verified payment
22 of all applicable state and local regulatory fees,
23 including, but not limited to, universal service fees,
24 emergency service, and related services.

25 Because DISH Wireless meets the federal

1 requirement for ETC designation, will follow all
2 applicable service quality rules, pay all applicable
3 regulatory fees, offer services that meet or exceed the
4 requirements outlined by the FCC and the Commission, and
5 has agreed to use its Utah-specific fact sheet, it is
6 the Division's position that this stipulation is just
7 and reasonable in result and in the public interest.

8 The Division recommends that the Commission
9 approve the stipulation and settlement agreement as
10 submitted by the parties.

11 Q. In your summary, you referenced a
12 Utah-specific fact sheet. Is that fact sheet attached
13 as an exhibit to the stipulation and settlement
14 agreement that was filed in this docket?

15 A. Yes, it is.

16 Q. Thank you.

17 MS. SCHMID: Mr. Slusher is now available for
18 cross-examination questions and questions from the
19 presiding officer.

20 PRESIDING OFFICER: Thank you very much.

21 Counsel for DISH, any cross-examination
22 questions?

23 MS. LEE: No cross-examination questions, Your
24 Honor.

25 PRESIDING OFFICER: Thank you.

1 Mr. Moore, any questions for Mr. Slusher?

2 MR. MOORE: No questions. Thank you.

3 PRESIDING OFFICER: Okay. Thank you very
4 much. I don't have any questions for you either. Thank
5 you, sir, for being here today and --

6 MR. SLUSHER: Thank you.

7 PRESIDING OFFICER: -- thank you for your
8 testimony.

9 Mr. Moore, how about -- how about you proceed?

10 MR. MOORE: The Office of Consumer Services
11 calls Alex Ware and ask that he be sworn.

12 PRESIDING OFFICER: Certainly.

13 Good morning, Mr. Ware.

14 MR. WARE: Good morning.

15 PRESIDING OFFICER: Do you swear to tell the
16 truth?

17 MR. WARE: I do.

18 PRESIDING OFFICER: Thank you very much.
19 You're sworn. Please proceed.

20 ALEX WARE

21 was sworn and testified as follows:

22 DIRECT EXAMINATION

23 BY MR. MOORE:

24 Q. Please state and spell your name for the
25 record.

1 A. My name is Alex Ware. That's spelled A-l-e-x
2 W-a-r-e.

3 Q. What is your business address, and how are you
4 employed?

5 A. My business address is 160 East 300 South,
6 Salt Lake City, Utah. I'm a utility analyst with the
7 Office of Consumer Services.

8 Q. In your capacity as a utility analyst, have
9 you reviewed the application and the testimony filed in
10 this docket?

11 A. Yes, I have.

12 Q. Were you involved in negotiation resulting in
13 the settlement stipulation which is the subject of this
14 hearing?

15 A. Yes.

16 Q. Have you reviewed the final draft of the
17 settlement stipulation?

18 A. Yes, I have.

19 Q. In your opinion, is the settlement
20 stipulation, taken as a whole, just and reasonable in
21 result?

22 A. Yes.

23 Q. Have you prepared a statement summarizing the
24 Office of Consumer Services' position on the settlement
25 stipulation?

1 A. Yes, I have.

2 Q. Please proceed.

3 A. DISH Wireless, doing business as Gen Mobile,
4 petitioned in this case to be designated as an eligible
5 telecommunications carrier with a Lifeline offering in
6 the State of Utah to receive federal Lifeline support
7 and to participate in the Utah Universal Service Fund.

8 DISH Wireless's Utah Lifeline program offering
9 of a thousand voice minutes and 5 gigabytes of data each
10 month exceeds the minimum requirements for a wireless
11 telecommunication provider to receive Lifeline funds.
12 In addition to the offering of -- in addition, the
13 offering of unlimited text messages each month meets
14 Utah specific requirements and adds value for potential
15 Lifeline customers in Utah.

16 DISH Wireless will offer tribal customers
17 unlimited voice minutes, unlimited text messages, and 16
18 gigabytes of data monthly, and the OCS believes that the
19 stipulation before the Commission is just and reasonable
20 in result and in the public interest and recommends that
21 the Commission approve it.

22 That concludes my statement. Thank you.

23 MR. MOORE: Mr. Ware is now available for
24 cross and questions from the hearing officer.

25 PRESIDING OFFICER: Thank you very much. Does

1 DISH Wireless have any questions for Mr. Ware?

2 MS. LEE: No, we do not. Thank you.

3 PRESIDING OFFICER: Thank you. And for the
4 Division, Ms. Schmid, any questions for Mr. Ware?

5 MS. SCHMID: No questions. Thank you.

6 PRESIDING OFFICER: Thank you very much. I
7 don't have any questions either for this witness.

8 I do have a couple of questions I want to
9 address, and I'm trying -- I'm trying to think about who
10 I should address these to. If I may lean on --
11 Mr. Ware, since you're most recent in time, I'm going to
12 ask you these questions. I'm sorry.

13 MR. WARE: That's okay.

14 EXAMINATION

15 BY PRESIDING OFFICER:

16 Q. And so this is housekeeping. So really -- I
17 guess there's -- there's a couple of questions, and
18 they're about the attachments that -- that were filed
19 and as -- how they were filed. So there's basically --
20 I'm going to have to give a little background.

21 So there's two sets of stipulations that have
22 been filed. One has been signed solely by the Office.
23 The other is -- has been signed solely by DISH and by
24 the Division. The substance of what is filed is the
25 same. It's the signature pages and then the

1 attachments.

2 Both sets have an attachment entitled
3 "Attachment 1 Gen Mobile's Utah-Specific Fact Sheet."
4 Okay. So that's consistent. However, it's blank.
5 There's nothing below that, and -- and I wonder is that
6 supposed to be the case?

7 I'm seeing a gasp. So if you could, while
8 we're on this line of questioning, if you can, go to the
9 PC -- the -- our docket and look at the filing.

10 A. I am there right now and looking.

11 Q. Okay. Thank you.

12 A. Just alternating between the two.

13 Q. Yeah. I'm sorry. I always open the docket
14 twice and do it that way.

15 A. Good call.

16 Q. And, you know, some of these issues -- they
17 just may be formatting issues that resulted from the
18 signatures. I don't know. But I think, since we're
19 here, let's just get it cleared up and make sure we're
20 on the same page.

21 A. Okay. So the question -- can you repeat the
22 question as it -- you're wondering if there are -- is a
23 missing attachment?

24 Q. Yes. So I am specifically, Mr. Ware, looking
25 at what was submitted by the OC -- the document that was

1 signed by the OCS only.

2 A. Okay.

3 Q. And using that as an example, if I look on to
4 the page that is titled "Attachment 1 --" it's after
5 Ms. Beck's signature on the previous page -- "Attachment
6 1 Gen Mobile's Utah-Specific Fact Sheet." And then it
7 proceeds with a lot of white space and then concludes at
8 the very bottom with Attachment 1-1.

9 A. Okay.

10 Q. So the question is, is this supposed to be
11 blank?

12 A. So my -- my interpretation of this, when we
13 were working through it, is that the numbering of
14 Attachment 1-1 was to indicate Attachment 1, first page,
15 and then the second one, Attachment 1, second page.
16 That's my understanding, and let me just go back to the
17 other version, and let's see if it's the same. I was
18 unaware if there was any differences between the two. I
19 thought they were the same other than the signature
20 page. So --

21 Q. Okay. Well, while you're looking at that, let
22 me pose this then to -- to Ms. Schmid, for a moment.

23 PRESIDING OFFICER: What I understand Mr. Ware
24 to be saying is that Attachment 1 entitled "Gen Mobile's
25 Utah-Specific Fact Sheet" with the white space and then

1 ending at Attachment 1 point -- 1-1 -- on the next page
2 that is titled "Important Information About Your DISH
3 Wireless LLC D/B/A Gen Mobile Lifeline Service" is, in
4 fact, Gen -- the Gen Mobile's Utah-Specific Fact Sheet;
5 is that accurate?

6 MS. SCHMID: Yes, that is accurate. I
7 apologize. I forgot that there was a cover sort of
8 sheet for the exhibit, which is part of the exhibit. So
9 that --

10 (Cross-talk. Reporter interrupts.)

11 MS. SCHMID: That sheet and the text makes up
12 the Utah-specific fact sheet. Thank you.

13 I apologize. I've had the flu all week, and
14 my voice is challenged.

15 PRESIDING OFFICER: Okay. And, Mr. Ware, I'm
16 sorry. I want to hold you for a second. And I want to
17 take that one step further, Brooke, which is what is
18 identified in the filing that is signed by the Office of
19 Consumer Services, which has a notation at the bottom of
20 Attachment 1 as Attachment 1-1, includes the text which
21 is contained on the following page which is identified
22 as Attachment 1-2. Did everyone follow that?

23 Mr. Moore --

24 MR. MOORE: Yes.

25 PRESIDING OFFICER: -- is that acceptable?

1 MR. MOORE: I believe that's acceptable. I
2 believe that's correct. Alex, can you --

3 MR. WARE: Yeah. I have both of them open,
4 and I am seeing the one now signed by -- seeing that
5 there is a difference between the two. But, again, to
6 me, it -- based on my understanding, as through the
7 process, I would -- I would just think that the DPU and
8 DISH signed version is just spaced different with the,
9 you know -- I think that's the result of this, is just a
10 spacing issue. So --

11 PRESIDING OFFICER: Okay. DISH, what's your
12 position on this, this kind of confusion but I think
13 solution to the confusion? Do you --

14 MS. LEE: Yes, I agree.

15 Oh, sorry. Yes, I do agree. It's a spacing
16 and formatting issue that kind of resulted when we were
17 trying to get the signatures together.

18 PRESIDING OFFICER: Okay. Okay. Then that
19 won't -- then I don't need to talk about the other one,
20 but I will ask one final question that I would like to
21 be on the record, is that the exhibits -- the
22 attachments, as presented in the copy as signed only by
23 the Office, is the attachments as intended, and that
24 will govern the stipulation. Is that -- is that
25 appropriate? Do you agree with that Mr. Ware?

1 MR. WARE: Yeah. I believe that that version
2 would be the one that makes more sense to me.

3 PRESIDING OFFICER: Okay. Mr. Slusher, do
4 you -- do you agree with that?

5 MR. SLUSHER: Yes.

6 PRESIDING OFFICER: Thank you very much.

7 And, Mr. Yap, do you agree with that as well?

8 MR. YAP: Yes.

9 MR. WARE: And if I may, can I add just a
10 little bit of color to the reason that two were filed
11 separately?

12 PRESIDING OFFICER: If you'd like, feel free.

13 MR. WARE: Just on the record, just for
14 anybody in the future that would be wondering, is the
15 reason that the -- let me just scroll back up and make
16 sure that I'm -- so Michele Beck signed digitally
17 through Adobe sign, and when you do that, it kind of
18 locks the document. And so I didn't feel comfortable
19 combining the two PDFs together because of that. I
20 wanted to make sure that the digital signature contained
21 its electronic notation as -- that it was. So that's
22 why there's two. So --

23 PRESIDING OFFICER: Thank you very much. Good
24 explanation. I appreciate it.

25 One other question -- and this is, I guess,

1 more of an opinion. I was curious because the
2 stipulation -- okay. So back to these -- the -- the
3 Attachment 1, which refers to it as "Gen Mobile's
4 Utah-Specific Fact Sheet." Paragraph 12 of the
5 stipulation actually refers to it as DISH -- DISH's fact
6 sheet. Does that concern anybody?

7 MS. SCHMID: It does not concern the Division.
8 DISH is doing business as Gen Mobile in the State of
9 Utah.

10 PRESIDING OFFICER: And I think that's pretty
11 well articulated in the stipulation. I really just
12 wanted to know if it caused anybody any pause because of
13 the -- the different notations.

14 Mr. Moore, how does the OCS feel about that?

15 MR. MOORE: We would concur with the Division.

16 PRESIDING OFFICER: Okay. Thank you very
17 much. And, DISH, what's your position on that?

18 MS. LEE: Because DISH Wireless will be
19 selling Lifeline under the Gen Mobile brand, I feel the
20 fact sheet as depicted is accurate. (inaudible).

21 PRESIDING OFFICER: Great. Thank you.

22 (Reporter clarification.)

23 MS. LEE: I don't recall, but I think that is
24 a good end point to my statement. Thank you.

25 PRESIDING OFFICER: Okay. I'm sorry. I don't

1 recall, but did we -- did somebody make a motion to
2 admit into evidence the settlement stipulation itself?

3 MS. SCHMID: I don't think we did. May I be
4 so bold as to make a motion for that at this time?

5 PRESIDING OFFICER: Absolutely, because people
6 could object, of course.

7 Okay. So there's a motion to admit the
8 settlement stipulation. OCS, any objections?

9 MR. MOORE: No objection.

10 PRESIDING OFFICER: Okay. DISH, any
11 objections to this motion?

12 MS. LEE: No objections. Thank you.

13 PRESIDING OFFICER: Okay. Ms. Schmid, your
14 motion is granted.

15 MS. SCHMID: Thank you.

16 PRESIDING OFFICER: Okay. I'm just looking
17 over my notes, and I'm not seeing anything. Does
18 anybody else have anything else?

19 All right. Well, thank you very much for the
20 effort you all put into resolving this matter, and
21 thanks for your time and preparation today. We'll issue
22 an order in due course, and we are adjourned. Thank
23 you. Have a nice weekend.

24 (This hearing was concluded at
25 9:34 a.m. MT.)

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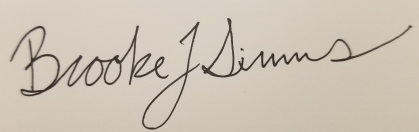
REPORTER'S CERTIFICATE

STATE OF UTAH)
)
COUNTY OF UTAH)

I, BROOKE SIMMS, an Idaho Certified Shorthand Reporter, Utah State Certified Court Reporter, and Registered Professional Reporter, hereby certify:

THAT the foregoing proceedings were taken before me at the time and place set forth in the caption hereof; that the proceedings were taken down by me in shorthand and thereafter my notes were transcribed through computer-aided transcription; and the foregoing transcript constitutes a full, true, and accurate record of such oral proceedings had, and of the whole thereof.

I have subscribed my name on this 18th day of November, 2023.



Brooke Simms, RPR, CCR, CSR
Idaho CSR No. 1174
Utah CCR No. 12335391-780

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Utah Rules of Civil Procedure
Part V. Depositions and Discovery
Rule 30

(E) Submission to Witness; Changes; Signing.

Within 28 days after being notified by the officer that the transcript or recording is available, a witness may sign a statement of changes to the form or substance of the transcript or recording and the reasons for the changes. The officer shall append any changes timely made by the witness.

DISCLAIMER: THE FOREGOING CIVIL PROCEDURE RULES
ARE PROVIDED FOR INFORMATIONAL PURPOSES ONLY.
THE ABOVE RULES ARE CURRENT AS OF APRIL 1,
2019. PLEASE REFER TO THE APPLICABLE STATE RULES
OF CIVIL PROCEDURE FOR UP-TO-DATE INFORMATION.

VERITEXT LEGAL SOLUTIONS

COMPANY CERTIFICATE AND DISCLOSURE STATEMENT

Veritext Legal Solutions represents that the foregoing transcript is a true, correct and complete transcript of the colloquies, questions and answers as submitted by the court reporter. Veritext Legal Solutions further represents that the attached exhibits, if any, are true, correct and complete documents as submitted by the court reporter and/or attorneys in relation to this deposition and that the documents were processed in accordance with our litigation support and production standards.

Veritext Legal Solutions is committed to maintaining the confidentiality of client and witness information, in accordance with the regulations promulgated under the Health Insurance Portability and Accountability Act (HIPAA), as amended with respect to protected health information and the Gramm-Leach-Bliley Act, as amended, with respect to Personally Identifiable Information (PII). Physical transcripts and exhibits are managed under strict facility and personnel access controls. Electronic files of documents are stored

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