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## Action Request Response

**To:** Public Service Commission of Utah

**From:** Utah Division of Public Utilities

Chris Parker, Director  
Brenda Salter, Assistant Director  
Abdinasir Abdulle, Utility Technical Consultant Supervisor  
Ron Slusher, Utility Technical Consultant

**Date:** April 30, 2026

**Re:** **Docket No. 23-2641-01:** In the Matter of 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.

## Recommendation – Additional Information Required

The Division of Public Utilities (“Division”) has reviewed the notice sent by DISH Wireless, LLC. (“DISH Wireless” or “Company”) to the Public Service Commission (“Commission”) and recommends that the Company submit a filing with the Commission that expressly makes the request to relinquish or transfer its ETC status and identify any legal authority that would allow the Commission to transfer ETC designation in such a manner.

## Discussion

On November 20, 2023, the Commission granted DISH Wireless petition for designation as an eligible telecommunications carrier (“ETC”) in Utah. On February 02, 2026, DISH Wireless filed a letter with the Commission requesting that the Commission cancel the “existing tax license(s), registration(s) and/or permits currently held by DISH Wireless, LLC”.



Along with the request for these cancellations, the Company stated that Boost will be taking over the obligations of the ETC for DISH Wireless. The Division requested a time extension to more fully understand the notice filed by the Company and the request of the Commission for additional information about what happened to the ETC accounts upon the transferring of lines from DISH Wireless to Boost. The Division requested more information from the Company.

DISH Wireless's request in its letter is vague. However, based on its responses to DPU's second set of data requests (see EXHIBIT #1), DISH Wireless does not intend to relinquish its ETC designation, but instead intends to transfer the ETC designation to Boost. In addition, the Company states in its response to DPU's third set of data requests (see EXHIBIT #2), "DISH Wireless and Boost respectfully request that the Commission update the ETC designation for the limited purpose of offering Lifeline service to qualified households currently held by DISH Wireless to reflect 'Boost SubscriberCo, L.L.C. dba Gen Mobile' as the ETC to ensure the continuing accuracy of the Commission's records. But Boost is not an ETC in Utah, and the Company has not filed with the Commission a request to transfer DISH Wireless's ETC designation to Boost. If the Company is asking to transfer its ETC designation to a different legal entity, in this case Boost, DISH Wireless should submit a filing with the Commission that expressly makes that request and identifies any legal authority that would allow the Commission to transfer ETC designation in such a manner.

DISH Wireless indicates in its email that its December 2025 USF Remittance will be its final remittance. As of January 1, 2026, all lines and revenue have been moved to Boost. The Company confirmed this in its response to the DPU's third set of data requests (see EXHIBIT #2), in which it states that "DISH Wireless assigned certain retail wireless assets, including those associated with the Gen Mobile Lifeline service, to Boost SubscriberCo" including the Utah ETC accounts.

In Company responses to the DPU's second set of data requests, it explains that the parent company of DISH Wireless, EchoStar Corporation, completed an internal, pro-forma corporate reorganization pursuant to which certain assets, including the Gen Mobile

brand, were transferred from DISH Wireless to Boost. Although this reorganization does not result in a change of control, they are separate legal entities.

DISH Wireless also claims that, under section 54-8b-3.4, it is exempt from the merger and acquisition approval requirements of section 54-4-30 because it is a competitive entrant and does not receive UUSF support. We believe that this is incorrect. DISH Wireless does not meet the definition of a CLEC (see R746-349-2; it doesn't have a CPCN). It was only granted designation as an ETC.

As noted in its previous recommendation, the Commission does not have authority to cancel business or tax licenses. The Division refers the Company to the Utah Division of Corporations and the Utah State Tax Commission for these requests.

## **Conclusion**

The Division has reviewed the letter filed by DISH Wireless and recommends it submit a filing with the Commission that expressly makes the request to relinquish or transfer its ETC status and identify any legal authority that would allow the Commission to transfer ETC designation in such a manner.

cc. Robert Grimaldi, Corporate Counsel, EchoStar Corporation  
Jason Erdmann, Tax Accounting Manager II, DISH Wireless LLC  
Office of Consumer Services, State of Utah