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Supplemental 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 3, 2026

Re: **Docket No. 26-2661-01: SUPPLEMENTAL REQUEST** - In the Matter of the Application of Ziplly Fiber Pacific, LLC. for a Certificate of Public Convenience and Necessity to Provide Resold and Facilities-based Local Exchange Telecommunications Service within the State of Utah.

Recommendation (Approval)

The Utah Division of Public Utilities (“Division”) has reviewed the supplemental request issued by the Public Service Commission of Utah (“Commission”) asking for clarification to the omission of the reference to the General Accepted Accounting Principles (“GAAP”) and the verification letter in the Division’s Approval recommendation of Ziplly Fiber Pacific, LLC (“Ziplly Fiber” or “Applicant”) for a Certificate of Public Convenience and Necessity (“CPCN”) dated March 30, 2026.

With these clarifications the Division finds that the Applicant has demonstrated the necessary technical, managerial, and financial capabilities to provide the proposed services, thereby fulfilling the requirements outlined in the Commission Utah Administrative Code R746-349-3.



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.

Zipty Fiber has asked that its application be adjudicated informally under Utah Code Ann. § 54-8b-3(1)(b).

The Division expects that based on history, a filing of this type and with the information submitted by Zipty Fiber will generate no objections or opposition to this recommendation. Therefore, the Division requests that this docket be adjudicated informally in accordance with Utah Administrative Code R746-110-1 and Utah Code Ann. § 54-8b-3(1)(b).

Discussion

On April 01, 2026, The Commission requested additional clarification as to the Zipty Fiber Pacific, LLC., application for a CPCN on its GAAP related issues and the verification letter supplied by Ms. Eply. The Division reviewed this request and found the following:

In response to the Commission's question on reference to the GAAP related issues, in Zipty Fiber's application under section R746-349-3(1)(i) it states that the Applicant will utilize Generally Accepted Accounting Principles ("GAAP") and be able to track its revenue in Utah for purposes of financial reporting.

As to the question of the adjudication requirements, the application included a formal verification letter signed by Jessica Epley, VP – Regulatory & External Affairs dated February 19, 2026. The Division has reviewed this document and confirms it satisfies the requirements of R746-110-2, as it serves as a sworn attestation of the truthfulness of the application and confirms that financial information was prepared in accordance with GAAP.

Conclusion

Based on the Division's review and clarification of the filing, we conclude the public interest will be promoted by the Commission granting Zipty Fiber a CPCN and request the Commission approve the application.

cc: Brett N. Anderson, Attorney for Ziplly Fiber Pacific, LLC, Blackburn & Stoll, LC.
Jessica Epley, VP – Regulatory & External Affairs, Ziplly Fiber Pacific, LLC.
Office of Consumer Services, State of Utah