

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Petition of ALL WEST)	<u>DOCKET NO. 00-2270-01</u>
COMMUNICATIONS for a One Time)	
Universal Service Support Fund Distribution)	<u>REPORT AND ORDER</u>

ISSUED: August 1, 2001

SYNOPSIS

The Public Service Commission of Utah grants All West Communications a one time distribution for the State Universal Service Support Fund to facilitate the provision of telecommunications service to Lori Richens.

By The Commission:

PROCEDURAL HISTORY

In July 2000, the Commission received an inquiry from Lori Richens to obtain telephone service at her residence where currently there is no service. The Commission requested the Division of Public Utilities (Division) to investigate the cost of providing service to Ms. Richens on July 19, 2000. On August 28, 2000, the Division reported to the Commission on the expected costs of the project in question, with a recommendation that the project be approved. The Division's recommendation contained a cost estimate for the project, and suggested contributions from Lori Richens, All West Communications (All West), and the State Universal Service Support Fund.

Since then, the Telecommunication Corporations in the State and the Division have jointly submitted a proposed rule that would govern one time distributions from the State's Universal Service Support Fund (Docket Number 01-R365-01), now, and for future reference, called the Fund. The new rule substantially changes the expected contributions that customers and companies would be required to make toward any given project before it would receive any Fund disbursement. Here the proposed rule would decrease the amount required from All West Communications and increase the amount required for Lori Richens.

Revised Recommendation of the Division

On July 12, 2001, the Division submitted an updated recommendation that since the customer's contribution amount was already discussed by the Division with Lori Richens, the amount charged to the customer here remain at the previously quoted level, and that the amount required from All West be reduced to the amount that would be required under the proposed rule.

These amounts would be \$1,088.01 for the customer and \$2,865 for All West, with the Fund paying the remaining cost of the project. The Fund disbursement would be a maximum of \$11,589.99. All West would be responsible for submitting the incurred costs to the Division for verification of the costs' reasonableness and necessity with the final payment from the Fund being for those costs deemed to be reasonable and necessary for the project, not to exceed \$11,589.99.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

- All West Communications' request for a one time distribution from the State Universal Service Support Fund, in

an amount not to exceed \$11,589.99, is in the public interest and it is approved.

- Lori Richens will pay \$1,088.01, per line requested, toward the cost of the project before the start of construction.
- Any additional customers who want service in connection with this project will also pay \$1,088.01 per line requested, if they sign up for the project before the start of construction.
- As with the proposed Rule, any additional subscribers that sign up after construction begins will pay a 5% premium per line requested and following completion of construction, additional subscribers will pay a 10% premium per line requested for five years.
- All West is responsible for collecting these additional payments, All West will net out any additional costs these additional customers impose on the project (after All West's per line contributions are accounted for), and All West will return the balance of the payments to the Fund.
- All West shall make a good faith effort to survey all potential customers in the area and offer them service at the \$1,088.01 rate per line before the beginning of construction.
- Pursuant to Utah Code Ann. § 63-46b-13, an aggrieved party may file, within 20 days after the date of this Order, a written request for rehearing or reconsideration by the Commission. Pursuant to Utah Code Ann. § 54-7-15, failure to file such a request precludes judicial review of the Order. If the Commission fails to issue an order within 20 days after the filing of such a request, the request shall be deemed denied. Judicial review of this Order may be sought pursuant to the Utah Administrative Procedures Act (Utah Code Ann. §§ 63-46b-1 *et seq.*)

DATED at Salt Lake City, Utah this 1st day of August, 2001.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Richard M. Campbell, Commissioner

Attest:

/s/ Julie Orchard

Commission Secretary