

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of the Petition of the Division of Public Utilities for an Order to Show Cause Why ELECTRIC LIGHTWAVE, INC. Should Not Be Penalized for Failure to File Its Annual Report )  
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DOCKET NO. 01-2202-01  
REPORT AND ORDER

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ISSUED: December 18, 2001

SYNOPSIS

Respondent having failed to file its annual report, the Commission imposed sanctions.

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Appearances:

Kent Walgren for Division of Public Utilities  
Assistant Attorney General Utah Department of Commerce

By the Commission:

PROCEDURAL HISTORY

Pursuant to notice duly served, the above-captioned matter came on regularly for hearing the sixteenth day of October, 2001, before A. Robert Thurman, Administrative Law Judge, at the Commission Offices, Heber Wells Building, Salt Lake City, Utah. Immediately prior to the hearing, Respondent above-named filed its delinquent annual report and paid its Utah Regulatory fee. Based on such tardy compliance, the Administrative Law Judge enters the following recommended

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

- ELECTRIC LIGHTWAVE, INC., be, and it is, fined in the amount of TWO THOUSAND (\$2,000.00) DOLLARS, of which amount payment of FIFTEEN HUNDRED (\$1,500.00) DOLLARS is suspended conditioned upon Respondent's filing its annual report and paying its regulatory fee timely for the year 2001.
- Any person aggrieved by this Order may petition the Commission for review within 20 days of the date of this Order. Failure so to do will forfeit the right to appeal to the Utah Supreme Court.

Dated at Salt Lake City, Utah, this 18th day of December, 2001.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Richard M. Campbell, Commissioner

Attest:

/s/ Julie Orchard  
Commission Secretary

G# 27338