

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Application of INTEGRA)
TELECOM OF UTAH, INC., to Amend its)
Certificate of Public Convenience and Necessity)

DOCKET NO. 02-2299-01
REPORT AND ORDER

ISSUED: March 6, 2002

By The Commission:

In its 1999 application to this Commission for a Certificate of Public Convenience and Necessity, Integra Telecom of Utah, Inc. ("Integra") represented that it did not intend to collect deposits from customers, and because of that requested a waiver of Commission Rule 746-349-3(2) requiring the filing of a bond in the amount of \$100,000. On April 12, 2000, this Commission granted a Certificate of Public Convenience and Necessity to Integra. Since issuance of the Certificate, Integra has not collected deposits from customers.

On January 2, 2002, Integra filed an application in this docket requesting authority to collect deposits from customers, and, based on its financial strength and ability, requesting a waiver of the bond requirement. The application also represented that if a bond is required, Integra would immediately comply.

The Division of Public Utilities recommended that Integra be allowed to collect deposits from its customers but that the bond requirement not be waived. The Division noted that with the current financial instability in the telecommunications market in general, it would only recommend waiver of the bond requirement for companies that do not accept customer deposits or prepayments.

We agree with the Division's recommendation. We find that the public interest will be served by requiring the filing of a bond under Rule 746-349-3(2).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

- Integra Telecom of Utah, Inc. is authorized to collect deposits from customers. Prior to doing so, Integra shall comply with Commission Rule 746-349-3(2) by filing proof of a bond in the amount of \$100,000.
- Any person aggrieved by this Order may petition the Commission for review within 20 days of the date of this Order. Failure to do so will forfeit the right to appeal to the Utah Supreme Court.

Dated at Salt Lake City, Utah this 6th day of March, 2002.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Richard M. Campbell, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary

G#28530

