

would have been had there been no delay in the FCC-imposed intermodal local number portability deadline.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

1. The Stipulation and Settlement of the Division, URTA, and Western Wireless dated June 21, 2004 is approved and adopted.
2. By August 31, 2004, all URTA member companies will provide a written status report to the Commission and the Division. Where Western Wireless has made a bona fide request of a URTA member company for local number portability, URTA will make those companies' reports available to Western Wireless as a party to this agreement. In the report, URTA members will give a detailed description of their progress in implementing LNP and will identify all remaining issues to be resolved to meet the implementation dates below. The URTA members will also identify any technical or vendor difficulties that could jeopardize compliance with the planned LNP implementation schedule. Parties may request that the Commission schedule a technical conference to discuss the status reports. If any URTA members become aware of difficulties before August 31, 2004 that could delay LNP implementation, they will inform the Commission, the Division, and Western Wireless where Western Wireless has made a bona fide request, as soon as reasonably possible after they learn of them.
3. By October 29, 2004, or six months following the receipt of a bona fide request, whichever date is later, South Central Communications, UBTA/UBET, Navajo, Carbon/Emery Telcom, Emery Telcom, and CTC-Utah (Citizens) with the exception of its Tremonton district, will make intermodal LNP available to Western Wireless, unless the Commission grants additional relief based on the information in the status reports or for any extraordinary, unforeseen events that occur after August 31, 2004.
4. By May 24, 2005, or six months following the receipt of a bona fide request, whichever date is later, CTC-Utah in its Tremonton district, Manti Telephone, Central Utah Telephone, Hanksville Telcom, Gunnison Telephone, Skyline Telecom, All West Communications, Bear Lake Communications, Beehive Telephone, and Union Telephone will make intermodal LNP available subject to bona fide requests received by URTA members, unless the Commission grants additional relief based on the information in the status reports or for any extraordinary, unforeseen events that occur after August 31, 2004.
5. Prior to the applicable October 29, 2004 or May 24, 2005 implementation date, Western Wireless will

establish a direct two-way point of interconnection with all URTA member companies within each URTA member company network. If Western Wireless has an interconnection agreement with a URTA member company, Western Wireless may use the terms of that agreement to establish a direct connection for the exchange of LNP traffic between the parties. For CTC-Utah and Beehive Telephone, which have multiple separate networks in Utah,^[1] Western Wireless will establish a direct connection with each separate network. The routing of all LNP traffic exchanged between Western Wireless and URTA member companies will pass through these points of interconnection. Alternatively, Western Wireless may elect not to have a direct connection with a URTA member company. If such election is made, Western Wireless will be financially responsible for any and all costs related to the routing of traffic outside a URTA member company network district. Any future order issued or rule adopted by this Commission or the FCC that establishes rights and obligations with respect to routing, rating and compensation of traffic exchanged between parties that are different from the provisions of the Stipulation and Settlement will govern the exchange of traffic between the parties prospectively from the date the rule or order is adopted or issued.

DATED at Salt Lake City, Utah, this 7th day of July 2004.

/s/ Ric Campbell, Chairman

/s/ Constance B. White, Commissioner

/s/ Ted Boyer, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary

G#38974

^[1] Beehive Telephone has six separate networks in Utah comprised of Notom, Ticaboo, Kolob, Reservoir, Terra, Callao, and Dangling Rope. CTC-Utah has four separate networks comprised of Tremonton, Delta, Moab, and Navajo.