

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of the Formal Complaint of )  
William W. Low vs. Qwest Corporation ) DOCKET NO. 05-049-69  
)  
) ORDER ON PETITION FOR  
) CLARIFICATION OR REVIEW OF JUNE  
) 30, 2008, REPORT AND ORDER  
)  
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ISSUED: August 20, 2008

By The Commission

On June 30, 2008, the Commission issued a Report and Order wherein we denied Qwest Corporation's (Qwest) request to waive various rule provisions for a one-time distribution from the Utah Universal Public Telecommunications Service Support Fund (USF). On July 29, 2008, Qwest filed a petition seeking clarification or review. Qwest states it seeks clarification "to make clear that it is not intended to foreclose any petition that may be made in the future for a one-time distribution" and requests review for the Commission to "institute an investigation so that [interested parties] may collaboratively develop a reasonable solution to the issue of provision of telecommunications service to customers in the Canyon." On August 11, 2008, the Division of Public Utilities (Division) filed a memorandum supporting the clarification request. The Division notes it views the June 30, 2008, Report and Order "solely [addressing] the specific proposal presented in Qwest's original [April 8, 2008] Petition" and "not precluding further proposals." The Division supports clarification to ensure the Commission's June 30<sup>th</sup> Report and Order was not intended to preclude further exploration of alternatives.

The Division correctly interprets the intent of the June 30<sup>th</sup> Report and Order. We have no intent to preclude exploration of other alternatives or means to address the service issues identified in this docket. We note that there has been reference to other customers or potential customers and other entities who may be willing to provide contribution and support that may help in finding means to ameliorate the problems faced in providing service in Logan Canyon. We encourage exploration of alternatives to the specific request made by Qwest in its April 8, 2008, Petition, denied in our June 30<sup>th</sup> Report and Order. We believe, however, that this exploration need not be conducted through a Commission directed investigation. Interested parties need not believe the June 30<sup>th</sup> Report and Order was intended to hinder their continued efforts to see what alternatives are possible. Indeed, we believe it could be fruitful to examine through survey or other means whether existing customers, additional customers and other entities may exist that are willing to provide aid or contributions so that funds from the USF could follow the existing rule's per customer ceiling.

Wherefore, we enter this ORDER whereby we clarify that our June 30, 2008, Report and Order denied only the specific request for USF funding contained in Qwest's April 8, 2008, Petition. Interested parties are not precluded from taking additional efforts that may identify other alternatives. Nor is there any preclusion to future requests for USF funding.

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DATED at Salt Lake City, Utah this 20<sup>th</sup> day of August, 2008.

/s/ Ted Boyer, Chairman

/s/ Ric Campbell, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard  
Commission Secretary  
G#58636