

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Request of Manuel)
Davis for a One-Time Distribution from) DOCKET NO. 06-041-02
the Universal Service Fund) REPORT AND ORDER
) DISMISSING REQUEST

ISSUED: December 18, 2006

By The Commission:

On September 6, 2006, Petitioner Manuel Davis filed a request to receive a one-time distribution from the State Universal Public Telecommunications Support Fund (“USF”) to provide telephone service to his home near Moab, Utah, in the service territory Frontier Communications (“Frontier”).

On December 4, 2006, the Division of Public Utilities (“Division”) filed a memorandum detailing its investigation of this matter and recommending the Commission dismiss the same based on Petitioner’s unwillingness to pay the estimated customer share of the cost of extending service to his residence. The Division noted its review of the cost information provided by Frontier resulted in a customer contribution for Petitioner and his neighbor of between \$86,385 and \$186,385 each. The Division states that when presented with this estimate Petitioner declined to participate further.

Wherefore, based upon the foregoing and for good cause appearing, we determine to dismiss this matter.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The request filed herein is dismissed.

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2. Pursuant to *Utah Code Annotated* §§ 63-46b-12 and 54-7-15, agency review or rehearing of this order may be obtained by filing a request for review or rehearing with the Commission within 30 days after the issuance of the order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission fails to grant a request for review or rehearing within 20 days after the filing of a request for review or rehearing, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a Petition for Review with the Utah Supreme Court within 30 days after final agency action. Any Petition for Review must comply with the requirements of *Utah Code Annotated* §§ 63-46b-14, 63-46b-16 and the Utah Rules of Appellate Procedure.

DATED at Salt Lake City, Utah, this 18th day of December, 2006.

/s/ Ric Campbell, Chairman

/s/ Ted Boyer, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary
G#51813