

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Application of NORTH) DOCKET NO. 98-2251-01
COUNTY COMMUNICATIONS CORPOR-)
ATION for a Certificate of Public Conven-)
ience and Necessity to Provide Local Resale) REPORT AND ORDER
Telecommunications Services)

ISSUED: October 1, 1998

SYNOPSIS

Applicant having failed to provide requested information or otherwise pursue its application, the Commission denied the same.

By the Commission:

PROCEDURAL HISTORY

On February 3, 1998, Applicant above named filed its application for local exchange telephone service authority. On the same date, the Commission referred the matter to the Division of Public Utilities, Utah Department of Commerce ("DPU"), for review and recommendation. The application was incomplete in some respects, and DPU asked for additional information by written communications May 15 and May 20, 1998. To date Applicant has not responded to these requests, although we received a letter from Applicant's attorney on September 25, 1998, requesting an extension of time to respond. Our statute makes no provision for such an extension, and to avoid an automatic authority grant, we enter the following ORDER

WHEREFORE, IT IS HEREBY ORDERED that:

The application of NORTH COUNTY COMMUNICATIONS CORPORATION for local exchange telephone authority be, and it is denied, without prejudice.

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 1st day of October, 1998.

/s/ Stephen F. Mecham, Chairman

(SEAL) /s/ Constance B. White, Commissioner

/s/ Clark D. Jones, Commissioner

Attest:

/s/ Julie Orchard

Commission Secretary