

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Request of Qwest)
Corporation and All West Communications,) DOCKET NO. 08-049-26
Inc., for Approval of the Transfer of Service)
Territory between the Qwest Evanston) ORDER GRANTING JOINT PETITION
Exchange and the All West Coalville) TO TRANSFER SERVICE TERRITORY
Exchange)
)

ISSUED: September 11, 2008

By the Commission:

On May 29, 2008, All West Communications, Inc. (“All West”) and Qwest Corporation (“Qwest”) petitioned to transfer an area now served by Qwest in its Wasatch Exchange to All West’s Coalville Exchange. The area to be transferred is set forth on Exhibit A, attached hereto and incorporated herein by reference (the “Transferred Area”). Contemporaneously, All West filed a Petition for Revision of Exchange Boundary (“Boundary Revision Petition”) (Docket No. 08-2270-01). The purpose of the petitions was (1) to transfer the Qwest service area constituting the Utah portion of the Wasatch Exchange to All West (the “Transferred Area”) and (2) to add the contiguous non-certificated area between the Transferred Area and All West’s Exchange.

The Division of Public Utilities has recommended to the Commission that All West and Qwest’s Joint Petition to Transfer Service Territory (“Joint Petition”) be approved. The Division found that All West surveyed the eight affected customers (ten access lines) and found them willing to make the change in serving telephone companies. The Division noted that one customer has slight concerns about losing free calling to Evanston, and that there may be a

slight increase in the customer's costs for long distance calling based on the call patterns of the customers. The Division further found that All West's local rates are slightly higher than Qwest's, but the transfer of the service area will enable the customers to have advanced calling feature, DSL and video services. The Division further determined that there would be no immediate impact to the Universal Service Fund because the Transferred Area is not eligible for federal USF support as a former Qwest property. All new plant placed in the area would be added to All West's rate base for ratemaking and state USF eligibility determinations. There was no opposition to the Joint Petition.

Based on the Petition, the Division's recommendation and good cause appearing therefore, the Commission makes the following findings of fact and conclusions of law:

FINDINGS OF FACT

1. Qwest is a Regional Bell Operating Company and telephone corporation certificated to provide a wide range of telecommunications services in the State of Utah including, without limitation, the Transferred Area pursuant to a Certificate of Convenience and Necessity issued by the Commission. Qwest subscribers in the Transferred Area are served out of Qwest's Evanston, Wyoming Central Office.

2. All West is a telephone corporation certificated to provide a wide range of telecommunications services in the State of Utah including, without limitation, the Coalville, Utah exchange pursuant to a Certificate of Convenience and Necessity issued by the Commission.

3. Contemporaneous with the filing of this Joint Petition, All West filed a Boundary Revision Petition with the Commission in which All West requested that the Commission revise the Coalville Exchange Boundary to include currently non-certificated territory within the Coalville Exchange. The Transferred Territory, which is the subject of this Joint Petition, is contiguous with, and adjacent to, the Coalville, Utah exchange currently served, or to be served, by All West.

4. Qwest currently serves approximately ten (10) access lines in the Transferred Area with eight (8) customers. Qwest currently serves those customers out of the Evanston, Wyoming Offices of Qwest on a toll cable which has been converted to subscriber cable. The only services provided by Qwest to the Transferred Area are basic dial tone services. All West currently has fiber located on the east side of the Wasatch Exchange. All West plans to use that fiber to connect to UDOT fiber to the Echo Port of Entry. All West plans to construct fiber facility from the Echo Port of Entry to the subscribers in the Transferred Area (the "Subscribers"), thereby providing the Subscribers with fiber to the premises. This will enable All West to provide dial tone, advanced calling features and DSL to the Transferred Area.

5. All West is ready, willing and able to meet the service demands of the Transferred Area. The customers in the Transferred Area are currently being served with technology that includes air-core distribution facilities. As such, these customers receive only basic voice service. Further, those customers do not have available to them technologically advanced services that could be provisioned by All West's facilities described above.

6. Qwest has no plans to upgrade the facilities in the Transferred Area. Qwest has no objection to transferring the Transferred Territory to All West.

CONCLUSIONS OF LAW

1. All West's existing plant and that which it is currently constructing will facilitate and accommodate additional services in the residential and commercial markets in the Transferred Area. It is in the public interest to transfer the Transferred Area from Qwest to All West as additional services will be available and improved facilities will service be available to provide telecommunications services.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

The Joint Petition to Transfer Service Territory is granted. All West's Coalville Exchange Boundary is hereby revised to include the Transferred Area as described in Exhibit "A" attached hereto and by this reference made a part hereof. Qwest's Wasatch Exchange Boundary is hereby revised to exclude the Transferred Area described in Exhibit A attached hereto and by reference made a part hereof.

DATED at Salt Lake City, Utah, this 11th day of September, 2008.

/s/ Ted Boyer, Chairman

/s/ Ric Campbell, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary

DOCKET NO. 08-049-26

-5-

EXHIBIT A

QWEST Wasatch Exchange Territory Transferred to AllWest Coalville Exchange

Sections 1, 11 & 12, Township 4 North, Range 6 East, SLBM Sections 5, 6 & 7, Township 4 North, Range 7 East, SLBM Sections 1, 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33 & 34, Township 5 North, Range 7 East, SLBM Sections 23, 24, 25, 26, 27, 28, 29, 31, 32, 33, 34, 35 & 36, Township 6 North, Range 7 East Sections 4, 5, 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 28, 29 & 30, Township 5 North, Range 8 East Sections 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, 32 & 33, Township 6 North, Range 8 East