

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 13A-1337T

IN THE MATTER OF THE APPLICATION OF SAGE TELECOM COMMUNICATIONS, LLC
FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER IN THE
STATE OF COLORADO FOR THE PURPOSE OF OFFERING WIRELESS LIFELINE
SERVICE.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
MELODY MIRBABA
EXTENDING DEADLINE TO
FILE ANSWER TESTIMONY**

Mailed Date: March 14, 2014

I. STATEMENT, FINDINGS, AND CONCLUSIONS

1. Only those portions of the procedural history necessary to understand this Decision are included.

2. On December 18, 2013, Sage Telecom Communications LLC filed an Application for Designation as an Eligible Telecommunications Carrier in the State of Colorado for the Limited Purpose of Offering Wireless Lifeline Service.

3. On January 17, 2014, the Colorado Office of Consumer Counsel filed a “Notice of Intervention of Right, Entry of Appearance and Request for Hearing.”

4. On January 27, 2014, Commission trial Staff (Staff) filed a Notice of Intervention as of Right, Entry of Appearance, and Notice Pursuant to Rules 1401 and 1007(a) and Request for Hearing.

5. On January 29, 2014, by Minute Order, the Commission referred this matter to an Administrative Law Judge (ALJ) for disposition.

6. By Decision No. R14-0205-I issued February 25, 2014, the ALJ scheduled a hearing and established procedural deadlines. As a part of that Decision, the ALJ ordered that each intervenor's answer testimony and exhibits shall be filed and served on March 14, 2014.

7. On March 14, 2014, Staff filed an "Unopposed Motion to Modify Answer Testimony Due Date" (Motion). The Motion requests that the deadline to file answer testimony be extended to April 1, 2014.¹ The Motion states that Staff conferred with all parties and that the parties do not object to the relief sought. As grounds for the Motion, Staff states that the parties are engaged in settlement discussions. Staff seeks additional time to file answer testimony so that the parties may continue to engage in settlement discussions, which may obviate the need to file answer testimony. The Motion does not seek to change any other procedural deadline.

8. The Motion asks that the response time to the Motion be waived as it is unopposed. For good cause shown, the ALJ will waive the response time to the unopposed Motion. Rule 1400(b), Rules of Practice and Procedure, 4 *Code of Colorado Regulations* 723-1.

9. The ALJ finds that Staff has shown good cause for an extension to the deadline to file answer testimony. The deadline shall be extended for all interveners.

II. ORDER

A. It Is Ordered That:

1. The deadline for the Colorado Office of Consumer Counsel and Commission trial Staff, to file their answer testimony is extended to 5:00 p.m. on April 1, 2014.

¹ The ALJ notes that the Motion does not seek to extend the deadline for interveners to file exhibits, which is also March 14, 2014. Because the Motion does not seek this relief, the ALJ will not disturb that deadline. A motion should be filed should interveners wish to extend the deadline to file exhibits.

2. No other matter addressed by Decision No. R14-0205-I is affected by this Decision.

3. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

MELODY MIRBABA

Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Doug Dean".

Doug Dean,
Director