

Decision No. R14-0351-I

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
GRANTING UNOPPOSED MOTION TO VACATE
PORTION OF PROCEDURAL SCHEDULE**

Mailed Date: April 2, 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 (Sage) 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. The Colorado Office of Consumer Counsel and Commission trial Staff (Staff) timely intervened in this proceeding.

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

5. By Decision No. R14-0205-I, the ALJ scheduled a hearing and established procedural deadlines. Based upon unopposed motions filed by Staff, the ALJ extended the

deadlines set by Decision No. R14-0205-I for interveners to file testimony and exhibits to April 1, 2014. Decision Nos. R14-0289-I and R14-0290-I.

6. On April 1, 2014, Sage filed an “Unopposed to Vacate a Portion of the Procedural Schedule and Request for Waiver of Response Time” (Motion). The Motion seeks to vacate portions of the procedural schedule set by Decision Nos. R14-0205-I, R14-0289-I, and R14-0290-I except for the deadline to file stipulations and settlements and the hearing date. As grounds, Sage states that the parties are engaged in settlement discussions and have reached a settlement in principal. The parties are close to finalizing an agreement to resolve all issues in this proceeding. Sage certifies that it has conferred with all parties and that the relief requested by the Motion is unopposed.

7. The Motion asks that the response time to it be waived since 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.

8. The ALJ finds that Sage has shown good cause to vacate the deadlines set by Decision Nos. R14-0205-I, R14-0289-I, and R14-0290-I except for the deadline to file stipulations and settlements and the hearing date. The ALJ will grant the Motion.

9. The hearing date shall remain untouched. The ALJ will consider whether a hearing is necessary after the parties file a stipulation resolving the disputed issues in this proceeding.

II. ORDER

A. It Is Ordered That:

1. The deadlines set by Decision Nos. R14-0290-I, R14-0289-I, R14-0205-I, to file answer testimony and exhibits, rebuttal testimony and exhibits, cross-answer testimony and exhibits, corrected testimony and exhibits, and prehearing motions are vacated.

2. Unless specifically modified by this Decision, Decision No. R14-0205-I remains in full force and effect, including: the deadline to file stipulations and settlements, the deadline to file a request to hold a final prehearing conference, the deadline to file statements of position, and the hearing date.

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