

**THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

Before Commissioners:                    Shari Feist Albrecht, Chair  
   Jay Scott Emler  
   Dwight D. Keen

In the Matter of the Audit of Comcast Phone of    )  
Kansas, LLC by the Kansas Universal Service    )  
Fund (KUSF) Administrator Pursuant to    )    Docket No. 18-CPKT-035-KSF  
K.S.A. 2016 Supp. 66-2010(b) for KUSF    )  
Operating Year 20, Fiscal Year March 2016-    )  
February 2017.    )

**ORDER GRANTING EXTENSION OF TIME**

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being fully advised in the premises, the Commission finds and concludes as follows:

1.        On August 1, 2017, the Commission directed GVNW Consulting, Inc. (GVNW) to perform an audit of Comcast Phone of Kansas, LLC (Comcast Phone or the Company) for Kansas Universal Service Fund (KUSF) purposes.<sup>1</sup>

2.        On May 16, 2018, GVNW filed its Audit Report covering GVNW's audit of Comcast Phone, stating the Company is current with its KUSF obligations.<sup>2</sup> The Audit report identified and described in detail three reporting deficiencies.<sup>3</sup>

3.        On May 29, 2018, Comcast Phone filed an additional Response to the Audit Report, asking for a Commission order that finds the following: (1) KUSF should not be applied on gross intrastate telephony revenues from March 2016 through June 2016; (2) Comcast Phone's notice of allocation methodology and confidential affidavit setting out the intrastate factors used dating back

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<sup>1</sup> *Order to Kansas Universal Service Fund Administrator to Commence Audit of Comcast Phone of Kansas, LLC and Order Setting Procedural Schedule* (Aug. 1, 2017).

<sup>2</sup> GVNW FY20 Final Audit Report of Comcast Phone of Kansas, p. 2 (May 16, 2018).

<sup>3</sup> *Id.* at p. 1-2.

to 2012 per GVNW's recommendation and as previously requested by Staff as a late-filed pleading are acceptable; and (3) Comcast IP Phone, LLC's recovery of KUSF on bills for VoIP service does not require modification.<sup>4</sup>

4. On July 12, 2018, the Commission issued its *Order Adopting GVNW Consulting, Inc.'s Audit Report and Recommendations* (Order).<sup>5</sup> The Order specifically adopted the three findings and recommendations identified by GVNW.<sup>6</sup>

5. On September 10, 2018, Comcast Phone filed a Motion for Extension of Time (Motion), asking the Commission to grant the Company an additional 21 days to comply with GVNW Audit Finding No. 3.<sup>7</sup> Comcast Phone noted the Commission's statement that the Company should request an extension if additional time became necessary for compliance.<sup>8</sup> Thus, Comcast Phone requested an extension "to submit sample invoices to GVNW, which clearly show the KUSF surcharge as a separate line item on subscriber bills."<sup>9</sup>

6. Pursuant to K.S.A. 82-1-217(b), the Commission may extend a compliance deadline for good cause shown. Based on the above, the Commission finds there is good cause to approve Comcast Phone's Motion and grant the Company a 21-day extension, until October 1, 2018, to comply with GVNW's Audit Finding No. 3.<sup>10</sup>

**THEREFORE, THE COMMISSION ORDERS:**

A. Comcast Phone's Motion seeking an additional 21 days, until October 1, 2018, to submit the sample invoices in compliance with GVNW's Audit Finding No. 3 is granted.

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<sup>4</sup> Response of Comcast Phone of Kansas, LLC to Audit Report, pp. 6-7 (May 29, 2018).

<sup>5</sup> *Order Adopting GVNW Consulting, Inc.'s Audit Report and Recommendations* (July 12, 2018).

<sup>6</sup> *Id.* at Ordering Clauses B-D.

<sup>7</sup> Motion of Comcast Phone of Kansas, LLC for Extension of Time, ¶¶ 3, 5 (Sept. 10, 2018).

<sup>8</sup> Motion, ¶ 5.

<sup>9</sup> Motion, ¶ 6.

<sup>10</sup> K.S.A. 82-1-217(b).

B. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).<sup>11</sup>

C. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further orders as it may deem necessary.

**BY THE COMMISSION IT IS SO ORDERED.**

Albrecht, Chair; Emler, Commissioner; Keen, Commissioner

Dated: 09/13/2018



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Lynn M. Retz  
Secretary to the Commission

MJD/sb

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<sup>11</sup> K.S.A. 66-118b; K.S.A. 77-503(c); K.S.A. 77-531(b).

**CERTIFICATE OF SERVICE**

18-CPKT-035-KSF

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of electronic service on 09/13/2018.

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/S/ DeeAnn Shupe

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