

**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 CLOSING DOCKET

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.¹

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.² The Audit report identified and described in detail three reporting deficiencies.³

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

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

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

³ *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.⁴

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

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. 3.⁷

6. On September 13, 2018, the Commission gave Comcast Phone until October 1, 2018 to submit sample invoices in compliance with GVNW's Audit Finding No. 3.⁸

7. On October 1, 2018, the Commission received a letter from GVNW, informing the Commission that "on September 25, 2018, Comcast Phone provided copies of the required subscriber bills with no discrepancies noted."⁹ Hence, GVNW recommended the Commission find Comcast Phone to be in compliance and close this docket.¹⁰

8. Based on GVNW's letter and recommendation, the Commission finds that Comcast Phone is in compliance with the Commission's July 12, 2018 Order, and this docket shall be closed.

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

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

⁶ *Id.* at Ordering Clauses B-D.

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

⁸ *Order Granting Extension of Time*, Ordering Clause A (Sept. 13, 2018).

⁹ Comcast Phone of Kansas, LLC FY20 Compliance Report from GVNW Consulting, Inc., p. 2 (Oct. 1, 2018).

¹⁰ *Id.*

THEREFORE, THE COMMISSION ORDERS:

- A. This docket is closed.
- 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).¹¹
- 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: 10/16/2018



Lynn M. Retz
Secretary to the Commission

MJD

¹¹ 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 _____.

KARLY WERNER, DIRECTOR, GOVERNMENT &
REGULATORY AFFAIRS
COMCAST PHONE OF KANSAS LLC
D/B/A COMCAST DIGITAL PHONE
10 RIVER PARK PLAZA
ST. PAUL, MN 55107
karly_werner@cable.comcast.com

NICOLE STEPHENS, KUSF ADMINISTRATOR MANAGER
GVNW CONSULTING, INC.
2930 MONTVALE DRIVE, STE. B
SPRINGFIELD, IL 62704
Fax: 719-594-5803
nstephens@gvnw.com

DAVID G. WINTER, SENIOR CONSULTANT
GVNW CONSULTING, INC.
2270 LA MONTANA WAY, Ste 100
COLORADO SPRINGS, CO 80918
Fax: 719-594-5803
dwinter@gvnw.com

MICHAEL DUENES, ASSISTANT GENERAL COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
m.duenes@kcc.ks.gov

WALKER HENDRIX, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
w.hendrix@kcc.ks.gov

AHSAN LATIF, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
a.latif@kcc.ks.gov

/S/ DeeAnn Shupe

DeeAnn Shupe