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Kansas Corporation Commission
/S/ Patrice Petersen-Klein

Received
on
MAR 30 2012
by
State Corporation Commission
of Kansas

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

In the Matter of a General Investigation into the Kansas Universal Service Fund Pursuant to K.S.A. 2010 Supp. 66-2008(c)	)))	Docket No. 12-GIMT-170-GIT

MOTION TO INTERVENE OUT OF TIME

COMES NOW Elkhart Telephone Company ("Elkhart") and moves the Kansas Corporation Commission ("Commission") for an order granting Elkhart leave to intervene in the above captioned matter out of time. In support of its Motion, Elkhart states:

1. On September 13, 2011, an Order Opening Docket, Designating Prehearing Officer, and Directing Active Parties to File Entry of Appearance, was filed with the Commission.

2. At the time this docket was opened, Elkhart had planned to simply monitor this proceeding and did not plan to become an active participant.

3. Given the fact the Commission Staff is now requesting Elkhart to answer discovery in this case and to incur costs with respect to answering discovery, Elkhart requests permission to intervene in the case out of time and to become an active participant in the case.

4. None of the parties hereto will be prejudiced by the Commission granting Elkhart's request to intervene out of time.

5. Elkhart agrees to receive all service, pleadings, testimony, briefs and orders by electronic service without a hard-copy follow-up as required by K.A.R. 82-1-216(a)(6), at the following email addresses: jflaherty@andersonbyrd.com, dkitch@alexicon.net and bscott@epictouch.com. For parties not utilizing electronic service, all documents relating to this docket are requested to be mailed to the undersigned and the following named individuals:

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Becky Scott
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WHEREFORE, Elkhart respectfully requests the Commission grant it leave to intervene in the above captioned docket out of time.

James G. Flaherty, #11177
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STATE OF KANSAS, FRANKLIN COUNTY, ss:

James G. Flaherty, of lawful age, being first duly sworn on oath, states: That he is an attorney for Elkhart Telephone Company; that he has read the above and foregoing Motion to Intervene Out of Time, knows the contents thereof; and that the statements contained therein are true.

James G. Flaherty

SUBSCRIBED AND SWORN to before me this 30th day of March, 2012.

NOTARY PUBLIC – State of Kansas
RONDA ROSSMAN
My Appt. Expires 5/25/2014

Notary Public

Appointment/Commission Expires:

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Entry of Appearance was served by electronic service on this 30th day of March, 2012, to the following parties who have waived receipt of follow-up hard copies.

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