

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

Received  
on

JUN 08 2012

In the Matter of Certification of Compliance )  
With Section 254(e) of the Federal )  
Telecommunications Act of 1996 and ) Docket No. 12-GIMT-715-GIT  
Certification of Appropriate Use of Kansas )  
Universal Service Fund Support. )

by  
State Corporation Commission  
of Kansas

**JOINT PETITION OF STATE INDEPENDENT ALLIANCE, INDEPENDENT  
TELECOMMUNICATIONS GROUP (COLUMBUS, ET AL.), SOUTHERN KANSAS  
TELEPHONE, MUTUAL TELEPHONE AND H&B CABLE SERVICE FOR LIMITED  
RECONSIDERATION, OR ALTERNATIVE MOTION FOR EXTENSION OF  
CERTAIN DATES**

The following groups and local exchange carriers (collectively the "movants") request limited reconsideration by the Commission of the Order Setting Filing Dates of June 6, 2012 herein. Alternatively, these carriers move that the Commission grant an extension of the filing dates for certain information as specified herein.

**I. BACKGROUND**

1. The following RLECs submit this Joint Petition and Reply:

Independent Telecommunications Group, Columbus et al. ("Columbus"):

Columbus Telephone Co., Inc.  
Cunningham Telephone Co., Inc.  
Gorham Telephone Co. Inc.  
H & B Communications, Inc.  
Home Telephone Co., Inc.  
LaHarpe Telephone Co. Inc.

Moundridge Telephone Co., Inc.  
Totah Communications, Inc.  
Twin Valley Telephone, Inc.  
Wamego Telecommunications Co., Inc.  
Wilson Telephone Co., Inc.  
Zenda Telephone Co., Inc.

State Independent Alliance ("SIA"):

Bluestem Telephone Company  
Blue Valley Tele-Communications, Inc.  
Craw-Kan Telephone Cooperative, Inc.

The Golden Belt Telephone Association,  
Inc.  
Haviland Telephone Company, Inc.

J.B.N. Telephone Company, Inc.  
KanOkla Telephone Association  
Madison Telephone, LLC  
MoKan Dial, Inc.  
Peoples Telecommunications, LLC  
The Pioneer Telephone Association, Inc.  
Rainbow Telecommunications  
Association, Inc.  
Rural Telephone Service Company, Inc.

S&A Telephone Company, Inc.  
The S&T Telephone Cooperative  
Association, Inc.  
South Central Telephone Association  
Sunflower Telephone Company, Inc.  
The Tri-County Telephone Association,  
Inc.  
United Telephone Association, Inc.  
Wheat State Telephone, Inc.

Southern Kansas Telephone Company and Mutual Telephone Company.

H&B Cable Service, Inc. (a competitive local exchange carrier and competitive eligible telecommunications carrier).

2. Commission Staff ("Staff") sent an electronic message May 24, 2012 to some eligible telecommunications carriers (ETCs) and to others, including some of the cost consultants utilized by rural local exchange carriers (RLECs). The message advised that this proceeding had been initiated, provided forms that RLECs would be required to complete in this proceeding, and notified the recipients that submission of the completed information would be required by July 2, 2012.

3. Almost immediately cost consultants for a number of these movants advised Staff that the required information could not be made available by July 2, as preparation of a portion of the ordered submissions depended on the completion of individual company cost studies neither otherwise required nor scheduled to be completed prior to the end of July, 2012. In prior years the Commission has not required preparation and submission of specific information (particularly attachments 2 and 4 for rural incumbent carriers) prior to the end of July, and nothing in recent federal orders would require the earlier submission of this particular information. Rather than

“streamline” the process (per ¶ 3 of the Commission’s Order), this new requirement would impose severe complications.

4. In further discussions with some consultants, Commission Staff agreed that companies served by some specific consultants consultants could reasonably defer submission of attachments 2 and 4 until July 27, 2012.

5. The movants are able to comply with all other portions of the ordered reporting by July 2, and no modification of that portion of the Commission’s Order Setting Filing Date is needed.

5. The other movants are similarly situated to those for whom an extension was agreed by staff. Each of them would face the same serious difficulties and substantial burdens, or outright impossibility, of compliance by the July 2 date specified in the Commission's order of June 6, 2012 as to Attachments 2 and 4.

6. As to movant H&B Cable System, Inc., a competitive eligible telecommunications carrier, these difficulties and burdens of compliance apply to Attachments 3 and 4.

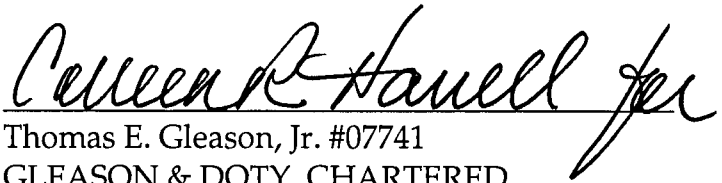
7. It would be unreasonable and contrary to the public interest to impose upon the movants a costly new obligation to require them and/or their respective cost consultants to prepare specific cost-related attachments by July 2, 2012. Such a requirement would impose significant additional expense and burden on these carriers, whose consultants provide similar services for small telephone companies nationwide and who cannot readily revise their established and extensive work schedules to meet such a requirement. Since there is no absolute requirement other than in the

Commission's Order that would impose this earlier schedule for submission, and since Staff has acknowledged by agreeing to an extension for one consulting firm that the later submission date (July 27) is sufficient to meet the parties' needs in this docket, it is reasonable and appropriate to grant such an extension to all movants.

8. Although the movants appreciate the expressed willingness of Commission Staff to consider and make allowance for the difficulties and hardships arising from a July 2 submission date, the parties are subject to the orders of this Commission as issued. It is not clear Staff alone has authority to grant an extension to the date specified in an order of the commission, particularly when that order is issued after Staff has expressed limited agreement to a later date. The reasonable extension to which Staff has agreed, to July 27, 2012 for attachments 2 and 4, should be made a specific order of the Commission and applicable to all movants.

WHEREFORE the movants request an order of the commission either granting limited reconsideration of the order of June 6, 2012 or alternatively granting a limited extension of the submission deadlines specified in that order, specifically providing that movants may submit their respective Attachments 2 and 4 ( in the case of movant H&B Cable Systems, Attachments 3 and 4) not later than July 27, 2012, and for such other and further relief as the Commission deems just and equitable.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Thomas E. Gleason, Jr.", written over a horizontal line.

Thomas E. Gleason, Jr. #07741

GLEASON & DOTY, CHARTERED

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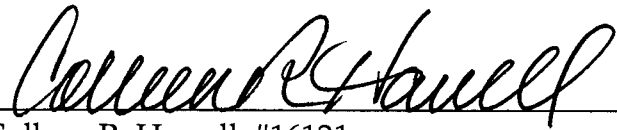
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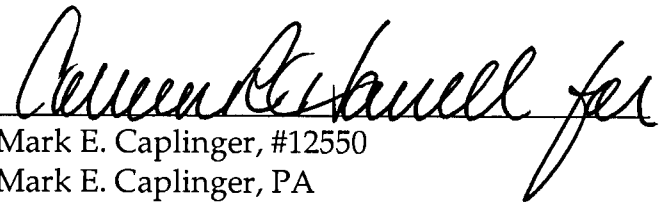
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Attorneys for the State Independent Alliance

A handwritten signature in black ink, appearing to read "Mark E. Caplinger", is written over a horizontal line.

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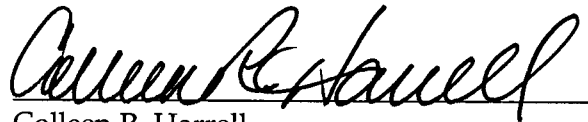
Attorney for Southern Kansas Telephone  
Company, Inc. and Mutual Telephone  
Company

VERIFICATION

STATE OF KANSAS                    )  
  )     SS:  
COUNTY OF SHAWNEE            )

Colleen R. Harrell, of lawful age being first duly sworn upon oath states:

That she is the attorney for the State Independent Alliance companies named in paragraph 1 in this matter, that she has read and is familiar with the foregoing Joint Petition, and that the statements made therein are true and correct to the best of her information, knowledge, and belief.

  
Colleen R. Harrell

Subscribed to and sworn to before me Friday, June 8, 2012.

  
Notary Public

My appointment expires: *March 2, 2013*





**CERTIFICATE OF SERVICE**


I certify that on Friday, June 8, 2012, a true and correct copy of the above and foregoing "Joint Petition" was placed in the United States Mail, postage prepaid and addressed to the entities on the "Service List" maintained by the Commission, as follows:

ROBERT A. FOX, SENIOR LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD ROAD  
TOPEKA, KS 66604-4027

SUSAN B. CUNNINGHAM, COUNSEL  
SNR DENTON US LLP  
7028 SW 69TH ST  
AUBURN, KS 66402-9421

And to the following indicated in the Order Opening Docket as being made a party to this docket and being required to be served with copies of documents filed in this docket:

The CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD ROAD  
TOPEKA, KS 66604-4027

  
\_\_\_\_\_  
Colleen R. Harrell

LAW OFFICES  
JAMES M. CAPLINGER, CHARTERED  
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JAMES M. CAPLINGER  
JAMES M. CAPLINGER, JR.  
COLLEEN R. HARRELL

June 8, 2012

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Patrice Petersen-Klein  
Executive Director  
Kansas Corporation Commission  
1500 SW Arrowhead Road  
Topeka, KS 66604

In re: Docket No. 12-GIMT-715-GIT

Dear Ms. Petersen-Klein:

We are enclosing the original and seven copies of a Joint Petition of State Independent Alliance, Independent Telecommunications Group (Columbus, et al.), Southern Kansas Telephone, Mutual Telephone and H&B Cable Service for Limited Reconsideration, or Alternative Motion for Extension of Certain Dates in the above-referenced docket.

If the Commission or Staff have any questions with regard to the filing, please contact this office.

Sincerely,

  
Colleen R. Harrell

CRH/mg  
enclosures

