THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners:

Dwight D. Keen, Chair Shari Feist Albrecht Susan K. Duffy

In the Matter of the Application and Request of)Blue Valley Tele-Communications, Inc. for an)Increase in its Cost-Based Kansas Universal)Service Fund Support)

Docket No. 20-BLVT-218-KSF

SUSPENSION ORDER: JULY 6, 2020

NOW, the above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having reviewed its files and records and being duly advised in the premises, the Commission makes the following findings:

1. On November 8, 2019, Blue Valley Tele-Communications, Inc. (Blue Valley) filed an Application seeking an additional \$2,483,588 in annual Kansas Universal Service Fund (KUSF) support. Blue Valley currently receives approximately \$623,217 annually to support universal service in rural areas.¹

2. K.S.A. 66-2008(f) states in part: "[w]ith respect to any request for additional supplemental funding from the KUSF and any audit of a rural telephone company's KUSF support, the commission shall act expeditiously, and shall be subject to the 240-day deadline for rate case applications pursuant to K.S.A. 66-117, and amendments thereto.

3. K.S.A. 66-117(c) states in part: "[t]he commission shall not delay the effective date of the proposed change in rate, joint rate, toll, charge or classification or schedule of charges, or in any rule or regulation or practice pertaining to the service or rates of any such public utility or common carrier, more than 240 days beyond the date the public utility or common carrier filed its

¹http://kcc.ks.gov/images/PDFs/telecommunications/kusfsupport.pdf

application requesting the proposed change. If the commission does not suspend the proposed schedule within 30 days of the date the same is filed by the public utility or common carrier, such proposed schedule shall be deemed approved by the commission and shall take effect on the proposed effective date."

4. A full investigation of Blue Valley's request, which may result in a hearing, is deemed necessary and proper. Absent suspension of Blue Valley's request, Commission Staff is without sufficient time to fully review, consider, and analyze whether the requested KUSF support increase should be approved.

5. The Commission finds and concludes that suspension of any potential effectiveness Blue Valley's request is required to allow sufficient time for full investigation of this matter. The effective date of proposed request shall be suspended for a period not to exceed 240 days from the date the Application was made, November 8, 2019, until July 6, 2020. A Commission decision may be issued before such date.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. Any decision regarding Blue Valley's Application shall be deferred until July 6,
2020. The Commission may issue a decision before such date.

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).

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

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BY THE COMMISSION IT IS SO ORDERED.

Keen, Chair; Albrecht, Commissioner; Duffy, Commissioner

Dated: _____

Lynn M. Ref

Lynn M. Retz Executive Director

MRN

CERTIFICATE OF SERVICE

20-BLVT-218-KSF

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of

electronic service on 11/21/2019

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/S/ DeeAnn Shupe DeeAnn Shupe