

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

In the Matter of the Complaint of)	
Ideatek Telcom, LLC (Complainant))	
Against Wamego Telecommunications)	
Company, Inc., (Respondent) to)	Docket No. 19-WTCT-393-COM
Require Wamego to (1) Port)	
Customers and (2) Refrain from)	
Taking Any Action that Could Result)	
in the Blocking of Customer Calls.)	

**RESPONSE TO OBJECTION OF IDEATEK TELCOM, LLC TO
PETITION TO INTERVENE OF THE STATE INDEPENDENT ALLIANCE**

COME NOW the rural local exchange carriers (“RLECs”) identified on Attachment “A” hereto and for their response to the April 8, 2019 Objection of Ideatek to the Petition to Intervene of State Independent Alliance (“Objection”) show the Commission as follows:

1. As noted at paragraphs 1 and 2 of its Objection, Ideatek filed its complaint against Wamego on March 26, 2019, and on March 29, 2019, sixteen RLECs the undersigned identified as the “State Independent Alliance” filed a Petition to Intervene. Also in paragraph 2 of its Objection, Ideatek refers to SIA as an “association of rural telephone companies.” Further, in its April 16, 2019 Order in this docket, at paragraph 17, the Commission referred to SIA as a “trade organization.”

2. For purposes of clarity, the RLECs represented in the SIA Petition to Intervene and in this Response are not a “trade organization” and are simply the client group of the undersigned counsel. The moniker “State Independent Alliance” has long been used to refer to those clients but that name is nothing more than a simplified way to refer to all sixteen companies.

3. In its Objection, Ideatek asserts that “it is clear that SIA intends to inject into this docket issues that will result in a major expansion of the case, thus hindering the orderly and

prompt conduct of the proceeding.” This is simply not true and Ideatek has not identified a single one of these “clear” issues that SIA will allegedly interject into this proceeding. SIA noted in its Petition that the issues identified by the Hearing Examiner in Docket No. 19-RRLT-277-COM were numerous, broad, and industry affecting and cited the likelihood that those industry issues appeared to have the potential to arise in this docket. Should those industry issues arise in this docket as in the 19-277 docket then SIA must have the ability to participate fully. SIA has absolutely no intention to “inject” any specific issue into any specific, limited dispute solely between Ideatek and Wamego, of which SIA has no knowledge.


4. A paragraph 7 of its Objection, Ideatek states that “SIA has not represented that its sixteen different companies are completely aligned for purposes of this proceeding.” Ideatek and its counsel have no more knowledge of how the SIA RLECs as clients of the undersigned are “aligned” than any of the SIA RLECs or the undersigned have knowledge of how any number of same-industry clients represented by Ideatek’s counsel are “aligned” for any purpose. The Commission should wholly disregard this assumption as inaccurate and completely without basis in fact. Further, there is no requirement in K.S.A. 77-521(a) and K.A.R. 82-1-225(a), or even in K.S.A. 77-521(b) and K.S.A. 82-1-225(b) that a group of entities petitioning to intervene must be “completely” aligned.

5. Ideatek goes on in that same paragraph to note that “at least two of SIA’s member companies already ports and trades traffic with Ideatek without cost or negotiated agreement today.” This statement simply reinforces the necessity of SIA’s intervention in this docket and is an admission by Ideatek that issues decided in this docket will have direct impact on at least two other SIA RLECs, and have the likelihood of having impact on fourteen others.

WHEREFORE, for the reasons stated above, the RLECs identified in Attachment A request the Commission grant its petition to intervene in this matter and allow them to participate fully, and for such other and further relief as the Commission deems just and equitable.

Respectfully submitted,

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VERIFICATION

I, the undersigned, hereby certify under penalty of perjury pursuant to K.S.A. 53-601 that I am an attorney for the rural local exchange carriers listed in attachment A hereto and that the foregoing is true and correct. Executed on April 22, 2019.



Colleen R. Jamison

CERTIFICATE OF SERVICE

I, the undersigned, certify that a true and correct copy of the above and foregoing Petition to Intervene was served via electronic service this 22nd day of April 2019, to the following:

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Colleen R. Jamison

ATTACHMENT A

Blue Valley Tele-communications, Inc.
Craw-Kan Telephone Cooperative, Inc.
Golden Belt Telephone Association, Inc.
Haviland Telephone Company, Inc.
JBN Telephone Company, Inc.
KanOkla Telephone Association
Madison Telephone, LLC
MoKan Dial, Inc.
Peoples Telecommunications, LLC
The Pioneer Telephone Association, Inc.
Rainbow Telecommunications Association, Inc.
S&A Telephone Company, Inc.
The S&T Telephone Cooperative Association, Inc.
South Central Telephone Association, Inc.
The Tri-County Telephone Association, Inc.
United Telephone Association, Inc.