

**THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

Before Commissioners: Shari Feist Albrecht, Chair
 Jay Scott Emler
 Pat Apple

In the Matter of the Application and)
Request of the S&T Telephone Cooperative,) Docket No. 14-S&TT-525-KSF
Inc., for an Increase in its Cost-Based)
Kansas Universal Service Fund Support.)

ORDER SETTING PROCEDURAL SCHEDULE

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and determination. Having examined its files and records and being fully advised in the premises, the Commission finds and concludes as follows:

1. On May 15, 2014, the S&T Telephone Cooperative, Inc. (S&T) filed an Application with the Commission requesting it to issue an order directing the Kansas Universal Service Fund (KUSF) administrator to increase S&T's annual KUSF high-cost support from \$415,334 per year to \$2,035,539 per year.

2. The Commission issued a Suspension Order in this docket on June 5, 2014, deferring the decision date until January 12, 2015.

3. **Schedule.** On June 10, 2014, the parties (Commission Staff and S&T) filed a Joint Motion to Establish Procedural Schedule. After review and consideration of the parties' recommended schedule, the Commission adopts the following procedural schedule:

<u>DATE</u>	<u>TIME</u>	<u>ACTION</u>
Tuesday, September 30, 2014	3:00 p.m.	Staff & Intervenor Direct Testimony
Tuesday, October 7, 2014	3:00 p.m.	Cross-Answering Testimony

Tuesday, October 14, 2014	3:00 p.m.	S&T Rebuttal Testimony
Friday, October 17, 2014	10:30 a.m.	Settlement Conference
Tuesday, October 21, 2014		Discovery cut-off
Thursday, October 23, 2014	3:00 p.m.	Settlement Agreement with Supporting Testimony Due
Thursday, October 23, 2014		List of Contested Issues
Wednesday, October 29, 2014	9:00 a.m.	Prehearing Conference
Wednesday, October 29, 2014		Prehearing Motions Cut-off
Thursday, November 6, 2014	9:00 a.m.	Evidentiary Hearing
Wednesday, November 26, 2014	3:00 p.m.	S&T Post-Hearing Brief
Wednesday, December 3, 2014	3:00 p.m.	Staff & Intervenor Responsive Briefs
Wednesday, December 10, 2014	3:00 p.m.	S&T Reply Brief
Monday, January 12, 2015		Commission Order

4. **Settlement.** The Settlement Conference is scheduled for October 17, 2014. If a settlement is reached, the parties shall file testimony in support of the Stipulation and Agreement by October 23, 2014. When filing a motion seeking approval of a unanimous Stipulation and Agreement, the parties shall provide a proposed order approving the Stipulation and Agreement to the Prehearing Officer, also by October 23, 2014. The proposed order should include the relevant procedural history, the terms of the Stipulation and Agreement, and analysis under the five factor test for approval of settlement agreements from Docket No. 08-ATMG-280-RTS.

5. **Prehearing Conference and Evidentiary Hearing.** A prehearing conference will be needed before an evidentiary hearing to address any pending matters, to establish procedures to use during the evidentiary hearing, and to consider any other prehearing issues that

will promote the orderly and prompt conduct of this proceeding.¹ To this end, the Commission sets the Prehearing Conference to begin on October 29, 2014, at 9:00 a.m. in the Third Floor Hearing Room of the Commission's Offices, 1500 SW Arrowhead Road, Topeka, Kansas 66604-4027. Prehearing Officer Jay P. Van Blaricum, telephone 785-271-3186, email address j.vanblaricum@kcc.ks.gov, will preside. Any party who fails to attend or participate in the Prehearing Conference or in any other stage of this proceeding may be held in default under the Kansas Administrative Procedure Act (KAPA).² At the Prehearing Conference, this proceeding may, without further notice, be converted into a conference hearing or a summary proceeding for disposition of the matter as provided by the KAPA.³

6. In addition to the Prehearing Conference discussed above, the Commission schedules the Evidentiary Hearing, with the Commission presiding, to begin on November 6, 2014, at 9:00 a.m. and continue as needed and ordered by the Commission, in the First Floor Hearing Room of the Commission's Offices, 1500 SW Arrowhead Road, Topeka, Kansas 66604-4027, telephone 785-271-3100. Any party who fails to attend or participate in the hearing or any other stage of this proceeding may be held in default under the KAPA.⁴

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

- A. The Commission adopts the procedural schedule set forth above at paragraph 3.
- B. In the event of unanimous settlement, the parties shall prepare a proposed order approving the agreement, as set forth in paragraph 4.

¹ K.S.A. 77-517; K.A.R. 82-1-222.

² K.S.A. 77-516(c)(8); K.S.A. 77-520.

³ K.S.A. 77-516(c)(7).

⁴ K.S.A. 77-516(c)(8); K.S.A. 77-520.


C. Parties have fifteen (15) days, plus three (3) days if service of this order is by mail, from the date this Order was served in which to petition the Commission for reconsideration of any issue or issues decided herein.⁵

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

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Emler, Commissioner; Apple, Commissioner

Dated: JUN 19 2014


ORDER MAILED JUN 20 2014

Executive Director

JV

⁵ K.S.A. 66-118b; K.S.A. 2013 Supp. 77-529(a)(1).

PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET
TO THE FOLLOWING:

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
NICOLE STEPHENS, KUSF ADMINISTRATOR MANAGER GVNW CONSULTING, INC. 3220 PLEASANT RUN SUITE A SPRINGFIELD, IL 62711		
COLLEEN R. JAMISON JAMES M. CAPLINGER, CHARTERED 823 SW 10TH AVE TOPEKA, KS 66612-1618		
MICHAEL NEELEY, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD RD TOPEKA, KS 66604-4027 ***Hand Delivered***		
JAY VAN BLARICUM, ADVISORY COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD RD TOPEKA, KS 66604-4027 ***Hand Delivered***		
OTTO NEWTON, LITIGATION COUNSEL 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604 ***Hand Delivered***		

ORDER MAILED JUN 20 2014

The Docket Room hereby certified that on this _____ day of _____, 20____, it caused a true and correct copy of the attached ORDER to be deposited in the United States Mail, postage prepaid, and addressed to the above persons.