

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

Before Commissioners: Dwight D. Keen, Chair
 Shari Feist Albrecht
 Jay Scott Emler

In the Matter of the Complaint of Ideatek)
Telecom, LLC against Nex-Tech and Rural)
Telephone Service Company Regarding) Docket No. 19-RRLT-277-COM
Disconnection of Service, Request for)
Interim Ruling and Request for Expedited)
Review.)

ORDER APPOINTING EXAMINER PURSUANT TO K.A.R. 82-1-220a(f)

This matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having reviewed the pleadings and record, the Commission makes the following findings:

1. On January 18, 2019, Ideatek Telecom, LLC (Ideatek) filed a Complaint and Request for Expedited Review and Request for Interim Ruling to resolve the on-going disputes between Ideatek and Nex-Tech and its parent company, Rural Telephone Service Co. (Rural) and to prevent Nex-Tech and Rural from disconnecting service to Ideatek.

2. On December 18, 2018, Rural sent an invoice to Ideatek for \$1,946.13, accompanied by a letter informing Ideatek that service would be disconnected if payment was not made by January 18, 2018.¹

3. Ideatek asserts its Complaint is eligible for expedited treatment under K.A.R. 82-1-220a.² Pursuant to K.A.R. 82-1-220a(f), the Commission may designate anyone from the Office of Legal Counsel, litigation counsel, or technical staff to serve as an examiner in this expedited

¹ Complaint and Request for Expedited Review and Request for Interim Ruling, Jan. 18, 2019, ¶ 14.

² *Id.*, ¶ 20.

proceeding. The designated examiner has discretion to determine whether expedited treatment is warranted.³ If the examiner finds expedited review is warranted, he shall schedule a meeting within 10 business days after the Complaint was filed.⁴ If the examiner determines expedited treatment is not warranted, he shall notify the parties in writing no more than 10 business days after the Complaint was filed.⁵

4. During the pendency of this Docket, the examiner shall oversee the discussions between the parties and may act as a mediator or negotiator and may issue an interim ruling.⁶ The interim ruling is considered a non-final order and remains in effect throughout the Complaint process.⁷

5. Pursuant to K.A.R. 82-1-220a(f), the Commission designates Walker Hendrix, 1500 SW Arrowhead Road, Topeka, KS 66604-4027, telephone number (785) 271-3157, w.hendrix@kcc.ks.gov to serve as the examiner in this Docket.

THEREFORE, THE COMMISSION ORDERS:

- A. Walker Hendrix is designated as the examiner in this Docket.
- 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).⁸
- C. The Commission retains jurisdiction over the subject matter and the parties to enter further orders as it deems necessary.

³ K.A.R. 82-1-220a(f).

⁴ *Id.*

⁵ K.A.R. 82-1-220a(g).

⁶ K.A.R. 82-1-220a(h).

⁷ *Id.*

⁸ K.S.A. 66-118b; K.S.A. 77-503(c); K.S.A. 77-531(b).

BY THE COMMISSION IT IS SO ORDERED.

Keen, Chair; Albrecht, Commissioner; Emler, Commissioner

Dated: 01/31/2019

A handwritten signature in cursive script, reading "Lynn M. Retz".

Lynn M. Retz
Secretary to the Commission

BGF

CERTIFICATE OF SERVICE

19-RRLT-277-COM

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of electronic service on 01/31/2019.

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