

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1721

In the Matter of

DOUGLAS SERVICES, INC., dba
DOUGLAS FASTNET,

Application for Designation as an
Eligible Telecommunications Carrier and
for Designation as an Eligible
Telecommunications Provider in the
State of Oregon

RULING

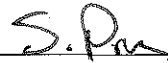
**DISPOSITION: DEADLINE FOR REPLY TO RESPONSES TO
PETITION TO INTERVENE ESTABLISHED**

On May 6, 2015, Comspan Communications, Inc. (Comspan) filed a petition to intervene in this docket. Douglas Services, Inc., dba Douglas FastNet and Commission Staff filed responses objecting to Comspan's petition to intervene. Staff argues that the petition is premature because the docket has not been designated a contested case proceeding. Staff and Douglas FastNet both argue that, even if considered on the merits, the petition to intervene should be denied because the issues Comspan intends to address unreasonably broaden the scope of the docket and would delay the proceedings.

Comspan's petition to intervene is premature given the procedural status of this matter. At this time, the Commission is using its open meeting process to address Douglas FastNet's applications. Under this informal process, the Commission Staff will make a recommendation on the filing at the Commission's May 19, 2015 Public Meeting. Any person may file comments in response to Staff's recommendation, or appear at the public meeting to provide comments directly to the Commissioners. At the public meeting, the Commission will generally resolve the application based on Staff's report and any comments received. Accordingly, there is no purpose in granting party status at this point, since Comspan already has the right to fully participate in the open meeting process. The petition to intervene may become appropriate if the Commission is unable to resolve the matter at the public meeting and initiates a contested case process. In that case, party status is needed to grant persons the ability to engage in discovery, file testimony, and participate in hearings.

In the event that the petition to intervene becomes relevant, the time constraints in this docket make it appropriate to set a deadline for Comspan to address the substantive objections raised by Staff and Douglas FastNet before the public meeting. Comspan may file a reply by close of business May 14, 2015. If the Commission does not designate this docket as a contested case proceeding at the May 19, 2015 Public Meeting, Comspan's petition to intervene will be deemed denied. If a contested case proceeding is opened, the petition to intervene will be addressed at that time.

Dated this 11th day of May, 2015, at Salem, Oregon.



Shani Pines
Administrative Law Judge