

From: Eisenberg, Paul [mailto:peisenberg@suncadia.com]

Sent: Monday, July 08, 2013 3:17 PM

To: Public Involvement (UTC); Vasconi, Mark (UTC); Weinman, William (UTC); Roth, Jing (UTC); Russell, Kristen (UTC)

Cc: Beck, Roger; Polak, Jodi; Thresher, Christina; Chris Addicott; Brooks, Harlow (bharlow@fcclaw.com)

Subject: Docket UT-130948 Inland Request to Remove Suncadia from its regulated service area

WUTC, Mr. Vasconi, Mr. Weinman, Ms. Roth, Ms. Russell,

We request that the WUTC delay the removal of the Suncadia Resort from Inland Telephone's service area. We received our first notice on this matter this morning (July 8) for a proposed action on July 11. The services provided by Inland support our resort operations internal network, telephone switch, point of sales, web connections, and others supporting the operation of our 254 room lodge, 3 golf courses, the Swim and Fitness Center, The Tumble Creek Club, The Suncadia Club, our real estate sales operations, our real estate development and construction operations, our internal communications with our Denver and Bentwood corporate headquarters, and more. We submit the following comments and we request an adequate extension of time to evaluate and respond to this matter for the reasons more fully stated below:

We received the attached letter regarding Inland Telephone's intention to remove the 6,400 acre Suncadia Destination Resort from Inland's ILEC service territory. The letter was dated July 5, was received on July 8 for a hearing on July 11. This is Inland's second attempt to remove the resort from its territory, and we currently receiving essential telephone and data services from Inland for our resort operations. Our prior comments are in the record. If removed from regulatory oversight, there will be no control over our costs for these services without either regulatory oversight, or a long term price contract. In addition, this is a complex matter with some implications for development, and we require specialized legal advice. Our previous telecommunications attorney, John West, who represented us in a prior similar matter, recently retired. Our other telecommunications legal counsel, Brooks Harlow, recently moved to Washington DC. We are checking to see if Mr. Harlow is available to assist us, or find new counsel to advise us on this and other matters but may not be able to complete this in time to obtain adequate advice on this extremely short time frame. We request that this matter be deferred at least 30 days to allow adequate time for Suncadia to evaluate the options and impacts of such a decision. We also need to evaluate our alternative means of receiving equivalent services should we be unable to continue services from Inland on acceptable terms. We need to understand such alternatives in advance of deregulation of our current services. The WUTC should be aware that there are numerous individual property owners within Suncadia, including commercial and residential properties, owned by over 1,000 unrelated parties. It is possible that this decision could affect those owners, none of whom have received any notice of this proposed action.

I spoke with James Brooks of Inland but nothing conclusive has yet resulted. We expressed our concern over the extremely short notice we've been given, the lack of any communication to us from WUTC staff, and our concerns over potential rate increases.

We ask that the WUTC delay any action or allow approval of this change until we can resolve these issues, and that the WUTC take our concerns into consideration in making a final decision.

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