

March 10, 2006, stating that Mr. Greene had Qwest long distance service from February 6, 2004, through December 3, 2005, when Qwest received an order from PNG Telecommunications to switch the service. Qwest stated Mr. Greene called on January 12, 2006, to switch long distance service back to Qwest.

Board staff's inquiry to Promise Vision was answered by UAT, apparently on behalf of Promise Vision, stating that Mr. Greene signed up for its long distance service on November 29, 2005. UAT enclosed a recording of an alleged third-party verification. UAT stated that Mr. Greene called to cancel the service on January 12, 2006.

On March 29, 2006, Board staff forwarded a copy of the recording to Mr. Greene for response. After reviewing the recording, Mr. Greene told Board staff he did not authorize the change in service to Promise Vision and that the taped verification had been altered to make it appear as if he authorized the change in service.

On April 13, 2006, Board staff issued a proposed resolution finding that slamming occurred in this matter. Staff concluded that Mr. Greene did not intend to change his long distance service. Staff indicated it believed the verification tape had been altered. The proposed resolution directed UAT to cancel the account and credit the outstanding balance.

In its April 24, 2006, petition, Consumer Advocate argues the proposed resolution should be augmented with a civil penalty. Consumer Advocate asserts a civil penalty is necessary to deter future violations and because a credit alone will not

stop the unlawful practice of slamming. UAT has not responded to Consumer Advocate's petition.

The Board has reviewed the record to date and finds there are reasonable grounds to warrant further investigation of this matter. The Board will grant Consumer Advocate's petition for a proceeding to consider a civil penalty but will delay establishing a procedural schedule to allow UAT an opportunity to respond to Consumer Advocate's petition.

IT IS THEREFORE ORDERED:

1. The "Petition for Proceeding to Consider Civil Penalty" filed by the Consumer Advocate Division of the Department of Justice on April 24, 2006, is granted. File C-06-50 is docketed for formal proceeding, identified as Docket No. FCU-06-37.

2. United American Technologies is directed to file a response to Consumer Advocate's petition within 30 days of the date of this order.

UTILITIES BOARD

/s/ John R. Norris

/s/ Diane Munns

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Curtis W. Stamp

Dated at Des Moines, Iowa, this 7th day of June, 2006.