

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: IOWA TELECOMMUNICATIONS SERVICES, INC., d/b/a IOWA TELECOM	DOCKET NO. TF-06-344
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ORDER SUSPENDING TARIFF

(Issued January 19, 2007)

On December 29, 2006, Iowa Telecommunications Services, Inc., d/b/a Iowa Telecom (Iowa Telecom), filed with the Utilities Board (Board) a proposed revision to its Tariff Iowa No. 1 (Tariff) that, among other things, proposes to increase the rate for residential single line flat-rated service to \$19.99 per month. Iowa Telecom requested an effective date of February 1, 2007, for its proposed tariff revision.

On January 12, 2007, the Consumer Advocate Division of the Department of Justice (Consumer Advocate) filed an objection to Iowa Telecom's proposed tariff revision. Consumer Advocate states that the rate proposed by Iowa Telecom exceeds the \$19 per month limit imposed by 2005 Iowa Acts, House File 277, Iowa Code § 476.1D(1)(c).

On January 18, 2007, Iowa Telecom filed a resistance to Consumer Advocate's objection, stating that the statute contemplates an inflation-based increase independent of the stated \$19 per month limit for single line flat-rated service.

The issue raised by Consumer Advocate and rebutted by Iowa Telecom is a legal question of statutory interpretation and there are no facts in dispute. However, the Board will suspend Iowa Telecom's proposed tariff filing for further consideration regarding the interpretation of the controlling statute. Because the parties raise a strictly legal issue, the Board will not schedule a hearing. In addition, both parties have adequately stated their positions in their filings and no additional briefing is necessary.

IT IS THEREFORE ORDERED:

The proposed tariff revision filed by Iowa Telecommunications Services, Inc., d/b/a Iowa Telecom, on December 29, 2006, and identified as TF-06-344, is suspended as described in this order.

UTILITIES BOARD

/s/ John R. Norris

/s/ Curtis W. Stamp

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

Dated at Des Moines, Iowa, this 19th day of January, 2007.