#### STATE OF INDIANA

#### INDIANA UTILITY REGULATORY COMMISSION

APPLICATION OF LTD BROADBAND	), LLC FOR )	
DESIGNATION AS AN	ELIGIBLE )	
TELECOMMUNICATIONS CARRIER	FOR THE	CAUSE NO. 41052 ETC 96
PURPOSE OF PROVIDING	SERVICES )	CAUSE NO. 41032 ETC 90
SUPPORTED BY THE FCC'S RURA	L DIGITAL )	
OPPORTUNITY FUND	)	

# INDIANA OFFICE OF UTILITY CONSUMER COUNSELOR'S VERIFIED MOTION FOR LEAVE TO WITHDRAW ITS MARCH 31, 2021 REQUEST FOR ADMINISTRATIVE NOTICE

Pursuant to 170 I.A.C. 1-1.1-12(a), the Indiana Office of Utility Consumer Counselor ("OUCC"), by its undersigned Deputy Consumer Counselor, respectfully moves the Indiana Utility Regulatory Commission ("Commission") to grant the *OUCC's Verified Motion for Leave to Withdraw its March 31, 2021 Request for Administrative Notice* ("Verified Motion") in this Cause, for the reasons stated below:

- 1. On March 31, 2021, the OUCC filed a request for the Commission to take administrative notice of two public FCC documents, one issued by and one filed with the FCC, concerning the Petitioner, LTD Broadband LLC ("LTD" or "Petitioner"), copies of which were attached to the OUCC's Request for Administrative Notice and marked as "OUCC Admin Notice 1" and "OUCC Admin Notice 2" (collectively, "the Two Documents").
- 2. On April 8, 2021, the Commission issued a Docket Entry directing the OUCC to file a statement of the specific facts in the Two Documents for which the OUCC was seeking Administrative Notice, consistent with the Commission's recently updated administrative rules, specifically 170 I.A.C. 1-1.1-21.5(b)(1).

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3. In light of the fact the OUCC does not have a witness in this case to sponsor the pertinent documents and upon further consideration, the OUCC does not want to proceed with its

request for administrative notice and hereby requests permission to withdraw its March 31, 2021

Request for Administrative Notice of the Two Documents.

WHEREFORE, the undersigned respectfully requests that the Presiding Officers grant the

OUCC's Verified Motion at the earliest possible date and show the OUCC's March 31, 2021

Request for Administrative Notice withdrawn.

Respectfully submitted,

Karol H. Krohn, Attorney No. 5566-82

Deputy Consumer Counselor

**AFFIRMATION** 

The undersigned hereby swears and affirms that the statements in the foregoing Verified Motion are true and correct to the best of her knowledge and belief.

Karol H. Krohn, Attorney No. 5566-82

**Deputy Consumer Counselor** 

## **CERTIFICATE OF SERVICE**

The undersigned counsel hereby certifies that on the 22nd day of April, 2021, the foregoing *Indiana Office of Utility Consumer Counselor's Verified Motion for Leave to Withdraw its March 31, 2021 Request for Administrative Notice* was filed through the Commission's Electronic Filing System ("EFS") and a copy was served electronically, via e-mail, upon all counsel of record, with courtesy copies to others interested in this proceeding, as listed below:

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