

Individual Report for Docket Number : TC06-191

Docket Title:

IN THE MATTER OF ECHOSTAR SATELLITE LLC OWNING THE TRADEMARK DISH NETWORK'S FAILURE TO REGISTER AS A TELEMARKETER AND THE SOLICITATIONS IT MADE TO THOSE REGISTERED ON THE DO NOT CALL LIST

Open Date : 11/15/2006

Close Date : 10/30/2007

Days Open : 349

Filing Type :

TC

Tax ID # :

Attorney :

KS

Staff :

DG

Primary Appeal Information

Appeal Date :

Appellant :

Decision Date :

Appeal Location :

Current Status :

Description of Above Decision :

Secondary Appeal Information

Appeal Date :

Appellant :

Decision Date :

Appeal Location :

Current Status :

Description of Above Decision :

IN THE MATTER OF DISH NETWORK'S FAILURE TO REGISTER AS A TELEMARKETER AND THE SOLICITATIONS IT MADE TO THOSE REGISTERED ON THE DO NOT CALL LIST Filed 11/15/2006; Pending.

Irregular

Irregular's E-Mail Addresses:

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Irregular's Fax Numbers:

(303) 723-3928

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Docket Notes :

11/15/06 - Letter and Motion for Order to Show Cause - M:puc/commission/dockets/telecom/2006/tc06-191/motionshowcause.pdf

11/16/06 - Weekly Filings - M:puc/commission/weeklyfilings/2006/1109-1115.htm

11/27/06 - Received Certified Mail Green Card - M:puc/commission/dockets/telecom/2006/tc06-191/certified.pdf

12/05/06 - Letter Response from EchoStar Satellite L.L.C. - M:puc/commission/dockets/telecom/2006/TC06-191/response.pdf

01/09/07 - Order for and Notice of Show Cause Hearing - M:puc/commission/orders/telecom/2007/tc06-191sch.pdf

03/01/07 - Amended Order for and Notice of Show Cause Hearing - M:puc/commission/orders/telecom/2007/tc06-191amended.pdf

01/24/07 - Received Certified Mail Green Card - M:puc/commission/dockets/telecom/2006/TC06-191/certified012407.pdf

03/13/07 - Letter and Notice of Appearance (William M. Van Camp) - M:puc/commission/dockets/telecom/2006/TC06-191/ltr031307.pdf

03/19/07 - The Following Items are Responses to Staff's Data Request:

03/19/07 - ePLTD Contract Extension Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\03.08.05 ePLTD Contract Extension.pdf

03/19/07 - Direct Dish and Dish Direct Retailer List Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\03.15.07 Direct Dish and Dish Direct Retailer List.pdf

03/19/07 - South Dakota Retailers Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\03.16.07 South Dakota Retailers.pdf

03/19/07 - Service Agreement Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\08.18.06 Service Agreement.pdf

03/19/07 - District Retailer Agreement (sample) Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Dist. Retailer Agmt (sample).pdf

03/19/07 - DNC Policy Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\DNC Policy 2-24-04.pdf

03/19/07 - EchoStar Retailer Agreement (Final) Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Echostar Retailer Agreement Final 111006.pdf

03/19/07 - Incentivized Retailer Agreement Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Incentivized Retailer Agreement.pdf

03/19/07 - Installation Services Amended Incentivized Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Installation Services Amend Incent_SHORT SUB2005.pdf

03/19/07 - Modified Organization Chart Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Modified Org Chart (09.2006).pdf

03/19/07 - Non-Incentivized Agreement Confidential (Not Available to the Public) -

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N:\Intranet\confidential\telecom\2006\tc06-191\Non-Incentivized Agreement.pdf
03/19/07 - Holdings Retailer List Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Holdings Retailer List.pdf
03/19/07 - Marketing Guru Retailer Agreement Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Marketing Guru Retailer Agreement.pdf
03/19/07 - Request 12 (Retailer Location) Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Request12.pdf
03/19/07 - Satellite Promotions Retailer List Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Satellite Promotions Retailer List.pdf
03/19/07 - Satellite Sales Retailer List Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Satellite Sales Retailer List.pdf
03/19/07 - SD Inquire 042807 Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\RevisedSDInquiry.pdf
03/19/07 - Teleservices Retailer List Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Teleservices Retailer List.pdf
03/19/07 - The Following Business Rules Confidential (Not Available to the Public):
03/19/07 - Alaska Referral Free Antenna Upgrade Promotion 020107 Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Alaska Referral Free Antenna Upgrade Promotion 020107.pdf
03/19/07 - Alaska Referral Free Antenna Upgrade Promotion 111706 Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Alaska Referral Free Antenna Upgrade Promotion 111706.pdf
03/19/07 - Alaska Referral Free Antenna Upgrade Promotion 121306 Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Alaska Referral Free Antenna Upgrade Promotion 121306.pdf
03/19/07 - Business Free DISH Business Rules 020107 Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Business Free DISH Business Rules 020107.pdf
03/19/07 - Business Rules Bulk Advantage 020107 Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Business Rules Bulk Advantage 020107.pdf
03/19/07 - DISH Network DSL Sales Business Rules 01706 Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\DISH Network DSL Sales Business Rules 101706.pdf
03/19/07 - DISH Network High Speed Internet Powered by WildBlueBusiness Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\DISH Network DSL Sales Business Rules 101706.pdf
03/13/07 - DISH Network High Speed Internet Powered by WildBlue Business (1) Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\DISH Network High Speed Internet powered by WildBlue Bus (1).pdf
03/19/07 - Frontier Promotional DHA Business Rules Encore Other Confidential (Not Available to the Public)

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- N:\Intranet\confidential\telecom\2006\tc06-191\Frontier Promotional Program DHA Business Rules Encore Other.pdf
- 03/19/07 - MDU Digital Home Advantage Business Rules 020107 Confidential (Not Available to the Public)
- N:\Intranet\confidential\telecom\2006\tc06-191\MDU Digital Home Advantage Business Rules 020107.pdf
- 03/19/07 - MDU Promotional Program Business Rules 020107 Confidential (Not Available to the Public)
- <http://puc.sd.gov/commission/dockets/telecom/2006/tc06-191/tc06-191.htm>
- 03/19/07 - One Year Free Select Markets ATT DHA Retailer Business Rules (1) Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\One Year Free Select Markets ATT DHA Retailer Business R (1).pdf
- 03/19/07 - One Year Free Select Markets ATT DHA Retailer Business Rules Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\One Year Free Select Markets ATT DHA Retailer Business Rules.pdf
- 03/19/07 - One Year Free Win Winback ATT DHA Retailer Business Rules (12) Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\One Year Free Win Winback ATT DHA Retailer Business Rules 12.pdf
- 03/19/07 - Public – Private Non-Promotional Based Activations 020107 Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Public - Private Non-Promotion Based Activations 020107.pdf
- 03/19/07 - Public Private Promotional Program Business Rules 020107 Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Public Private Promotion Program Business Rules 020107.pdf
- 03/19/07 - Puerto Rico Referral Free Antenna Upgrade Promotion 020107 Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Puerto Rico Referral Free Antenna Upgrade Promotion 020107.pdf
- 03/19/07 - Puerto Rico Referral Free Antenna Upgrade Promotion 111106 Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Puerto Rico Referral Free Antenna Upgrade Promotion 111106.pdf
- 03/19/07 - Puerto Rico Referral Free Antenna Upgrade Promotion 121306 Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Puerto Rico Referral Free Antenna Upgrade Promotion 121306.pdf
- 03/19/07 - Q1 2007 Additional Antenna Business Rules Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Q1 2007 Additional Antenna Business Rules 020107.pdf
- 03/19/07 - Q1 2007 Alaska-Puerto Rico-US Virgin Islands Promotional Business Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Q1 2007 Alaska-Puerto Rico-US Virgin Islands Promotional Bus.pdf
- 03/19/07 - Q1 2007 ATT Agency Digital Home Advantage Business Rules Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Q1 2007 Alaska-Puerto Rico-US Virgin Islands Promotional Bus.pdf
- 03/19/07 - Q1 2007 ClubDish Referral Program Business Rules Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Q1 2007 ATT Agency Digital Home Advantage Business Rules 020.pdf
- 03/19/07 - Q1 2007 DHA Certificate Program Business Rules Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Q1 2007 DHA Certificate Program Business Rules 020107.pdf
- 03/19/07 - Q1 2007 DHPP Business Rules Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Q1

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2007 DHPP Business Rules 020107.pdf
03/19/07 - Q1 2007 Digital Home Advantage Business Rules Confidential (Not Available to the Public)
- N:\Intranet\confidential\telecom\2006\tc06-191\Q1 2007 Digital Home Advantage Business Rules 020107.pdf
03/19/07 - Q1 2007 DISH 500 or 1000 Upgrade Rules Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q1
2007 DISH 500 or 1000 Upgrade Business Rules 020107.pdf
03/19/07 - Q1 2007 DISH'n It Up Business Rules Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q1
2007 DISH'n It Up Business Rules 020107.pdf
03/19/07 - Q1 2007 DishNOW!-DISHYA' Program Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q1
2007 DishNOW!-DishYA! Program 020107.pdf
03/19/07 - Q1 2007 Formers DHA-18 Promotional Business Rules Confidential (Not Available to the Public)
- N:\Intranet\confidential\telecom\2006\tc06-191\Q1 2007 Formers DHA-18 Promotional Business Rules
020107.pdf
03/19/07 - Q1 2007 Free For All Business Rules Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q1
2007 Free For All Business Rules 020107.pdf
03/19/07 - Q1 2007 FSS Antenna Upgrade Business Rules Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q1
2007 FSS Antenna Upgrade Business Rules 020107.pdf
03/19/07 - Q1 2007 Incentive Payment Structure Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q1
2007 Incentive Payment Structure 020107.pdf
03/19/07 - Q1 2007 International Program Business Rules Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q1 2007 International Program Business Rules 020107.pdf
03/19/07 - Q1 2007 Non-Promotional-Based Activations Business Rules Confidential (Not Available to the
Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Q1 2007 Non-Promotion-Based Activations Business
Rules 02010.pdf
03/19/07 - Q1 2007 OTA Antenna Business Rules Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q1
2007 OTA Antenna Business Rules 020107.pdf
03/19/07 - Q1 2007 Purchased Receiver Antenna Upgrade Business Rules Confidential (Not Available to
the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Q1 2007 Purchased Receiver Antenna Upgrade
Business
Rules 02.pdf
03/19/07 - Q1 2007 Retailer New-Customer Referrl Program Confidential (Not Available to the Public)
- N:\Intranet\confidential\telecom\2006\tc06-191\Q1 2007 Retailer New-Customer Referral Program 020107.pdf
03/19/07 - Q3 2006 Additional Antenna Business Rules Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q3
2006 Additional Antenna Business Rules 102706.pdf
03/19/07 - Q3 2006 CRP Business Rules Phase XV Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q3
2006 CRP Business Rules Phase XV 102406.pdf
03/19/07 - Q3 2006 DishMOVER Business Rules Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q3

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2006 DishMOVER Business Rules 102706.pdf
03/19/07 - Q3 2006 DISH'n It Up Business Rules Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q3
2006 DISH'n It Up Business Rules 102706.pdf
03/19/07 - Q3 2006 DishNOW!-DishYA! Prepaid Test Program Confidential (Not Available to the Public)
- N:\Intranet\confidential\telecom\2006\tc06-191\Q3 2006 DishNOW!-DishYA! Prepaid Test Program 113006.pdf
03/19/07 - Q3 2006 Existing Customer Promotion Summary Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q3 2006 Existing Customer Promotion Summary 102706.pdf
03/19/07 - Q3 2006 FSS Antenna Upgrade Business Rules Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q3
2006 FSS Antenna Upgrade Business Rules 102706.pdf
03/19/07 - Q3 2006 OTA antenna Business Rules Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q3
2006 OTA Antenna Business Rules 110706.pdf
03/19/07 - Q3 2006 Purchased Receiver Antenna Upgrade Business Rules Confidential (Not Available to
the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Q3 2006 Purchased Receiver Antenna Upgrade
Business
Rules 10.pdf
03/19/07 - Q3 2006 Summit Advantage Program Business Rules Phase XV Confidential (Not Available to
the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Q3 2006 SUMMIT Advantage Program Business Rules
Phase XV 102.pdf
03/19/07 - Q3 2006 Summit Advantage Program Business Rules Phase XV (1) Confidential (Not Available
to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Q3 2006 SUMMIT Advantage Program Business
Rules Phase XV (1).pdf
03/19/07 - Q4 2006 CRP Business Rules Phase XVI Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Q4
2006 CRP Business Rules Phase XVI 111806.pdf
03/19/07 - Q4 2006 SUMMIT Advantage Program Business Rules Phase XVI Confidential (Not Available to
the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Q4 2006 SUMMIT Advantage Program Business Rules
Phase XVI 11.pdf
03/19/07 - Referral Free Antenna Upgrade Business Rules 110306 Confidential (Not Available to the Public)
- N:\Intranet\confidential\telecom\2006\tc06-191\Referral Free Antenna Upgrade Business Rules 110306.pdf
03/19/07 - Referral Free Antenna Upgrade Business Rules 120106 Confidential (Not Available to the Public)
- N:\Intranet\confidential\telecom\2006\tc06-191\Referral Free Antenna Upgrade Business Rules 120106.pdf
03/19/07 - Referral Free Antenna Upgrade Business Rules 121306 Confidential (Not Available to the Public)
- N:\Intranet\confidential\telecom\2006\tc06-191\Referral Free Antenna Upgrade Business Rules 121306.pdf
03/19/07 - Showroom Account Business Rules Confidential (Not Available to the Public) -
N:\Intranet\confidential\telecom\2006\tc06-191\Showroom
Account Business Rules 010507.pdf
04/05/07 - Order Setting Procedural Schedule - M:puc.sd.gov/commission/orders/telecom/2007/tc06-191osp.pdf
04/13/07 - Letter and Motion for Continuance of Discovery and to Add Additional Parties -
M:puc.sd.gov/commission/dockets/telecom/2006/TC06-191/041307motion.pdf
04/13/07 - Brief in Support of Motion of Continuance of Discovery and to Add Additional Parties -
M:puc.sd.gov/commission/dockets/telecom/2006/TC06-191/041307brief.pdf
04/13/07 - Exhibit A - M:puc.sd.gov/commission/dockets/telecom/2006/TC06-191/041307exhibitA.pdf
04/13/07 - Exhibit B - M:puc.sd.gov/commission/dockets/telecom/2006/TC06-191/tc06-191exhibitb.pdf

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04/23/07 - Affidavit of Robert Munger and Exhibit A Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\TC06-191ExhibitA.pdf
05/01/07 - Order Granting Motion for Continuance of Discovery to Add Additional Parties, as Amended - M:puc.sd.gov/commission/orders/telecom/2007/tc06-191order.pdf
07/24/07 - Joint Motion for Delay - M:puc.sd.gov/commission/dockets/telecom/2006/TC06-191/072407.pdf
07/27/07 - EchoStar's Brief Supporting Motion for Summary Judgment - M:puc.sd.gov/commission/dockets/telecom/2006/TC06-191/072707.pdf
07/27/07 - Do Not Call Policy Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\exhibit1.pdf
07/27/07 - EchoStar Takes Action Upon Do Not Call Violators (Exhibit 2) - M:puc.sd.gov/commission/dockets/telecom/2006/TC06-191/072707ex2.pdf
07/27/07 - Do Not Call Retailer "Sting" Program Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\Exhibit3.pdf
07/27/07 - Fax Blast Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\exhibit4.pdf
08/14/07 - Order Granting Joint Motion for Delay - M:puc.sd.gov/commission/orders/telecom/2007/tc06-191md.pdf
08/15/07 - Letter and Commission Staff's Brief in Reply to Echostar's Motion for Summary Judgment - M:puc.sd.gov/commission/dockets/telecom/2006/TC06-191/081507.pdf
08/15/07 - Echostar Retailer Agreements (Exhibit A) Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\081507.pdf
08/15/07 - Affidavit of Robert Munger (Exhibit B) Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\081507B.pdf
08/21/07 - EchoStar's Reply Supporting Motion for Summary Judgment - M:puc.sd.gov/commission/dockets/telecom/2006/TC06-191/082107.pdf
08/21/07 - Exhibit 1 Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\082107ex1.pdf
08/21/07 - Exhibit 2 - M:puc.sd.gov/commission/dockets/telecom/2006/TC06-191/082107ex2.pdf
08/21/07 - Exhibit 3 Confidential (Not Available to the Public) - N:\Intranet\confidential\telecom\2006\tc06-191\082107ex3.pdf
09/26/07 - Order Granting Joint Motion of Commission Staff and EchoStar Satllite LLC Requesting a Delay - M:puc.sd.gov/commission/orders/telecom/2007/tc06-191jmoc.pdf
10/04/07 - Motion to Dismiss - M:puc.sd.gov/commission/dockets/telecom/2006/TC06-191/100407.pdf
10/04/07 - Brief in Support of Motion for Dismissal Without Prejudice - M:puc.sd.gov/commission/dockets/telecom/2006/TC06-191/100407a.pdf
10/30/07 - Order Granting Motion to Dismiss - M:puc.sd.gov/commission/orders/telecom/2007/tc06-191mtd.pdf
10/30/07 - Docket Closed