



UTAH PUBLIC SERVICE COMMISSION

May 24, 2013

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Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

RECEIVED

Docket No. 13-999-03

Re: CC Docket No. 02-33 - Notice of Discontinuance of Common Carrier Broadband Internet Access Transmission Service of EarthLink Business, LLC in Selected Areas

Dear Ms. Dortch:

EarthLink Business, LLC ("ELink Biz"), by undersigned counsel and pursuant to the *Wireline Broadband Order*,¹ notifies the Commission of its discontinuance of wireline broadband Internet access services in certain wire centers in 22 states. In compliance with the *Wireline Broadband Order*, ELink Biz provides the following information:

1. Name and Address of Carrier:

EarthLink Business, LLC
1375 Peachtree Street
Atlanta, Georgia 30309
Tel: 404-815-0770

2. Date of Planned Service Discontinuance: The anticipated date for the discontinuance of service is July 1, 2013.

3. Geographic Areas Affected: The proposed discontinuance of of wireline broadband Internet access services (ADSL, SDSL, IDSL and T1 service) will affect service in the following wire centers, designated by the following CLLI codes and locations:

CLLI(s)	Location/Metropolitan Area
JNBOARMA	JONESBORO AR
JCVLARXA	JACKSONVILLE AR
RLVLARXA	RUSSELLVILLE AR
LTRKARSK	LITTLE ROCK - SKYLINE AR
FLGSAZEA	FLAGSTAFF AZ

¹ *Appropriate Framework for Broadband Access to the Internet over Wireline facilities*, CC Docket No. 02-33, Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd. 14853 (2005) ("*Wireline Broadband Order*").

CLLI(s)	Location/Metropolitan Area
	EAST
PRSCAZEA	PRESCOTT EAST AZ
SRVSAZMA	SIERRA VISTA MAIN AZ
FLBKCA12	FALLBROOK CA
VISTCA12	VISTA CA
LMPCCAXF	LOMPOC CA
CRLSCA12	CARLSBAD CA
PLVLCA11	PLACERVILLE CA
SNMCCA11	SAN MARCOS CA
GOLTCAXF	GOLETA CA
PERSCAXF	PERRIS CA
SNBBCAXG	LAS POSITAS CA
HLSTCA11	HOLLISTER CA
SGSPCA11	SHINGLE SPRINGS CA
STAHCA01	SOUTH TAHOE CA
MDSTCA03	MODESTO CA
MYVICA01	MARYSVILLE CA
PSRBCA01	PASO ROBLES CA
PTVLCA11	PORTERVILLE CA
SESDCA11	SEASIDE CA
SLNSCA11	SALINAS CA
VLCTCA11	VALLEY CENTER- OCEANSIDE CA
YBCYCA01	YUBA CITY CA
GLSPCOMA	GLENWOOD SPRINGS CO
LVLDCOMA	LOVELAND CO
PUBLICOSU	SUNSET (PUEBLO) CO
ASPECOMA	ASPEN CO
SCPKFLXA	SAN FL

CLLI(s)	Location/Metropolitan Area
	CARLOS PARK
PTSFLSO	PORT SAINT LUCIE SOUTH FL
FTMYFLXC	FORT MYERS- SOUTH FL
DELDFLMA	DELAND FL
EGLFLBG	EGLL- BOWE GARDENS FL
NSBHFLMA	NEW SMYRNA FL
BNSPFLXA	BONITA SPRINGS FL
CYLKFLXA	FT. MYERS- CYPRESS LAKE FL
NFMYFLXA	NORTH FORT MYERS FL
NNPLFLXA	NAPLES- NORTH FL
NPLSFLXD	NAPLES MOORING FL
OCAFFLXA	OCALE FL
OCAFFLXB	OCALE- SHADY RD FL
TLHSFLXD	TALLAHASSEE FL
CCBHFLMA	COCOA BEACH FL
DYBHFLPO	DAYTONA BEACH FL
MLBRFLMA	MELBOURNE FL
PNSCFLBL	PENSACOLA BELMONT FL
STRFLMA	STUART FL
TTVLFLMA	TITUSVILLE FL

CLLI(s)	Location/Metropolitan Area
AGSTGAMT	AUGUSTA MAIN GA
CDFLIACO	CEDAR FALLS IA
CDRRIAWS	CEDAR RAPIDS- WEST IA
DESMIASO	DES MOINES- SOUTH IA
ANKNIACO	ANKENY IA
SXCYIAMS	SIOUX CITY- MORNINGSIDE IA
DCTRILDC	DECATUR DC IL
QNCYILQY	QUINCY IL
MSHWIN02	MISHAWAKA IN
NILSMIMN	NILES MI
BYCYMIWS	BAY CITY MI
PTHRMIMN	PORT HURON MI
AUSTMNAB	Austin MN
WINOMNWI	WINONA MN
GRFLMTMA	GREAT FALLS MT
OMAHNEFO	OMAHA- FORT ST NE
CLMBNEXG	COLUMBUS NE
KRNYNEXG	KEARNEY NE
OMAHNEHA	OMAHA- 156 TH NE
OMAHNEOS	OMAHA- O ST NE
ALBQNMCR	ALBQ CORRALES NM
ALBQNMSW	ALBQ SOUTHWEST NM
SNFENMSW	SANTA FE SW NM
STEDNV11	STEAD NV
MAUMOH11	MAUMEE OH
PRBGOH66	TOLEDO OH

CLLI(s)	Location/Metropolitan Area
TOLDOH40	TOLEDO OH
CLRMOKMA	CLAREMORE OK
MSKGOKMA	MUSKOGEE OK
TULSOKTB	TU ELGIN OK
BRAROKXA	BROKEN ARROW MAIN OK
BRAROKXB	BROKEN ARROW- WEST OK
CRVSOR65	CORVALLIS OR
GRPSOR29	GRANTS PASS OR
ALBYOR63	ALBANY OR
BENDOR24	BEND OR
LGVWTXGR	LONGVIEW GREGTON TX
ODSSTXEM	ODESSA EMERSON TX
LBCKTXPS	LUBBOCK PORTER SHERWOOD TX
VCTATXVI	VICTORIA TX
TXRKTXXA	TEXARKANA MAIN TX
TXRKTXXB	TEXARKANA WEST TX
LOGNUTMA	LOGAN UT
STGRUTMA	ST. GEORGE UT
SPKNWAWH	SPOKANE WHITWORTH WA
CAMSWAXX	CAMAS WA
LGVWWA02	LONGVIEW WA
PTTWWA01	PORT TOWNSEND WA
WNTCWAXX	WENATCHEE WA
LARMWYNM	LARAMIE WY

In these rate centers, the discontinuance will affect approximately 700 business and enterprise, and ISP customers that receive Internet access services over ADSL, SDSL, IDSL and T1 facilities.

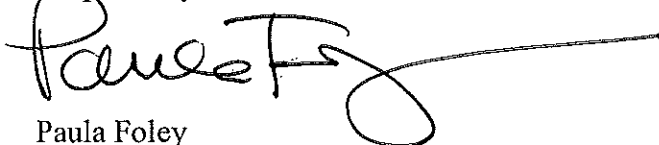
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4. Brief Description of Type of Service Affected: ELink Biz proposes to discontinue the provision of its interstate ADSL, SDSL, IDSL and T1 services in the above rate centers, which are used for broadband Internet access.
5. Dominance or Non-dominance with Respect to Service to be Discontinued: ELink Biz is non-dominant with respect to the interstate ADSL, SDSL, IDSL and T1 services that it proposes to discontinue.
6. Description of the Dates and Methods of Notice to Affected Customers: ELink Biz sent written notice to affected customers on May 20, 2013 in accordance with the requirements of Section 63.71(a) and the *Wireline Broadband Order*. A sample of the customer notice is attached hereto as Exhibit A.

ELink Biz has not sought approval for the proposed discontinuation of service from any state public utility commission (or similar agency) because the service it proposes to discontinue is interstate in nature pursuant to *GTE Telephone Operating Cos., GTOC Tariff No. 1, Trans. No. 1148*, 13 FCC Rcd. 22,466 (1998). Nevertheless, in accordance with Section 63.71(a) of the Commission's rules and the *Wireline Broadband Order*, ELink Biz has notified the Governors and the public service commissions (or similar agency) in the states where the affected wire centers are located as described above. ELink Biz also notified the Special Assistant for Telecommunications for the Secretary of Defense.

Should you have any questions with respect to this matter, please do not hesitate to contact me.

Respectfully submitted,



Paula Foley
Senior Counsel

cc: See attached Certificate of Service

Enclosure

EXHIBIT A

Sample Customer Notice Letter



Service Discontinuation

<Month, Day Year>

<Business Name Contact>
<Business Address>

Dear <First Name Last Name>:

RE: Discontinuation of common carrier broadband Internet access transmission service.

I'm writing to inform you, regrettably, that we need to decommission the common carrier broadband Internet service you use at the following business location(s).

OMS #: <TBD>
End User: <TBD>
Address: <TBD>
Current/Discontinued Service: <TBD>

You will have <45 days> to obtain a new broadband Internet common carrier before your EarthLink Business service is disconnected. We sincerely apologize for the inconvenience.

<single site closing statement>

Feel free to speak with an EarthLink Business Customer Care representative at <insert phone number> to discuss the service change.

<Carrier customer closing statement>

Feel free to speak with your account manager to discuss the service change.

Respectfully,

<name>
<Wholesale Account Manager>
<address>
<phone>
<email>

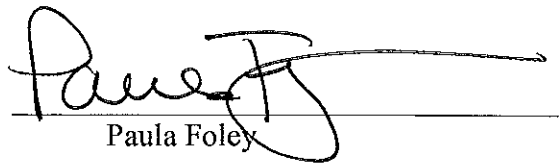
CERTIFICATE OF SERVICE

I hereby certify that the foregoing Notice of Discontinuance of Common Carrier Broadband Internet Access Transmission Service of EarthLink Business, LLC in Selected Areas as filed in CC Docket No. 02-33 was sent this 24th day of May, 2013, by mailing true and correct copies thereof, postage prepaid, to the following persons at the addresses listed below.

Secretary of Defense Attn: Special Assistant for Telecommunications	The Pentagon			Washington	D.C.	20301
Arkansas Public Service Commission	1000 Center Building			Little Rock	AK	72201- 4314
Arizona Public Utilities Commission	Utilities Division	1200 W. Washington St.		Phoenix	AZ	85007- 2927
California Public Utilities Commission	California State Building	505 Van Ness Ave		San Francisco	CA	94102- 3298
Colorado Public Utilities Commission	1560 Broadway	Ste. 250		Denver	CO	80202- 6000
Florida Public Service Commission	Gerald Gunter Building	2540 Shumard Oak Boulevard		Tallahassee	FL	32399
Georgia Public Service Commission	244 Washington Street			Atlanta	GA	30334- 9052
Iowa Utilities Board	1375 E. Court Avenue	Room 69		Des Moines	IA	50319- 0069
Illinois Commerce Commission	527 East Capitol Avenue			Springfield	IL	62701- 1827
Indiana Utility Regulatory Commission	PNC Center	101 West Washington Street	Suite 1500 East	Indianapolis	IN	46204- 3407
Michigan Public Service	PO Box 30221			Lansing	MI	48909- 7721
Minnesota Department of Commerce	85 7th Place East			St. Paul	MN	55101- 2192
Montana Public Service Commission	1701 Prospect Avenue	PO Box 202601		Helena	MT	59620- 2601
Nebraska Public Service Commission	300 The Atrium	1200 N Street		Lincoln	NE	68508- 2020
New Mexico Public Regulation Commission	1120 Paseo de Peralta			Santa Fe	NM	87501- 1269
Nevada Public Utilities Commission	1150 East William Street	Suite 250		Carson City	NV	89701- 3109
The Public Utilities Commission	180 East Broad			Columbus	OH	43215-

of Ohio	Street					3707
Oklahoma Corporation Commission	Jim Thorpe Office Building	2101 North Lincoln Boulevard		Oklahoma City	OK	73105-2000
Oregon Public Utility Commission	550 Capitol Street NE Ste 215	PO Box 2148		Salem	OR	97308-2148
Public Utility Commission of Texas	1701 North Congress Avenue			Austin	TX	78701-3326
Public Service Commission of Utah	160 East 300 South	4th Floor		Salt Lake City	UT	84111-2305
Washington Utilities and Transportation Commission	1300 S. Evergreen Park Drive	PO Box 47250		Olympia	WA	98504-7250
Wyoming Public Service Commission	2515 Warren Avenue	Suite 300		Cheyenne	WY	82002
Office of Governor Mike Beebe	State Capitol Room 250			Little Rock	AK	72201
Office of Governor Janice K. Brewer	1700 W. Washington St.			Phoenix	AZ	85007
Office of Governor Edmund G. Brown Jr.	State Capitol Building - Suite 1173			Sacramento	CA	95814
Office of Governor John W Hickenlooper	136 State Capitol			Denver	CO	80203-1792
Office of Governor Rick Scott	State of Florida	The Capitol		Tallahassee	FL	32399-0001
Office of Governor Sonny Perdue	State Capitol - Room 111			Atlanta	GA	30334
Office of Governor Terry Branstad	State Capitol Building	1007 East Grand Ave.		Des Moines	IA	50319
Office of Governor Pat Quinn	207 State House			Springfield	IL	62706
Office of Governor Mitchell Daniels	State Capitol Building	206 State House		Indianapolis	IN	46204
Office of Governor Rick Snyder	P.O. Box 30013			Lansing	MI	48909
Office of Governor Mark Dayton	130 State Capitol	75 Rev. Dr. Martin Luther King Jr. Blvd.		St. Paul	MN	55155
Office of Governor Brian Schweitzer	State Capitol Building			Helena	MT	59620-0801
Office of Governor Dave Heineman	Lincoln Office/State Capitol	Office of the Governor	P.O. Box 94848	Lincoln	NE	68509-4848
Office of Governor Susana Martinez	490 Old Santa Fe Trail	Room 400		Santa Fe	NM	87501
Office of Governor Brian Sandoval	Carson City State Capitol Building	101 N. Carson Street - Suite 2		Carson City	NV	89701

Office of Governor John Kasich	Riffe Center, 30th Floor	77 South High Street		Columbus	OH	43215- 6117
Office of Governor Mary Fallin	Oklahoma State Capitol	2300 N. Lincoln Blvd., Room 212		Oklahoma City	OK	73105
Office of Governor John Kitzhaber	State Capitol Building	900 Court St. NE - Suite 254		Salem	OR	97308- 2148
Office of Governor Rick Perry	PO Box 12428			Austin	TX	78711- 2428
Office of Governor Gary Herbert	210 State Capitol			Salt Lake City	UT	84114
Office of Governor Jay Inslee	PO Box 40002			Olympia	WA	98504- 0002
Office of Governor Matt Mead	Wyoming State Capitol	200 West 24th Street		Cheyenne	WY	82002



 Paula Foley