

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Application of American Fiber Network, Inc. to Withdraw its Certificate of Authority)
)
) DOCKET NO. 10-2306-02
) ORDER CANCELLING CPCN 2306
)

ISSUED: March 10, 2011

By The Commission:

This matter is before the Commission the request of American Fiber Network, Inc. (AFN) to cancel its Certificate of Public Convenience and Necessity (CPCN). The Commission issued a CPCN to AFN in June 2000 in Docket No. 00-2306-01. AFN provided local, long distance, VoIP, and pay phone services to 218 customers in Utah, all within Qwest's service territory. It notified the Commission that it was exiting the telecommunications industry and that as of December 15, 2010, began notifying its customers of its decision to do so in accordance with Utah Admin. Code R746-350.

The Division reviewed AFN's request and found that it was exiting in accordance with Commission Rules. It recommended the Commission grant the application to cancel the CPCN.

ORDER

The Commission, finding good cause for granting the application of AFN to cancel its CPCN, hereby orders CPCN number 2306 cancelled.

Pursuant to Sections 63G-4-301 and 54-7-15 of the Utah Code, an aggrieved party may request agency review or rehearing of this Order by filing a written request with the Commission within 30 days after the issuance of this Order. Responses to a request for agency

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review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission does not grant a request for review or rehearing within 20 days after the filing of the request, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a petition for review with the Utah Supreme Court within 30 days after final agency action. Any petition for review must comply with the requirements of Sections 63G-4-401 and 63G-4-403 of the Utah Code and Utah Rules of Appellate Procedure.

DATED at Salt Lake City, Utah, this 10th day of March, 2011.

/s/ Ruben H. Arredondo
Administrative Law Judge

Approved and confirmed this 10th day of March, 2011, as the Order Cancelling CPCN 2306 of the Public Service Commission of Utah.

/s/ Ted Boyer, Chairman

/s/ Ric Campbell, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary
G#71253