

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of the Joint Application of )  
Ionex Communications North, Inc. dba Birch ) DOCKET NO. 13-2563-04  
Communications and Lightyear Network )  
Solutions, LLC for Approval of the Transfer ) ORDER CANCELLING CERTIFICATE OF  
of Customers and Certain Assets ) PUBLIC CONVENIENCE AND  
 ) NECESSITY  
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ISSUED: December 4, 2013

By The Commission:

On October 9, 2013, the Utah Public Service Commission issued an order which approved the transfer of customers and certain assets of Lightyear Network Solutions, LLC (“Lightyear”) to Ionex Communications North, Inc. dba Birch Communications (“Ionex”). On October 10, 2013, Ionex filed notice of consummation of the above transaction, and on November 21, 2013, Lightyear requested to cancel its certificate of public convenience and necessity (Certificate No. 04-2434-01).

ORDER

For the foregoing reasons, Certificate No. 2434, issued on April 7, 2005, is cancelled.

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DATED at Salt Lake City, Utah, this 4<sup>th</sup> day of December, 2013.

/s/ Ron Allen, Chairman

/s/ David R. Clark, Commissioner

/s/ Thad LeVar, Commissioner

Attest:

/s/ Gary L. Widerburg  
Commission Secretary  
DW#249113

Notice of Opportunity for Agency Review or Rehearing

Pursuant to Utah Code Ann. §§ 63G-4-301 and 54-7-15, a party may seek agency review or rehearing of this order by filing a request for review or rehearing with the Commission within 30 days after the issuance of the order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission fails to grant a request for review or rehearing within 20 days after the filing of a request for review or rehearing, 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 Utah Code Ann. §§ 63G-4-401, 63G-4-403, and the Utah Rules of Appellate Procedure.

CERTIFICATE OF SERVICE

I CERTIFY that on the 4<sup>th</sup> day of December, 2013, a true and correct copy of the foregoing was delivered upon the following as indicated below:

By E-Mail:

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Administrative Assistant