

EXHIBIT F

Docket No. 20-2621-01

CERTIFICATIONS IN OTHER STATES

NEW YORK CERTIFICATION

STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE
THREE EMPIRE STATE PLAZA, ALBANY, NY 12223-1350
Internet Address: <http://www.dps.state.ny.us>

PUBLIC SERVICE COMMISSION

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Commissioners



PETER MCGOWAN
General Counsel
JACLYN A. BRILLING
Secretary

June 2, 2010

Mr. Joseph Isaacs
ISG-Telecom Consultants
4274 Enfield Court, Suite 1600
Palm Harbor, Florida 34685

Re: Matter No. 10-00565

Dear Mr. Long:

The application, by Hudson Fiber Network, Inc., on March 8, 2010, for a Certificate of Public Convenience and Necessity to operate in New York State as a facilities-based provider and reseller of telephone service, with authority to provide local exchange service, is hereby approved. This approval is based upon the accuracy of the information provided in the company's application and may be revoked if the application is found to contain false or misleading information, for failure to file or maintain current tariffs, or for violation of Commission rules and regulations.

The company's tariff, P.S.C. No. 1 – Telephone, is also approved. The Secretary to the Commission will cause a copy of this letter to be filed with your Company's tariff, as notice to the public that the filing was allowed to go into effect on the date of this letter, as opposed to the date indicated on the tariff leaves themselves.

The company is not authorized to use its own operators to handle 0- (emergency or non-emergency) calls. Such calls must be routed to another telephone company or operator services provider authorized to handle such calls, until such time as an amended Certificate of Public Convenience and Necessity is obtained pursuant to Part 649.6 of the Commission's rules.

The company must obtain any required consents of municipal authorities before commencing construction of telephone lines. It must also comply with

applicable federal laws, New York State Public Service Law and related statutes, and the Commission's rules and regulations.

The following reporting requirements also apply:

- ❑ Service Outage Reports. Major service outages should be reported to Department Staff by telephone when they occur. See Enclosure 1 for specific instructions.
- ❑ Operating Revenues. These reports are due March 31 each year. The company will be notified in writing each year of the required content and format of these reports.
- ❑ Service Quality Reports. These reports are due on the 10th of each month, commencing when the company actually has local exchange lines in service. See Enclosure 2 for further information and instructions.

We also ask that you forward the following information to Judy Sylvester of our staff within 30 days of receipt of this letter:

- ❑ The company's emergency contingency plan describing its operational procedures in the event of major service outages, storms, disasters, or other unusual conditions. Any updates or changes to the plan should be promptly forwarded as well.
- ❑ The name and telephone number of a company person responsible for coordinating local service migration issues with other carriers and Department Staff.

If you have any questions, please contact Mr. Ruvain Kudan at (518) 474-3138.

By direction and delegation
of the Commission,

Chad G. Hume
Director
Office of Telecommunications

Enclosures 1, 2
cc: Greg Pattenau
Gary Hildenbrandt
Judy Sylvester
Central Operations (2)

ENCLOSURE 1

INSTRUCTIONS FOR REPORTING MAJOR SERVICE OUTAGES

Facilities-based, local exchange carriers are responsible for constructing and maintaining their networks to be minimally susceptible to major service interruptions. They are responsible for mitigating the impacts of major service interruptions by, for example, restoring service promptly, and making public and cellular telephones available to the public when service cannot be promptly restored. They are also responsible for filing their emergency plans with the Commission's Office of Telecommunications and for promptly reporting major service interruptions to the Office of Telecommunications.

The New York State Public Service Commission has recently recognized the increasing reliance by the public on intermodal forms of communication. The critical importance of outage reporting to the state's overall effort to coordinate responses requires that all telecommunications providers participate. Outage reporting procedures are available upon request.

Initial reporting of major service outages should always be made via direct telephone contact and not via voice or electronic mail. **The report should be made no more than one hour after the event is first recognized.** Regular status reports of an ongoing major service outage should be provided to Department staff consistent with the procedures on the web link. The person making the initial report, as well as the person whose name appears on an outage report, should be fully prepared to provide the most complete and accurate information on an outage as possible. Each service provider should designate in advance who these individual(s) will be.

ENCLOSURE 2

SERVICE QUALITY REPORTING REQUIREMENTS

(See Also October 6, 2000 Memorandum and Resolution
Adopted by the Commission in Case 97-C-0139)

Local exchange service providers are subject to the administrative, operational, and service quality performance standards set forth in the Commission's Rules and Regulations.¹ They include the following service quality reporting requirements:

- Local exchange service providers that serve less than or equal to 500,000 access lines shall normally report monthly Customer Trouble Report Rate (CTRR) performance results, and shall also be subject to Service Inquiry Report requirements with respect to CTRR.
- Service Providers having more than 500,000 access lines shall normally report monthly performance on all service quality metrics specified in the service quality standards, and shall be subject to Service Inquiry Report requirements for all metrics.
- The Director of the Office of Telecommunications may require additional service quality reporting upon analysis of a provider's reported service quality results and/or receipt of excessive PSC complaints against a provider.
- A service provider may request an exemption from any or all of the reporting requirements, if it provides service through the resale of another service provider's tariffed services; or through purchase of another service provider's Unbundled Network Elements (UNEs) over which it has no direct control. The Director of the Office of Communications will grant or deny such exemption requests on a case-by-case basis.

Annual PSC Commendations will be awarded to local exchange service providers judged to have provided excellent service during each calendar year. The qualifying criteria for a commendation are: 1) a 3.3 or better Customer Trouble Report Rate in at least 95% of monthly measurements during the year; and (2) a PSC complaint rate of not more than 0.075 per thousand access lines for the year. A newly certified service provider must provide all required service quality information for an entire calendar year to be considered for commendation.

Local exchange service providers serving less than 500,000 access lines should use the attached form for reporting CTRR results. This form requests the number of customer trouble reports received in the last calendar month and the number of access lines served at the end of the last calendar month, reported separately for each of the provider's local end office switches. Each local end office switch should be identified by a single NXX code. The completed form should be e-mailed or faxed to Gary Hildenbrandt (gary_hildenbrandt@dps.state.ny.us or fax: (518) 486-5727) within 10 days after the end of each calendar month.

¹ 16NYCRR, Chapter VI, Telephone and Telegraph Corporations, Subchapter A. Service – Part 602 (Consumer Relations and Operations Management) and Part 603 (Service Standards).

Customer Trouble Report Rate (CTRR) Performance Monthly Report Form

For All Local Exchange Companies That Serve Less Than or Equal to 500,000 Access Lines

Company Name:

Calendar Month:

Company Code (3 Character Code):

Preparer's Name:

Date of Report:

Preparer's Telephone & Fax Numbers:

	Exchange Name	NPA-NXX	# of Access Lines (end of cal. Month)	# of Trouble Reports (during cal. month)	CTRR (RPHL)
	(a)	(b)	(c)	(d)	(e=d/(c/100))
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					

- Notes:
1. Service reporting month format is YYMM (e.g., 0011 for November 2000)
 2. Call Ruvain Kudan at 518-474-3138 to obtain a company code before filing first report.
 3. Add pages as necessary for reporting additional exchanges.
 4. A switching entity may serve more than one assigned NPA-NXX. For the purpose of reporting monthly CTRR data, only one designated NPA-NXX per switching entity should be used consistently each month.
 5. CTRR reports should be e-mailed to Gary Hildenbrandt (gary_hildenbrandt@dps.state.ny.us) within 10 days after the end of each calendar month.

NEW JERSEY CERTIFICATION



Agenda Date: 8/18/10

Agenda Item: IA

STATE OF NEW JERSEY

Board of Public Utilities

Two Gateway Center

Newark, NJ 07102

www.nj.gov/bpu/

TELECOMMUNICATIONS

IN THE MATTER OF THE PETITION OF HUDSON)	ORDER
FIBER NETWORK, INC. FOR APPROVAL TO PROVIDE)	
LOCAL EXCHANGE AND INTEREXCHANGE)	
TELECOMMUNICATIONS SERVICES)	
THROUGHOUT THE STATE OF NEW JERSEY)	DOCKET NO. TE10050365

(SERVICE LIST ATTACHED)

Robert D. Balin Esq., Davis Wright Tremaine LLP New York, New York - for Petitioner

BY THE BOARD:

Pursuant to N.J.S.A. 48:2-1 et seq. and Section 253 of the Federal Telecommunications Act of 1996, 47 U.S.C. §151 et seq., and by letter dated May 21, 2010, Hudson Fiber Network, Inc. ("Petitioner" or "HFN") filed a Petition with the New Jersey Board of Public Utilities ("Board") requesting authority to provide both resold and facilities-based competitive local exchange, exchange access and interexchange telecommunications services throughout the State of New Jersey.

HFN is a privately held company organized under the laws of the State of New Jersey. Brett Diamond is the President, Keith Muller the Chief Executive Officer and Ande Horning the Chief Technology Officer and all are the principal owners of the company, each having 51%, 40% and 9% ownership interest, respectively. Petitioner's principal offices are located at 12N SR Trail 17, Suite 120, Paramus, New Jersey 07652. Petitioner has submitted copies of its Certificate of Incorporation and its Certificate of Good Standing from the State of New Jersey.

Petitioner does not at this time seek authority to provide local exchange telecommunications services in the service areas of small or rural local exchange carriers in New Jersey that qualify for the rural exemption outlined in Section 251(f)(1) of the Federal Act. Petitioner to date, has not commenced providing telecommunications services in New Jersey. Petitioner has executed a resale agreement with Verizon, New Jersey and plans to negotiate an interconnection agreement with said incumbent local exchange carrier upon approval of its petition.

HFN seeks authority to provide both resold and facilities-based competitive local exchange, exchange access and interexchange telecommunications services throughout the state of New Jersey. Petitioner will initially deploy its networks by using a combination of its own equipment and competitive local transport services purchased from other telecommunications companies and reselling them to wireless carriers. The Petitioner will also install and operate equipment to support backhaul services for wire-line and voice over internet protocol voice service providers.

The Petitioner will provide its services using backhaul linked by fiber optic cables with conversion equipment attached to poles, wires, fiber termination equipment and other structures. Additionally, HFN's services are designed in part to use wire-line telecommunications to fill gaps in data coverage without requiring the construction of major facilities. The Petitioner does not initially intend to provide voice services to end-use-subscribers, however, should it decide to do so in the future, it will provide either directly or through an arrangement with other providers, 911 & E911, telecommunications relay, directory assistance, operator and non-discriminatory interconnection services throughout the state of New Jersey.

Petitioner states that it has not been denied authority to provide telecommunications services, its authority has not been revoked in any jurisdiction and it has not been the subject of any civil or criminal proceedings.

Petitioner requests a waiver of N.J.A.C. 14:1-4.3, which require that books and records be maintained in accordance with the Uniform System of Accounts ("USOA"). Petitioner, instead, requests permission to maintain its books and records in accordance with Generally Accepted Accounting Principles.

DISCUSSION

On February 8, 1996, the Federal Telecommunications Act of 1996, P.L. 104-104, 110 Stat. 56, codified in scattered sections of 47 U.S.C. §151 et seq., was signed into law, removing barriers to competition by providing that "[n]o State or local statute or regulation, or other State or local legal requirement, may prohibit or have the effect of prohibiting the ability of any entity to provide any interstate or intrastate telecommunications service." 47 U.S.C. §253(a).

Any grant of authority is subject to the right of the Board as the state regulatory authority to impose requirements necessary to protect the public safety and welfare, ensure the continued quality of telecommunications services, and safeguard the rights of consumers. 47 U.S.C. §253(c).

In considering this Petition, the Board recognizes its obligation not to prohibit entry into intrastate telecommunications markets of qualified applicants. 47 U.S.C. §253(a). The Board also considers the New Jersey State Legislature's declaration that it is the policy of the State to provide diversity in the supply of telecommunications services and the Legislature's findings that "competition will promote efficiency, reduce regulatory delay, and foster productivity and innovation" and "produce a wider selection of services at competitive market-based prices." N.J.S.A. 48:2-21.16(a)(4); N.J.S.A. 48:2-21.16(b)(1) and (3).

Therefore, having reviewed HFN's Petition and the information supplied in support thereof, the Board FINDS that the Petitioner is in compliance with the Board's filing requirements to provide telecommunications services in New Jersey. Accordingly, the Board HEREBY AUTHORIZES the Petitioner to provide local exchange and interexchange telecommunications services throughout the State of New Jersey. The Board notes that the Petitioner will not be permitted to provide telecommunications services until a tariff is filed with the Board. Additionally, Petitioner is not relieved from its responsibility to file an Annual Report and a Statement of Gross Intrastate Revenues from Operations form for the preceding calendar year.

Furthermore, the Board FINDS that in accordance with N.J.S.A. 48:2-59 and 48:2-60 and N.J.S.A. 52:27EE-52 the Petitioner is subject to an annual assessment by both the Board and the Division of Rate Counsel, respectively.

The Board HEREBY ORDERS

- 1) Petitioner shall file its tariff with the Board.
- 2) Pursuant to N.J.S.A. 48:2-16(2)(b) and N.J.A.C. 14:3-6.3, Petitioner shall file an annual report as of December 31 of each year, which is due on or before March 31 of the following year. Pursuant to N.J.S.A. 48:2-16.3, if Petitioner fails to file an annual report by the due date, Petitioner shall be subject to a penalty of \$5.00 for each day thereafter until such report is filed.
- 3) Pursuant to N.J.S.A. 48:2-62, Petitioner shall file a statement of gross intrastate revenues from operations form (AR3-1) as of December 31 of each year, which is due on or before June 1 of the following year.

On or before February 1st of each year, the Petitioner will receive from the Division of Audits an annual report package and a statement of gross intrastate revenues from operations form for the preceding calendar year. The purpose of these documents is to report the Petitioner's financial information and gross intrastate revenues from operations as of December 31 of each year. The annual report and a statement of gross intrastate revenues from operations form are due on or before March 31 and June 1 of the following year, respectively. If Petitioner does not receive these documents, it is Petitioner's responsibility to obtain them from the Board. It is also the Petitioner's responsibility to ensure timely filing of these reports.

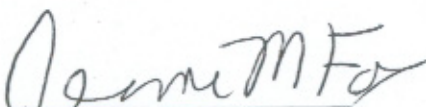
Regarding the Petitioner's request for waivers of the Board rules, the Board FINDS that the Petitioner has demonstrated good cause why the Board should grant relief from its requirements that the Petitioner maintains its books and records in accordance with USOA and within New Jersey. Therefore, subject to the Petitioner's continuing responsibility to provide the Board books and records upon 48 hours notice, and in the manner requested, and to pay to the Board all expenses or charges incurred by the Board for any investigation or examination of these books and records, the Board APPROVES the Petitioner's request for the exemptions from maintaining its books and records in accordance with USOA and in New Jersey.

DATED: 8/18/10

BOARD OF PUBLIC UTILITIES
BY:



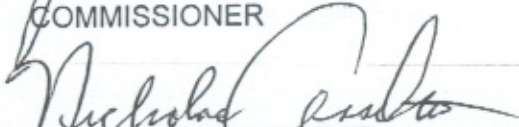
LEE A. SOLOMON
PRESIDENT



JEANNE M. FOX
COMMISSIONER



JOSEPH L. FIORDALISO
COMMISSIONER



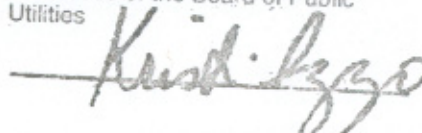
NICHOLAS ASSELTA
COMMISSIONER



ELIZABETH RANDALL
COMMISSIONER

ATTEST: 
KRISTI IZZO
SECRETARY

I HEREBY CERTIFY that the within document is a true copy of the original in the files of the Board of Public Utilities



IN THE MATTER OF THE PETITION OF HUDSON FIBER NETWORK, INC. FOR
AUTHORITY TO PROVIDE LOCAL EXCHANGE AND INTEREXCHANGE
TELECOMMUNICATIONS SERVICES
IN THE STATE OF NEW JERSEY

DOCKET NO. TE10050365

SERVICE LIST

1. Petitioner's Contact Person:

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4. Public Advocate:

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