



SPENCER J. COX
Governor

DEIDRE M. HENDERSON
Lieutenant Governor

UTAH DEPARTMENT OF COMMERCE

Division of Public Utilities

MARGARET W. BUSSE
Executive Director

CHRIS PARKER
Division Director

Supplemental Action Request Response

To: Public Service Commission of Utah

From: Utah Division of Public Utilities

Chris Parker, Director
Brenda Salter, Assistant Director
Abdinasir Abdulle, Utility Technical Consultant Supervisor
Ron Slusher, Utility Technical Consultant

Date: January 18, 2024

Re: **Docket No. 23-095-01**, In the Matter of the Application of MCImetro Access Transmission Services LLC d/b/a Verizon Access Transmission Services to Discontinue Telecommunication Services.

-Public Service Commission Supplemental Action Request – Explanation and Statement of Issues to be Addressed:

Please verify MCImetro Access Transmissions Services LLC d/b/a Verizon Access Transmission Services (“MCImetro”) Application meets the requirements, and constitutes a complete filing as defined, in Utah Admin.Code R746-350-4. Specify whether any deficiencies exist and if so, describe any corrective actions needed for MCImetro to fulfill the requirements to enable approval of the application.

Recommendation (Approve)

The Division of Public Utilities (“Division”) has reviewed the application filed by MCImetro Access Transmission Services LLC d/b/a Verizon Access Transmission Services (“MCImetro” or “Company”) on or about November 13, 2023, for the discontinuance of service and concludes it is in compliance with Public Service Commission (“Commission”) Rule R746-350-3 and R746-350-4 and recommends the Commission approve this application.

Division of Public Utilities

Heber M. Wells Building • 160 East 300 South • P.O. Box 146751 Salt Lake City, UT 84114-6741
www.dpu.utah.gov • telephone (801) 530-7622 • toll-free in Utah (877) 874-0904 • fax (801) 530-6512

The Division expects that, based on history that a filing of this type and with the information submitted by the Company, there will be no objections or opposition to this recommendation. Therefore, the Division requests that this docket be adjudicated informally in accordance with R746-110-1.

Discussion

On or about November 13, 2023, MCImetro filed an application with the Commission indicating the Company will be discontinuing its provision of basic local exchange services to approximately 19 residential and small business customers effective on or about December 31, 2023. In a Supplemental Action Request, the Division was asked by the Commission to review the application to clarify the Division's original response filed on November 21, 2023.

The Division has reviewed MCImetro's application, and the Division's original Action Request Response filed on November 21, 2023, and found that the Division failed to acknowledge a couple of key elements in the Company's application. These include Public Service Commission Rules R746-350-3(B)(3) and R746-350-4(D) the filing of notice with the telecommunications corporation providing Exiting Provider with resold telecommunications services and the intended date of discontinuance as a specified in Public Service Commission Rules R746-350-3(A).

Regarding the first element, MCImetro filed notice with Lumen the parent company of QWEST Corporation d/b/a CenturyLink QC on November 10, 2023. See the attached file DPU Exhibit 1 – Verizon Mail - MCImetro Discontinuance of Local Exchange Service in Utah. As to the second element, as MCImetro is not an exclusive provider of telecommunication services in the area a 50-day notice, which was provided, meets this requirement.

Conclusion

The Division has reviewed the application filed by MCImetro for the discontinuance of service and concludes it complies with Commission Rule R746-350-3 and R746-350-4 and MCImetro has provided reasonable documentation to meet these requirements. The

Division recommends the Commission approve MCImetro's application for the discontinuation of service.

cc: Karl Tucker, Vice President – Regulatory, Verizon Communications Inc.
Patricia Schmid, Assistant Attorney General, State of Utah
Patrick Grecu, Assistant Attorney General, State of Utah
Office of Consumer Services, State of Utah