



State of Utah
Department of Commerce
Division of Public Utilities

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MEMORANDUM

To: Public Service Commission

From: Division of Public Utilities
Chris Parker, Director
Bill Duncan, Telecommunications / Water Manager
Ron Slusher, Utility Technical Consultant

Date: January 20, 2015

Re: In the Matter of the CONSUMMATION NOTICE AND REQUEST TO CANCEL
AUTHORITY of MegaPath Corporation and GC Pivotal, LLC d/b/a Global Capacity for
Approval of Asset Transfer Transaction, Docket Number(s) 14-2539-01 and 15-2277-01.

RECOMMENDATION (Acknowledge and Approve):

The Division of Public Utilities (“Division”) has reviewed the notice of consummation of MegaPath Corporation (“MegaPath”) and GC Pivotal, LLC, (“GC Pivotal”) and the request by MegaPath to have their Certificate of Public Convenience and Necessity (“CPCN”) to provide Local Exchange Services in the State of Utah cancelled and recommends the Public Service Commission (“Commission”) acknowledge the consummation and grant MegaPath’s request for cancellation of their certificate.

EXPLANATION:

On or about January 12, 2015, MegaPath and GC Pivotal filed a notice with the Commission of their consummation and the cancellation of MegaPath CPCN. The Division has reviewed this notice and found the following:

MegaPath and GC Pivotal were granted a transfer of control and assets by the Commission on November 13, 2014. The transfer was finalized on December 31, 2014 and as a result of this transfer MegaPath no longer servers or has any customers in the State of Utah.

MegaPath Corporation was issued a Certificate to provide telecommunications services in Utah on October 28, 1999 in Docket No. 99-2277-01.

It appears they have complied with the rules for exiting as required under Administrative Rule R746-350.

Therefore, the Division requests that the Commission acknowledge the consummation and grant MegaPath's request to cancel their CPCN.

cc: Bethany M. Becker, Regulatory Compliance Paralegal, GC Pivotal d/b/a Global Capacity
Justin Jetter, Assistant Attorney General, State of Utah
Cheryl Murray, Utility Analyst, Office of Consumer Services, State of Utah