



State of Utah
Department of Commerce
Division of Public Utilities

FRANCINE GIANI
Executive Director

THOMAS BRADY
Deputy Director

CHRIS PARKER
Director, Division of Public Utilities

GARY HERBERT
Governor
SPENCER J. COX
Lieutenant Governor

MEMORANDUM

To: Public Service Commission

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

Date: November 21, 2017

Re: In the Matter of the Joint Application of Electric Lightwave, LLC, Eschelon Telecom of Utah, Inc., and Integra Telecom of Utah, Inc. for Approval to Complete a Pro Forma Internal Consolidation., Docket Numbers 17-2202-01, 17-2263-01, and 17-2299-01.

RECOMMENDATION (Approve):

The Division of Public Utilities (“Division”) has reviewed the joint application between Electric Lightwave, LLC, Eschelon Telecom of Utah, Inc., and Integra Telecom of Utah, Inc. and believes that the public interest will be promoted by recommending that the Public Service Commission (“Commission”) approve this internal consolidation of these companies.

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 request that this docket be adjudicated informally in accordance with R746-110-1.

EXPLANATION:

On or about November 03, 2017, Electric Lightwave, LLC, Eschelon Telecom of Utah, Inc., and Integra Telecom of Utah, Inc. notified the Commission of a transaction, which will result in the internal consolidation of these companies. After the consolidation, Eschelon Telecom of Utah, Inc. and Integra Telecom of Utah, Inc. will cancel their Certificate of Public Convenience and Necessity (“CPCN”). Electric Lightwave, LLC will continue as the surviving entity.

Electric Lightwave LLC, a Delaware limited liability 1 company, is authorized to provide local exchange and interexchange services pursuant to a Certificate granted by the Commission in Docket No. 94-2202-01 on August 16, 1995, as amended on August 16, 1996.

Integra Telecom of Utah, Inc., an Oregon corporation, is authorized to provide local exchange and interexchange services pursuant to Certificate granted by the Commission in Docket No. 99-2299-01 on April 21, 2000.

Eschelon Telecom of Utah, Inc., d/b/a Integra Telecom, a Minnesota corporation, is authorized to provide local exchange and interexchange services pursuant to Certificate No. 2263, granted by the Commission in Docket No. 01-2263-01 on October 4, 2001.

All companies are subsidiaries of Allstream Business US, Inc. (“Allstream”). Allstream functions as a holding company and does not serve customers. Under the consolidation proposal, the assets, liabilities, and operations of the three companies will merge with the surviving entity being Electric Lightwave, LLC. After the consolidation Integra Telecom of Utah, Inc. and Eschelon Telecom of Utah, Inc. will request their CPCNs to be cancelled.

The Applicants submit that the transaction described herein will serve the public interest. The Applicants expect that the merger will enable the combined entities to better meet the needs of enterprises, wholesale buyers, and other customers.

The Applicants further submit that the transaction will be conducted in a manner that will be largely transparent their customers. The transaction will not result in a change of authorizations, and in no event will it result in the discontinuance, reduction, loss, or impairment of service to customers.

cc: Douglas Denny, Vice President, Costs & Policy, Allstream
Justin Jetter, Assistant Attorney General, State of Utah
Office of Consumer Services, State of Utah