

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

Joint Application of Telequality Communications, Inc. and Education Networks of America, Inc. for Informal Adjudication of Indirect Transfer of Control	<u>DOCKET NO. 17-2500-01</u>
Application of TeleQuality Communications, Inc. for a Certificate of Public Convenience and Necessity to Provide Resold and Facilities-based Intrastate Interexchange and Non-switched Local Exchange Telecommunications Service within the State of Utah	<u>DOCKET NO. 08-2500-01</u>
	<u>ORDER</u>

ISSUED: December 7, 2017

On October 20, 2017, TeleQuality Communications, Inc. (“TeleQuality”) and Education Networks of America, Inc. (“ENA”), collectively the “Applicants,” filed with the Public Service Commission (“PSC”) a request that the PSC approve the transfer of indirect control (“Transaction”) of TeleQuality, a Utah competitive local exchange carrier, from its parent company, TQCI Holdco, Inc., to ENA. The Applicants requested informal adjudication of this issue. On October 24, 2017, the Applicants made a supplemental filing containing an FCC application for the Transaction. On November 14, 2017, the Applicants made a second supplemental filing containing the FCC’s Public Notice of the Transaction.

On October 20, 2017, the PSC issued an action request to the Division of Public Utilities (“DPU”), and on October 26, 2017, the PSC issued a notice of comment period setting November 20, 2017 as the comment deadline.

On November 8, 2017, the DPU filed a memorandum recommending that the transfer of control be allowed. In so recommending, the DPU stated:

As a result of the acquisition, the Companies should be in a better position to provide expanded and advanced telecommunications services in the State of Utah.

The DPU further stated:

[It] 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

No other comments were filed in this docket.

Given the absence of opposition to the proposed Transaction, the PSC will adjudicate this docket informally in accordance with Utah Code § 54-8b-3.

Pursuant to Utah Admin. Code R746-349-7(A)(3):

If no objection to the proposed transaction is submitted in any filed comments or reply comments, the Commission will presume that approval of the transaction is in the public interest and use the information contained in the application and accompanying documents as evidence to support a Commission order.

There is no objection to the transaction. Therefore, having reviewed the filings and comments in this docket, the PSC finds the Transaction to be in the public interest.

ORDER

The PSC approves the transfer of indirect control of TeleQuality Communications, Inc. from its parent company, TQCI Holdco, Inc. to Educations Networks of America, Inc.

DATED at Salt Lake City, Utah, December 7, 2017.

/s/ Michael J. Hammer
Presiding Officer

Approved and Confirmed December 7, 2017, as the Order of the Public Service
Commission of Utah.

/s/ Thad LeVar, Chair

/s/ David R. Clark, Commissioner

/s/ Jordan A. White, Commissioner

Attest:

/s/ Gary L. Widerburg
PSC Secretary
DW#298358

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 PSC 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 PSC 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 PSC'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 December 7, 2017, a true and correct copy of the foregoing was served upon the following as indicated below:

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