



State of Utah
Department of Commerce
Division of Public Utilities

FRANCINE GIANI
Executive 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: February 13, 2019

Re: In the Matter of the Joint NOTICE OF CONSUMMATION OF TRANSACTION AND REQUEST TO CANCEL CERTIFICATES OF: CROWN CASTLE NG WEST LLC AND NEWPATH NETWORKS, LLC Joint Application of Crown Castle Fiber LLC, Crown Castle NG West LLC, and NewPath Networks, LLC for (1) Approval of a Pro Forma Consolidation, (2) Approval for the Crown Castle NG West LLC Certificate to be Transferred to Crown Castle Fiber LLC or, in the Alternative, Issuance of a New Certificate, and (3) Exemption from Utah Code Ann. § 54-8b-18 and Commission Rule R746-349-5. Docket Number(s) 18-2445-01 and 18-2512-01.

RECOMMENDATION (Approval):

The Division of Public Utilities (“Division”) has reviewed the request by Crown Castle NG West, LLC (certificate #2445) and NewPath Networks, LLC (certificate #2512) to have both Certificates of Public Convenience and Necessity (“CPCN”) to provide Local Exchange Services in the State of Utah cancelled and recommends the Public Service Commission (“Commission”) grant this request.

EXPLANATION:

On February 08, 2019, Crown Castle NG West, LLC, NewPath Networks, LLC, and Crown Castle Fiber LLC filed with the Commission a notice of consummation of transaction and for the cancellation of the CPCNs of Crown Castle NG West, LLC and NewPath Networks, LLC.

The consummation of the transfer of control completed on December 31, 2018. With the transfer being completed, the companies are requesting the CPCN certifications for Crown Castle NG West, LLC (certificate #2445) and NewPath Networks, LLC (certificate #2512) be cancelled.

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

cc: William J. Evans, Counsel for Joint Applicants
Justin Jetter, Assistant Attorney General, State of Utah
Office of Consumer Services, State of Utah