

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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 NOS. 18-2445-01 and
18-2512-01

ORDER CANCELING CERTIFICATES OF
PUBLIC CONVENIENCE AND NECESSITY

ISSUED: February 15, 2019

On August 24, 2018, Crown Castle Fiber LLC (“CCF”), Crown Castle NG West LLC (“CCNG”), and NewPath Networks, LLC (“NPN,” and collectively with CCF and CCNG, the “Applicants”) filed a Joint Application (“Application”) with the Public Service Commission (“PSC”), seeking approval of a transaction whereby CCF would acquire the assets of CCNG and NPN, including the Certificate of Public Convenience and Necessity (“CPCN”) CCNG presently held, or, in the alternative, the issuance of a new certificate to CCF. On October 29, 2018, the PSC issued a Report and Order granting, among other things, the issuance of a new CPCN to CCF. On February 6, 2019, the Applicants filed a Notice of Consummation of Transaction and Request to Cancel [the CPCN] Certificates of CCNG and NPN effective January 1, 2019. On February 13, 2019, the Division of Public Utilities filed a memorandum confirming the consummation of the transfer of control of CCNG and NPN to CCF was completed on December 31, 2018 and that the Applicants have complied with the rules for exiting as required under Administrative Rule R746-350.

Based on the foregoing and there being no opposition, the PSC finds cancelation of CCNG’s and NPN’s CPCNs is in the public interest. Accordingly, CPCN No. 2445, which was

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issued to CCNG on March 30, 2005, and CPCN No. 2512, which was issued to NPN on February 9, 2010, are canceled effective January 1, 2019.

DATED at Salt Lake City, Utah, February 15, 2019.

/s/ Michael J. Hammer
Presiding Officer

Approved and Confirmed February 15, 2019, 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#306683

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 written 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 February 15, 2019, a true and correct copy of the foregoing was served upon the following as indicated below:

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