



State of Utah

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Governor

DEIDRE M. HENDERSON
Lieutenant Governor

Public Service Commission

THAD LeVAR
Chair

DAVID R. CLARK
Commissioner

RON ALLEN
Commissioner

April 7, 2021

Todd B. Lantor
Lukas, LaFuria, Gutierrez & Sachs, LLP
8300 Greensboro Drive, Suite 1200
Tysons, VA 22102

Leon L. Nowalsky
Nowalsky & Gothard, APLLC
1420 Veterans Memorial Blvd.
Metairie, LA 70005

Re: Docket No. 21-2524-01, *BCM One Group Holdings, Inc. – Notification of the Proposed Transfer of Control of Wholesale Carrier Services, Inc. to BCM One Group Holdings, Inc.*
Docket No. 21-2545-01, *Wholesale Carrier Services, Inc. – Notification of the Proposed Transfer of Control of Wholesale Carrier Services, Inc. to BCM One Group Holdings, Inc.*

Mssr. Lantor and Nowalsky,

The Public Service Commission (PSC) has reviewed the joint notification of BCM One Group Holdings, Inc. and Wholesale Carrier Services, Inc. (collectively, the “Parties”) regarding the proposed transfer of indirect control filed March 16, 2021 (“Notification”). The PSC has also reviewed the Division of Public Utilities’ (DPU) comments, filed March 31, 2021, recommending the PSC approve the Notification.

The Notification describes the Parties and their business relationships, explains the transaction, provides certain information consistent with Utah Admin. Code R746-349-7, Informal Adjudication of Certain CLEC Merger and Acquisition Transactions, and discusses the public interest consideration. The Notification also states that it is the Parties’ understanding that approval of the proposed transfer is not required, and that only a notice of the transaction is required.

No party has identified a statutory or other legal requirement for the PSC to approve the Notification’s underlying transaction, and no party has requested a declaratory ruling on the issue pursuant to Utah Admin. Code R746-101-2. Accordingly, the PSC acknowledges the

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Notification and gives notice it will take no further action in these dockets unless a party files a request for action and explains the jurisdictional basis on which the PSC may or should act.

Sincerely,

/s/ Gary L. Widerburg
PSC Secretary
DW#318158