

# Morgan Lewis

**Ronald W. Del Sesto**  
**Stephany Fan**

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May 3, 2023

## **Via E-File**

Gary Widerburg, Administrator  
Utah Public Service Commission  
Heber M. Wells Building, 4th Floor  
160 East 300 South  
Salt Lake City, Utah 84111

**Re: Notification of Name Change from Hudson Fiber Network Inc. to ExteNet Telecom Solutions, Inc.**

Dear Mr. Widerburg:

ExteNet Telecom Solutions, Inc. (formerly known as Hudson Fiber Network Inc.) (the "Company") notifies the Commission that the Company's current name is "ExteNet Telecom Solutions, Inc." as a result of a name change. The Company requests that the Commission update its records, including the Company's certification,<sup>1</sup> to reflect the name change, and to the extent necessary, to approve the name change.

The Company's amended authorization to transact business in Utah is provided as Attachment A. The Company will separately submit any required tariff filing(s) to reflect the name change upon request.

Please acknowledge receipt and acceptance of this filing. Should you have any questions, please do not hesitate to contact the persons below.

Respectfully submitted,

*/s/ Stephany Fan*

Ronald W. Del Sesto  
Stephany Fan

*Counsel for ExteNet Telecom Solutions, Inc.*

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<sup>1</sup> In Utah, the Company is authorized to public telecommunications services pursuant to Certificate No. 2621 issued September 1, 2020 in Docket No. 20-2621-01.

**Morgan, Lewis & Bockius LLP**

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United States

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**Attachment A**

**Amended Authorization to Transact Business**

RECEIVED  
APR 03 2023

Utah Div. of Corp. & Comm. Code



State of Utah  
Department of Commerce  
Division of Corporations & Commercial Code  
Amendment to Authority to Conduct Affairs for a Foreign Corporation

Non-Refundable Processing Fee \$37.00

**EXPEDITE**

File Number: 11263601-0143

Current Name in Utah: Hudson Fiber Network Inc

Principal Office: 3030 Warrenville Road, Suite 340, Lisle, IL 60532

1. Amending the business name:

Name of Home State: NJ

Business entity name in home state: ExteNet Telecom Solutions, Inc.

\*The entity shall use as its name in Utah: ExteNet Telecom Solutions, Inc.

If the name is not available in Utah the corporation shall use

\*The entity shall use its name as set forth, unless this name is not available.

If the business name has changed its name in the home state, a certified copy of the amendment or a Certificate of Fact name change must accompany this application.

Check either or both of the following which apply:

The name of the entity is changing its name in Utah to the new name of the corporation in the home state.

The name of the entity is being changed in Utah to comply with Utah State Insurance Regulations.

2. Amending the duration of the business existence

The businesses period of duration is changed to:

3. Purpose of the business: Design, construct, own, operate and license telecommunications networks and all related activities and any other legal purpose.

4. Amending the state or country of incorporation

The entity's state or country of incorporation is changed to:

Under penalties of perjury, I declare this Amendment to Authority to Conduct Affairs for a Foreign Corporation to be, to the best of my knowledge and belief, true and correct.

Signature: H. Anthony Ulu

Title: Secretary

Date: 1/18/2023

Under GRAMA {63-2-201}, all registration information maintained by the Division is classified as public record. For confidentiality purposes, you may use the business entity physical address rather than the residential or private address of any individual affiliated with the entity.

State of Utah  
Department of Commerce  
Division of Corporations and Commercial Code  
I hereby certified that the foregoing has been filed  
and approved on this 5 day of APR 2023  
in this office of this Division and hereby issued  
This Certificate thereof.

Examiner

KN Date 04/04/23



L. Veillette  
Leigh Veillette  
Division Director

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RNC

FILED  
DEC 21 2022  
STATE TREASURER

**THIRD AMENDED AND RESTATED CERTIFICATE OF INCORPORATION  
OF  
HUDSON FIBER NETWORK INC.**

0400230908

Pursuant to N.J.S.A.14A:9-5

Dated: December 6, 2022

Pursuant to the provisions of Section 14A:9-5, Corporations, General, of the New Jersey Statutes, the undersigned:

**ARTICLE I**

The name of the Corporation is ExteNet Telecom Solutions, Inc. (the "Corporation").

**ARTICLE II**

The purpose for which, this corporation is organized is to engage in any activity within the purposes for which corporations may be organized under NJSA 14A 1-1 et seq., including operating as a data transport and IP service provider, and offering services in the areas of purpose-built networks, low latency networks, direct Internet access, private lines wireless, solutions, management, gigabit Ethernet, optical wave solutions, and IP connectivity aspects.

**ARTICLE III**

The aggregate number of shares of stock which the Corporation shall have authority to issue is one (1) share of Common Stock. All shares shall be Common Stock with a par value of \$0.0001 per share.

**ARTICLE IV**

The address of the Corporation's current registered office of the Corporation in the State of New Jersey is Princeton South Corporate Center, Suite 160, 100 Charles Ewing Blvd., Ewing, NJ 08628. The name of the Corporation's current registered agent at that address is Corporation Service Company.

**ARTICLE V**

The duration of the Corporation is perpetual.

**ARTICLE VI**

This Third Amended and Restated Certificate of Incorporation of the Corporation shall become effective at 12:05 p.m. on January 1, 2023.

**ARTICLE VII**

The total number of directors constituting the current Board of Directors of the Corporation is four (4). The names and addresses of the directors are as follows:



<u>Name</u>	<u>Address</u>
Marc Ganzi	3030 Warrenville Road Suite 340 Lisle, Illinois 60532
Andrew Thomas	3030 Warrenville Road Suite 340 Lisle, Illinois 60532
Edward Dunn	3030 Warrenville Road Suite 340 Lisle, Illinois 60532
Richard Coyle	3030 Warrenville Road Suite 340 Lisle, Illinois 60532

#### ARTICLE VIII

The business and affairs of the Corporation shall be managed by or under the direction of the Board of Directors, the number of members of which shall be set forth in the Bylaws of the Corporation. Election of directors need not be by ballot unless the Bylaws of the Corporation shall so provide.

#### ARTICLE IX

In furtherance and not in limitation of the power conferred upon the Board of Directors by law, the Board of Directors is expressly authorized to make, adopt, alter, amend, and repeal, from time to time, the Bylaws of the Corporation, subject to the right of the stockholders entitled to vote with respect thereto to alter and repeal Bylaws made by the directors.

#### ARTICLE X

##### Personal Liability of Directors

1. To the fullest extent that the laws of the State of New Jersey, as the same exist or may hereafter be amended, permit elimination of the personal liability of directors, no director of this Corporation shall be personally liable to this Corporation or its stockholders for monetary damages for breach of fiduciary duty as a director.

2. The provisions of this Article X shall be deemed to be a contract with each director, of this Corporation, who serves as such at any time while this Article X is in effect, and each such director shall be deemed to be serving as such in reliance on the provisions of this Article X. Any amendment or repeal of this Article X or adoption of any Bylaw of this Corporation or other provision of the Third Amended and Restated Certificate of Incorporation of this Corporation (this "Certificate of Incorporation") which has the effect of increasing director liability shall operate prospectively only and shall not affect any action taken, or any failure to act, by a director of this Corporation prior to such amendment, repeal, Bylaw or other provision becoming effective.

#### ARTICLE XI

The Corporation shall have the right, subject to any express provisions or restrictions contained in this Certificate of Incorporation or the Bylaws of the Corporation, from time to time, to amend, alter, or repeal any provision of this Certificate of Incorporation in any manner now or hereafter provided by law, and all rights and powers of any kind conferred upon a director or stockholder of the Corporation by this Certificate of Incorporation or any amendment thereof are conferred subject to such right.

**ARTICLE XII**

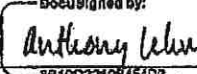
The Corporation shall indemnify directors and officers of the Corporation to the fullest extent permitted by law.

**[SIGNATURE PAGE TO FOLLOW]**

APR 3 '23 PM 2:12

IN WITNESS WHEREOF, the undersigned corporation has caused this Third Amended and Restated Certificate of Incorporation to be executed on its behalf by its duly authorized officer as of the date first written above.

**HUDSON FIBER NETWORK INC.**

By:   
Name: H. Anthony Lehv  
Title: Senior Vice President and Secretary

APR 3 '23 PM2:12

**CERTIFICATE REQUIRED TO BE FILED WITH THE  
THIRD AMENDED AND RESTATED CERTIFICATE OF INCORPORATION OF  
HUDSON FIBER NETWORK INC.**

**Pursuant to N.J.S.A. 14A:9-5(5)**

**Dated: December 6, 2022**

The undersigned corporation does hereby certify as follows:

1. The name of the Corporation is Hudson Fiber Network Inc. (the "Corporation"). Its New Jersey Identification Number is 0400230408.

2. Attached hereto is the Third Amended and Restated Certificate of Incorporation of the Corporation, which was adopted on December 6, 2022 by the sole shareholder of the Corporation.

3. One share of the Corporation's common stock was entitled to vote with respect to the adoption of the Third Amended and Restated Certificate of Incorporation.

4. One share of the Corporation's common stock was voted in favor of the adoption of the Third Amended and Restated Certificate of Incorporation and no shares were voted against.

5. Shareholder approval of the Third Amended and Restated Certificate of Incorporation was given without a meeting by unanimous written consent of the shareholders pursuant to N.J.S.A. 14A:5-6(5). One share of the Corporation's Common stock was represented by such written consent.

6. The Third Amended and Restated Certificate of Incorporation restates and further amends the Amended and Restated Certificate of Incorporation of this Corporation filed on December 18, 2014 with the State of New Jersey to: (i) change the name of the Corporation from Hudson Fiber Network Inc to ExteNet Telecom Solutions, Inc. and (ii) change the reference in Article X to the laws of the State of New Jersey.

**[SIGNATURE PAGE TO FOLLOW]**

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IN WITNESS WHEREOF, the undersigned corporation has caused this Certificate to be executed on its behalf by its duly authorized officer as of the date first written above.

**HUDSON FIBER NETWORK INC.**

DocuSigned by:  
By: Anthony Lehn  
Name: H. Anthony Lehn  
Title: Senior Vice President and Secretary

STATE OF NEW JERSEY  
DEPARTMENT OF TREASURY  
FILING CERTIFICATION (CERTIFIED COPY)  
0400230408

EXTENET TELECOM SOLUTIONS, INC.

*I, the Treasurer of the State of New Jersey,  
do hereby certify, that the above named business  
did file and record in this department the below  
listed document(s) and that the foregoing is a  
true copy of the  
Third Amended And Restated Certificate Of Incorporation  
Filed In This Office December 21, 2022  
as the same is taken from and compared with the  
original(s) filed in this office on the date set  
forth on each instrument and now remaining on file  
and of record in my office.*



Certificate Number: 144827464

Verify this certificate online at

<https://www.njportal.com/DOR/businessrecords/Validate.aspx>

*IN TESTIMONY WHEREOF, I have  
hereunto set my hand and affixed  
my Official Seal at Trenton, this  
24th day of March, 2023*

Elizabeth Maher Muoio  
State Treasurer

APR 3 '23 PM2:12