



## State of Utah

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April 23, 2024

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Re: Docket No. 24-2548-02, *Notice of CBTS Borrower, LLC, Cincinnati Bell Inc., and CBTS Technology Solutions LLC of a Transfer of Indirect Control of CBTS Technology Solutions LLC to CBTS Borrower, LLC*

All,

The Public Service Commission (PSC) has reviewed the notice (“Notification”) filed March 18, 2024 by CBTS Borrower, LLC (“Borrower”), Cincinnati Bell Inc., and CBTS Technology Solutions LLC (“CBTS-TS”) in the referenced docket of the proposed transfer of indirect control of CBTS-TS to Borrower (“Transaction”).

The Notification states that an Equity Purchase Agreement signed by the parties will result in CBTS LLC (a direct subsidiary of Cincinnati Bell and parent of CBTS-TS) and CBTS-TS becoming wholly-owned subsidiaries of Borrower. The Notification also includes information required by Utah Admin. Code R746-349-7. Additionally, the Notification states that “CBTS-TS will continue to provide services to existing customers without interruption or changes to the rates, terms[,] and conditions of

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service, and will continue to face vigorous competition in each of the markets it serves.”<sup>1</sup>

The Division of Public Utilities (DPU) filed its comments and recommendation on March 25, 2024, recommending the PSC acknowledge the Notification and requesting informal adjudication of the matter. DPU states the public interest will be promoted by acknowledging the Notification due to CBTS-TS's improved position to provide advanced and expanded telecommunications services in Utah. Additionally, DPU verified that the Notification contained the elements required in Utah Admin. Code R746-349-7.

No party has identified a statutory or other legal requirement for the PSC to approve the proposed Transaction, and no party has requested a declaratory ruling on the issue pursuant to Utah Admin. Code R746-101-1, *et seq.* Accordingly, the PSC acknowledges the Notification was filed and gives notice it will take no further action in this docket unless a party files a request for agency action and explains the basis on which the PSC may or should act.

Sincerely,

/s/ Gary L. Widerburg  
PSC Secretary  
DW#333505

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<sup>1</sup> Notification, at 7.