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## Action Request Response

**To:** Public Service Commission of Utah

**From:** Utah Division of Public Utilities

Chris Parker, Director  
Brenda Salter, Assistant Director  
Abdinasir Abdulle, Utility Technical Consultant Supervisor  
Ron Slusher, Utility Technical Consultant

**Date:** May 21, 2025

**Re:** **Docket No(s). 25-2249-02 / 25-2287-02 / 25-2441-02 / 25-2514-02 and 25-2538-02:** In the Matter of the Notification from New Windstream, LLC's Notice of an Indirect Transfer of Control to Uniti Group, Inc.

## Recommendation (Acknowledge)

The Division of Public Utilities ("Division") has reviewed the notification and recommends that the Public Service Commission ("Commission") acknowledge the notice of the indirect transfer of control of New Windstream, LLC ("New Windstream") to Uniti Group, Inc ("Uniti") (together the "Applicants").

## Discussion

On or about May 02, 2025, New Windstream filed a notice with the Commission regarding an indirect transfer of control. The Division has reviewed the notice and found the following:

New Windstream is incorporated in the state of Delaware, and is headquartered at 4001 North Rodney Parham, Little Rock, AR 72212. On March 07, 2025, it became the ultimate parent of the following telecommunication providers in the state of Utah: Broadview



Networks, Inc., DeltaCom, LLC, McLeodUSA Telecommunications Services, LLC, PAETEC Communications, LLC, Windstream Communications, LLC, Windstream New Edge, LLC, and Windstream NuVox, LLC, through a reorganization. These licensees under New Windstream do not receive high-cost support from the Utah Universal Public Telecommunications Support Fund.

Uniti is incorporated in the state of Maryland. It is an internally managed real estate investment trust. Uniti provides lit and dark fiber solutions for wireless operators, carriers, enterprises, schools, and governments. Its business includes cell-site backhaul, small cells, internet services, and wavelengths. It also owns, acquires, and leases communications assets nationwide.

On May 03, 2025, New Windstream and Uniti entered into an agreement to merge and to make certain pro-forma restructuring of the two companies. The Applicants are expecting the transaction to be completed, upon the receipt of regulatory approvals, by June of 2025 with Uniti being the survivor.

The Applicant states that the merger and pro-forma restructuring will be in the public interest and will not result in any changes in the rates or interruption to the services provided by the company. The applicants go on to say that the merger will combine the network assets and experience of both companies the help provide the best communication services to Utah customers at competitive rates.

## **Conclusion**

The Division has reviewed the notice filed by New Windstream and Uniti for the merger and pro-forma restructuring and concludes that it is in compliance with Utah Rule §54-8b-3.4; therefore, the Division recommends the Commission acknowledge this notice.

cc. Luke Platzer, Counsel for Windstream  
Ronald W. Del Sesto, Counsel for Uniti  
Patricia Schmid, Assistant Attorney General, State of Utah  
Patrick Grecu, Assistant Attorney General, State of Utah  
Office of Consumer Services, State of Utah