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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:** August 28, 2025

**Re:** **Docket No. 25-2656-01:** In the Matter of the Application of Zayo Network Services, LLC. for a Certificate of Public Convenience and Necessity to Provide Resold Public Telecommunications Services within the State of Utah.

## Recommendation (Approval)

The Division of Public Utilities ("Division") has reviewed the technical, managerial, and financial abilities of Zayo Network Services, LLC. ("Zayo Network" or "Applicant") and has found that it has provided the necessary information to fulfill the requirements as stated in the existing Public Service Commission ("Commission") rules. The public interest will be promoted by the Commission granting Zayo Network a Certificate of Public Convenience and Necessity ("CPCN") as requested under the same terms and conditions allowed in other CPCNs.

The Division also recommends that the \$100,000 bond be waived on the basis that the Applicant will not require customer deposits or prepayments of any kind.

Zayo Network has asked that its application be adjudicated informally under Utah Code Ann. § 54-8b-3(1)(b).



The Division expects that based on history, a filing of this type and with the information submitted by Zayo Networks will generate no objections or opposition to this recommendation. Therefore, the Division requests that this docket be adjudicated informally in accordance with Utah Administrative Code R746-110-1.

## **Discussion**

On or about August 14, 2025, Zayo Network filed an application for a CPCN. The Division reviewed the application and found the following:

Zayo Network is registered as a foreign corporation within the State of Utah; with its corporate headquarters located at 1401 Wynkoop Street, Suite 500, Denver, CO. 80202.

The Applicant seeks authority to provide its proposed services to and from all points in Utah where demand for its services arises. However, the Applicant does not seek authority to provide local exchange service (as defined in Utah Code § 54-8b-2(11)) or other circuit-switched services within any local exchange that has fewer than 5,000 lines and that is owned or controlled by an incumbent telephone corporation with fewer than 30,000 access lines in the state.

Zayo Network's has stated that it intends to provide service to wholesale and enterprise customers and will primarily provide point-to-point telecommunications services such as private line and similar services.

Zayo Networks does not currently have or intend to build any facilities at this time. If Zayo Networks is granted a CPCN, then the Applicant's parent company Zayo Group, plans to file a restructuring and financing plan that will transfer certain assets as soon as the Commission approves the CPCN.

The Applicant anticipates offering services in Utah as soon as reasonably practicable after it has obtained approval of its Application for a Certificate and completed the assignment of assets from its parent, Zayo Group.

Zayo Network states that because it does not plan to furnish switched voice services or dial tone at this time requirements to provide to directory assistance, directory listings, operator services and emergency services do not apply. However, it does state that if its future services change it will amend the CPCN.

Zayo Network presented summaries of professional experience and education of its managerial that personnel demonstrate that the Applicant has considerable experience in the telecommunications industry.

According to financial statements attested to be accurate, objective and with integrity by Lauren Lantero, Chief Legal Officer and Secretary, of Zayo Network Services, LLC. the Applicant has a positive net worth and has ample working capital.

The Applicant requests that the \$100,000 bond requirement be waived because it will not require customer deposits or prepayments of any kind.

Zayo Network's is currently authorized to provide local exchange telecommunications services in Colorado, Connecticut, Delaware, the District of Columbia, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and Wisconsin.

It also has pending, or plans to file, applications to provide telecommunications services in the following states in addition to Utah: Alabama, Arkansas, Arizona, California, Florida, Georgia, Hawaii, Idaho, Kansas, Louisiana, Mississippi, Montana, Nebraska, Nevada, New Mexico, North Carolina, North Dakota, Oklahoma, Oregon, South Carolina, South Dakota, Tennessee, Texas, Washington, and Wyoming.

The Applicant claims that it has never had any complaints, nor has any investigation been undertaken against it or any of its affiliates involving unauthorized switching (slamming) or any other illegal activities. The Applicant also states that it has implemented policies and procedures concerning solicitation of new customers. These policies require that customers sign a contract authorizing the Applicant to provide telecommunications services.

The Applicant asserts that approval of its application will serve the public interest creating and enhancing competition and expanding customer service options. Additionally, the approval of this application will expand the availability of innovative, high quality, reliable and competitively-priced telecommunications services in the State of Utah.

## **Conclusion**

Based on the Division's review of the filing, we conclude public interest will be promoted by the Commission granting Zayo Network Services, LLC. a CPCN and request the Commission approve the application.

cc: Adam E. Weinacker, Attorney for Zayo Network Services, LLC.  
Patricia Schmid, Assistant Attorney General, State of Utah  
Patrick Grecu, Assistant Attorney General, State of Utah  
Office of Consumer Services, State of Utah