

Skipper Dean, General Counsel
6849 S 700 W Ste 100, Midvale, UT 84047
(801) 790-4245

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Application)

ENDURANCE, LLC, for a Certificate of)
Public Convenience and Necessity to Provide)
Facilities-Based and Resold Local Exchange,)
Access, and Interexchange)
Telecommunications Services in the State of)
Utah.)
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DOCKET NO. _____

Endurance, LLC ("Applicant", "Endurance"), by its undersigned counsel and pursuant to Chapter 8b of Title 54 of the Utah Code, Utah Admin. Code § 746-100 et seq., and the rules and regulations of the Utah Public Service Commission ("Commission"), hereby applies for a Certificate of Public Convenience and Necessity to authorize Applicant to provide

GENERAL INFORMATION:

The Applicant's legal name is Endurance, LLC. Applicant is a limited liability company organized under the laws of Utah in 2025 and was authorized to do business in the State of Utah on **September 12, 2025**. A copy of Applicant's Articles of Organization are attached hereto as **Exhibit A**.

Utah Business Entity Number: 14609657-0160

Principal Address: 6849 S 700 W Ste 100, Midvale, UT 84047

Telephone: (801) 790-4245

Website: www.enduranceinternet.com

Email Address: legal@enduranceinternet.com

Contact Information during Application Process:

Name: Skipper Dean

Title: General Counsel

Email: legal@enduranceinternet.com

Telephone: (801) 396-6592

Regulatory Contact Person:

Name: Skipper Dean

Title: General Counsel

Email: legal@enduranceinternet.com

Telephone: (801) 396-6592

Complaint Contact Person:

Name: Ryan Friesenhahn

Title: Chief Technology Officer

Email: legal@enduranceinternet.com

Telephone: (385) 595-2595

APPLICATION / CHECKLIST

*** KEY: *essential facilities, imputation, public utilities, telecommunications, UUSF, carrier of last resort, competitive entry*

Date of Last Change: November 21, 2022

Notice of Continuation: January 27, 2022

*Authorizing, and Implemented or Interpreted Law: 54-7-25 through 28; 54-8b-2; 54-8b-3.3; 63G-4; 54-8b-2.1; 54-8b-15 ****

R746-349 Competitive Entry and Reporting Requirements

R746-349-1. Applicability

These rules shall be applicable to each telecommunications corporation applying to be a provider of local exchange services or other public telecommunications services in the service territory of an incumbent telephone corporation.

R746-349-2 Definitions

As used in this rule:

- (1) "CLEC" stands for competitive local exchange carrier and means a public telecommunications service provider that did not hold a certificate to provide public telecommunications service as of May 1, 1995.
- (2) "COLR" means carrier of last resort.
- (3) "Division" means the Division of Public Utilities.
- (4) "GAAP" means generally accepted accounting principles.
- (5) "ILEC" stands for incumbent local exchange carrier and means an incumbent telephone corporation which held a certificate to provide public telecommunications service as of May 1, 1995.

R746-349-3 Filing Requirements

R746-349-3(1) In addition to any other requirements of the Commission or of *Title 63G, Chapter 4* and pursuant to *54-8b-2.1*, each applicant for a certificate, as defined in Section *54-8b-2(4)*, shall file, in addition to its application:

R746-349-3(1)(a)(i) testimony and exhibits in support of the company's technical, financial, and managerial abilities to provide the telecommunications services applied for and a showing that the granting of a certificate is in the public interest; and

RESPONSE: Applicant has sufficient financial resources and managerial and technological qualifications to manage the services and related operations in Utah as proposed in this Application. Applicant's financial, technical and managerial qualifications are stated in the body of this Application and in the Exhibits herewith, along with information showing that the granting of the certificate is in the public interest. Attached as **Exhibit B** please find testimony and a sworn attestation as to the accuracy and truthfulness of the information asserted in this Application, signed by Skipper Dean, General Counsel.

R746-349-3(1)(a)(ii) informational requirements made elsewhere in these rules can be included in testimony and exhibits;"

R746-349-3(1)(b)(i) proof of a bond in the amount of \$100,000;

R746-349-3(1)(b)(ii) this bond is to provide security for customer deposits or other liabilities to telecommunications customers of the Telecommunications Corporation or liabilities to the Utah Public Telecommunications Service Support Fund, 54-8b-15, or the Hearing and Speech Impaired Fund, 54-8b-10 and

R746-349-3(1)(b)(iii) an applicant may request a waiver of R746-349-3(1)(b) from the Commission if it can show that adequate provisions exist to protect customer deposits or other customer liabilities;

RESPONSE: Applicant hereby requests a waiver of this bond requirement because Applicant does not plan to collect customer deposits nor will it offer any prepaid services in the State of Utah. Further, Applicant does not intend to solicit or provide services to individual consumers in the first years of operation, further mitigating any potential consumer risk.

R746-349-3(1)(c) a statement as to whether the telecommunications corporation intends to construct its own facilities or acquire use of facilities from other than the incumbent local exchange carrier, or whether it intends to resell an incumbent local exchange carrier's and other telecommunications corporation's services;

RESPONSE:

- **Facilities Construction:** The company plans to construct and operate its own network infrastructure where economically and technically feasible, including fiber-optic transmission lines, network electronics, and switching equipment.
- **Leased Facilities:** In areas where construction is not practical, the company may acquire use of facilities from third-party carriers other than the incumbent local exchange carrier (ILEC), such as dark fiber, colocation space, or backhaul capacity from competitive local exchange carriers (CLECs) or wholesale transport providers.
- **Resale:** The company does intend to resell an ILEC's retail telecommunications services. However, the company may purchase wholesale services (e.g., UNEs, special access circuits, or interconnection trunks) from the ILEC or other telecommunications carriers as needed to complete service delivery.

This mixed approach enables efficient service deployment while maintaining flexibility in network design, cost management, and service coverage.

R746-349-3(1)(d) a statement regarding the services to be offered including;

R746-349-3(1)(d)(i) "which classes of customer the applicant intends to serve,"

RESPONSE: We intend to provide telecommunications services to a broad range of customers within Utah, including:

- **Business customers**, ranging from small enterprises to large corporations;
- **Governmental and institutional entities**, including schools, municipal facilities, and public safety organizations; and
- **Residential customers**, where network facilities and market demand support service delivery.

Initially, the company's focus will be on business and enterprise customers, with potential expansion to residential markets as network deployment progresses.

R746-349-3(1)(d)(ii) "the locations where the applicant intends to provide services,"

RESPONSE: We intend to offer services within the **Salt Lake City metropolitan area** and surrounding communities, including **Salt Lake, Davis, Utah, and Weber counties**.

Additional service expansion to other areas of Utah will be evaluated based on market demand, network interconnection availability, and regulatory approvals.

R746-349-3(1)(d)(iii) “the types of services to be offered;”

RESPONSE:

Local Exchange Services: Basic local dial tone, local calling, and enhanced features (e.g., call forwarding, caller ID, voicemail);

Exchange Access Services: Direct inward dialing (DID), trunking, and interconnection to other carriers;

Broadband and Data Services: Dedicated Internet access, Ethernet transport, private line, and IP-based networking solutions;

Long Distance Services: Intrastate and interstate long-distance calling for business and residential users;

Wholesale and Carrier Services: Leased transport, dark fiber, and interconnection to other telecommunications providers;

VoIP Services: Hosted and SIP-based voice services for enterprise and residential customers.

R746-349-3(1)(e) “a statement explaining how the applicant will provide access to ordinary IntraLATA and InterLATA message toll calling, operator services, directory assistance, directory listings and emergency services such as 911 and E911;”

RESPONSE: We will ensure that our customers have full access to ordinary intraLATA and interLATA toll calling, operator services, directory assistance, directory listings, and emergency services (including 911 and E911) in compliance with all applicable state and federal regulations.

1. IntraLATA and InterLATA Toll Calling

Customers will have the ability to place both intraLATA (local toll) and interLATA (long-distance) calls through presubscription to their carrier of choice. We will establish necessary interconnections and/or resale agreements with authorized interexchange carriers (IXCs) and the incumbent local exchange carrier (ILEC) to facilitate toll traffic exchange. All toll traffic will be routed and billed in accordance with industry standards and applicable tariffs.

2. Operator Services

Operator-assisted calling (including collect, calling card, and third-party billing) will be made available to customers either through:

- Direct provisioning by us, or
- Contractual arrangements with a certified third-party operator service provider or the ILEC, ensuring continuous availability of operator assistance.

3. Directory Assistance (411)

Directory assistance services will be offered via agreements with established directory assistance providers or through resale of ILEC directory assistance. Customers will have access to local and national listings via the standard 411 dialing code.

4. Directory Listings

Each customer's main telephone number will be included in the local exchange directory database unless the customer requests a non-published or unlisted number. We will coordinate directory listings through the ILEC or its publishing agent to ensure accuracy and inclusion in both print and electronic directories.

5. Emergency Services (911 / E911)

We will provide our customers with access to emergency services by routing 911 and E911 calls to the appropriate Public Safety Answering Point (PSAP) in accordance with state and local requirements. The company will maintain database accuracy through ongoing coordination with the ILEC or E911 database administrator to ensure customer location and callback information is correctly maintained. All emergency call routing will comply with the National Emergency Number Association (NENA) standards and FCC regulations.

R746-349-3(1)(f) "an implementation schedule pursuant to *47 U.S.C. 252(c)(3)* of the Telecommunications Act of 1996 which shall include the date local exchange service for residential and business customers will begin;"

RESPONSE:

Milestone	Target Completion Date	Description
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Regulatory Approval	05/01/2026	Receive final approval from the Utah Public Service Commission to operate as a CLEC.
Network Design & Engineering	04/01/2026	Complete detailed network architecture, facility route planning, and equipment specifications.
Facilities Deployment	05/15/2026	Construct or lease required network facilities, including fiber, switching, and interconnection points.
Network Testing & Commissioning	09/15/2026	Perform end-to-end testing of voice, data, and emergency services to ensure operational readiness and regulatory compliance.
Staff Training & Operations Setup	06/01/2026	Train operations and customer support staff, implement billing systems, and finalize operational procedures.
Service Launch – Business Customers	10/01/2026	Begin offering local exchange and other telecommunications services to business and enterprise customers.
Service Launch – Residential Customers	N/A	Begin offering local exchange and other telecommunications services to residential customers.
Ongoing Expansion & Optimization	Continuous	Expand network coverage to additional communities and optimize service performance based on customer demand.

R746-349-3(1)(g) “summaries of the professional experience and education of all managerial personnel who will have responsibilities for the applicant’s proposed Utah operations;”

RESPONSE: Endurance, LLC has the managerial and technical expertise necessary to provide the proposed services and operations in Utah. Endurance, LLC has a highly skilled and experienced leadership team with substantial expertise in the communications industry, including extensive telecommunications business, technical and managerial expertise and experience. Descriptions of the backgrounds and experience of Endurance’s officers and key personnel are attached as **Exhibit C**.

R746-349-3(1)(h) “an organization chart listing all the applicant’s employees currently working or that plan to be working in or for Utah operations and their job titles;”

RESPONSE: See attached **Exhibit D**.

R746-349-3(1)(i) “a chart of accounts that includes account numbers, names and brief descriptions;”

RESPONSE: See attached **Exhibit E, filed under seal**

R746-349-3(1)(j) “financial statements that at a minimum include:”

R746-349-3(1)(j)(i) “the most recent balance sheet, income statement and cash flow statement and any accompanying notes, prepared according to GAAP,”

R746-349-3(1)(j)(ii) “a letter from management attesting to their accuracy, integrity and objectivity, and that the statements were prepared in accordance with GAAP,”

R746-349-3(1)(j)(iii) “if the applicant is a start-up company, a balance sheet following the above principles in **Subsection R746-349-3(1)(j)** must be filed,

R746-349-3(1)(j)(iv) “if the applicant is a subsidiary of another corporation, financial statements following the above principles in **Subsection R746-349-3(1)(j)** must also be filed for the parent corporation;”

RESPONSE: See attached **Exhibits F (Income Statement), G (Balance Sheet), H (Cash Flow Statement) and Exhibit I (Management Attestation), filed under seal**

R746-349-3(1)(k) “financial statements to demonstrate sufficient financial ability on the part of the applicant. At a minimum, the applicant’s statements must show:”

R746-349-3(1)(k)(i) “positive net worth for the applicant CLEC,”

R746-349-3(1)(k)(ii) “sufficient projected and verifiable cash flow to meet cash needs as shown in a five-year projection of expected operations,”

RESPONSE: See attached **Exhibits F, G and H, filed under seal.**

R746-349-3(1)(k)(iii) “proof of bond as specified in **R746-349-3(1)(b)**;”

RESPONSE: Applicant hereby requests a waiver of this bond requirement because Applicant does not plan to collect customer deposits nor will it offer any prepaid services in the State of Utah. Further, Applicant does not intend to solicit or provide services to individual consumers in the first years of operation, further mitigating any potential consumer risk.

R746-349-3(1)(l) “a five-year projection of expected operations including the following:”

R746-349-3(1)(I)(i) “proforma income statements and proforma cash flow statements,”

RESPONSE: See attached **Exhibits F, G and H, filed under seal.**

R746-349-3(1)(I)(ii) “when applicable, a technical description of the types of technology to be deployed in Utah including types of switches and transmission facilities, and”

RESPONSE:

Technical Description of Technology to Be Deployed in Utah

The proposed deployment in Utah will utilize a combination of modern switching, transmission, and access technologies designed to provide high-capacity, reliable, and scalable communications services. The following describes the key technology components and facilities:

1. Switching Equipment

- **Core Switches:**

High-capacity Layer 3 Ethernet/IP switches will serve as aggregation and routing points within the core network. These switches (e.g., Cisco Nexus, Juniper EX/QFX series, or equivalent) support multiple 10/40/100 Gbps interfaces and enable MPLS and QoS features for efficient traffic management.

- **Access Switches:**

Layer 2 access switches will be deployed at local network nodes or service aggregation points to handle customer or edge connections. These devices will support Power over Ethernet (PoE) for active equipment and provide VLAN segmentation for secure service delivery.

- **Redundancy and Control:**

All switching nodes will be configured in redundant pairs where feasible, using protocols such as Spanning Tree, VRRP, or dynamic routing to ensure service continuity.

2. Transmission Facilities

- **Fiber-Optic Backbone:**

The primary transmission medium will be single-mode fiber-optic cable, capable of supporting dense wavelength-division multiplexing (DWDM) for high-capacity transport. Typical link capacities will range from 10 Gbps to 400 Gbps, depending on the route and aggregation level.

- **Distribution and Access Fiber:**

Local distribution networks will use gigabit-capable passive optical network (GPON or XGS-PON) or active Ethernet configurations to reach customer premises or remote sites. Fiber routes will be placed primarily in existing public rights-of-way, underground conduit, or aerial infrastructure where available.

- **Wireless Links (if applicable):**

In remote or topographically challenging areas, licensed microwave or millimeter-wave point-to-point radio systems may be used to connect network nodes. These systems typically operate in the 6–80 GHz bands with capacities from 1 Gbps to 10 Gbps per link.

- **Power and Environmental Systems:**

All transmission facilities will be supported by commercial AC power with backup via battery and/or generator systems to ensure continuous operation during outages.

3. Network Management and Monitoring

All deployed equipment will be integrated into a centralized Network Operations Center (NOC) for continuous performance monitoring, fault detection, and remote configuration using SNMP, NetFlow, and telemetry-based management systems.

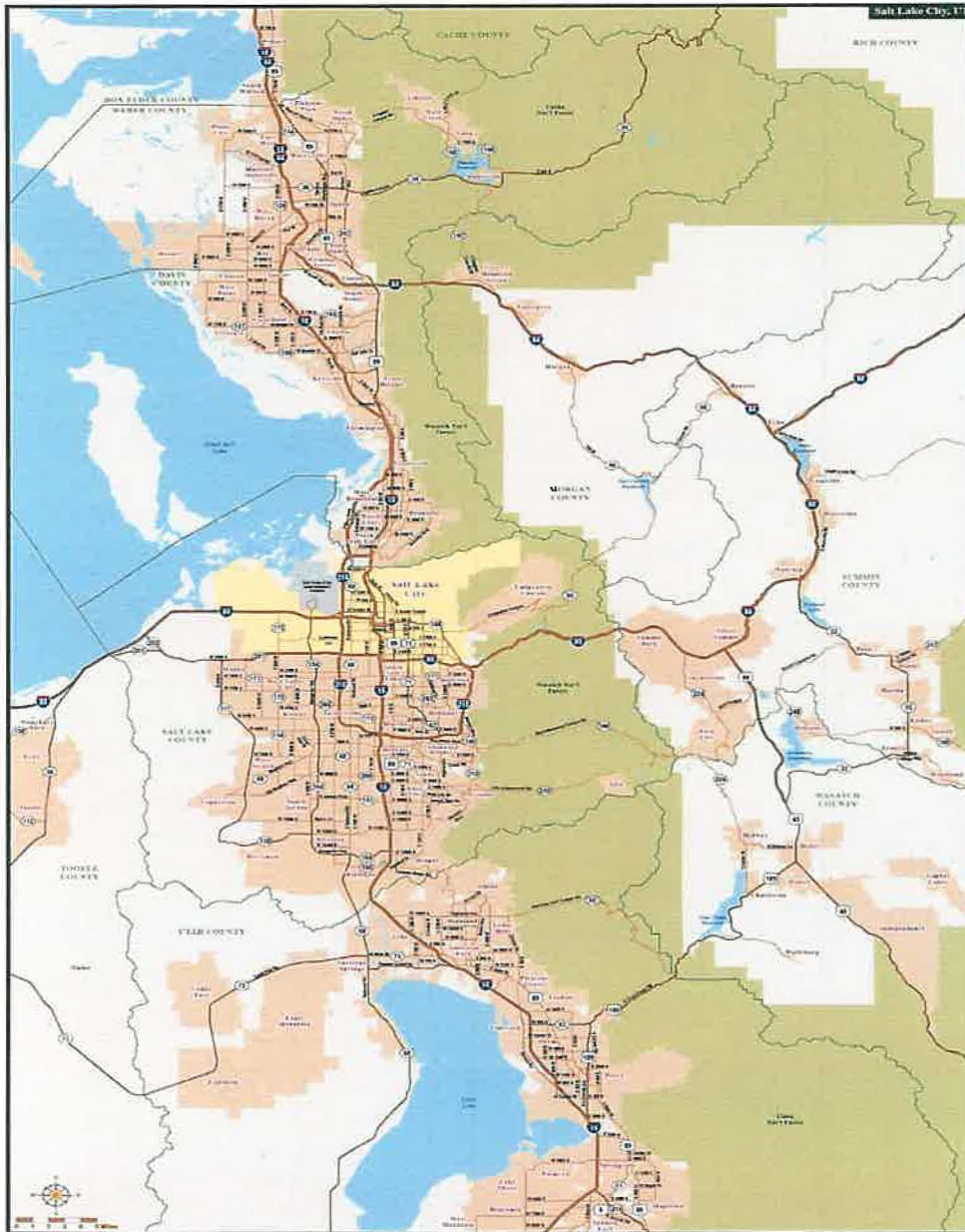
4. Standards and Compliance

All deployed technologies will comply with:

- IEEE Ethernet standards (802.1, 802.3, 802.11, etc.)
- ITU-T optical transmission standards (G.652, G.655, G.984, etc.)
- FCC and Utah state right-of-way regulations
- NEBS (Network Equipment-Building System) standards for environmental resilience

R746-349-3(1)(I)(iii) ““when applicable, detailed maps of proposed locations of facilities including a description of the specific facilities and services to be deployed at each location;”

RESPONSE:



R746-349-3(1)(m) “an implementation schedule pursuant to 47 U.S.C. 252(c)(3) of the Telecommunications Act of 1996 which shall include the date local exchange service for residential and business customers will begin;”

RESPONSE:

Milestone	Target Completion Date	Description
Regulatory Approval	05/01/2026	Receive final approval from the Utah Public Service Commission to operate as a CLEC.
Network Design & Engineering	04/01/2026	Complete detailed network architecture, facility route planning, and equipment specifications.
Facilities Deployment	05/15/2026	Construct or lease required network facilities, including fiber, switching, and interconnection points.
Network Testing & Commissioning	09/15/2026	Perform end-to-end testing of voice, data, and emergency services to ensure operational readiness and regulatory compliance.
Staff Training & Operations Setup	06/01/2026	Train operations and customer support staff, implement billing systems, and finalize operational procedures.
Service Launch – Business Customers	10/01/2026	Begin offering local exchange and other telecommunications services to business and enterprise customers.
Service Launch – Residential Customers	N/A	Begin offering local exchange and other telecommunications services to residential customers.
Ongoing Expansion & Optimization	Continuous	Expand network coverage to additional communities and optimize service performance based on customer demand.

R746-349-3(1)(n) “evidence of sufficient managerial and technical ability to provide the public telecommunications services contemplated by the application must be demonstrated by a showing of at least the following;

R746-349-3(1)(n)(i) “proof of certification in other jurisdictions; and that service is currently being offered in other jurisdictions by the applicant,

R746-349-3(1)(n)(ii) “or the corporation has had at least two years of recent experience in providing telecommunications services related to the type of services the CLEC intends to provide;”

RESPONSE: Endurance, LLC has a highly skilled and experienced leadership team with substantial expertise in the communications industry, including extensive telecommunications business, technical and managerial expertise and experience. Descriptions of the backgrounds and experience of Endurance’s officers and key personnel are attached as **Exhibit C**.

R746-349-3(1)(o) “a statement as to why entry by the applicant is in the public interest;

RESPONSE: The entry of Endurance as a CLEC in Utah will promote the public interest in several ways. First, it will increase competition in the provision of high-speed telecommunications services in Utah. Endurance will increase network diversity as well as pricing diversity for the Utah consumers when evaluating their telecommunications options. Additionally, Endurance’s network deployment will create jobs within the local community. The proposed deployment in Utah will utilize a combination of modern switching, transmission, and access technologies designed to provide high-capacity, reliable, and scalable communications services to Utah consumers. In doing so, Endurance will participate in the competitive telecommunications market in Utah, which will contribute to reducing prices to competitive levels and to enhancing the availability of high-quality telecommunications services. Endurance intends to provide services to business customers, ranging from small enterprises to large corporations; governmental and institutional entities, including schools, municipal facilities, and public safety organizations; and residential customers, where network facilities and market demand support service delivery. The granting of this Application would be of service to Utah’s telecommunications consumers and the Utah communities in which Endurance would serve.

R746-349-3(1)(p) “proof of authority to conduct business in Utah;

RESPONSE: See attached **Exhibit J**.

R746-349-3(1)(q) “a statement regarding complaints or investigations of unauthorized switching, otherwise known as slamming, or other illegal activities of the applicant or any of its affiliates in any jurisdiction. This statement should include the following”

R746-349-3(1)(q)(i) “sanctions imposed against the applicant for any of these activities,”

R746-349-3(1)(q)(ii) “copies of any written documents related to these complaints, investigations, or sanctions, including: orders or other materials from

the FCC or state commissions, any courts, or other bodies, and any complaint letters or other documents from any non-government entities or persons,”

R746-349-3(1)(q)(iii) “the applicant’s responses to any of these issues;”

RESPONSE: Endurance, LLC has not received any complaints of unauthorized switching, nor has it been subject to any investigations regarding unauthorized switching or any other illegal activities.

R746-349-3(1)(r) “statement about the applicant’s written policies regarding the solicitation of new customers and a description of efforts made by the applicant’s to prevent unauthorized switching of Utah local service by the applicant, its employees, or its agents.”

RESPONSE: Endurance, LLC maintains written policies and internal procedures governing the solicitation of new customers and the prevention of unauthorized switching (“slamming”) of Utah local exchange service. These policies apply to all employees, contractors, and authorized sales agents acting on behalf of the company.

1. Customer Solicitation Policies

Endurance’s customer solicitation activities are conducted in an ethical, transparent, and compliant manner in accordance with applicable federal and Utah state regulations. Key elements include:

- (a) All sales agents and representatives receive formal training on compliant solicitation practices, including accurate representation of services, pricing, terms, and conditions.
- (b) Solicitation materials (including door-to-door, telephone, digital, and in-person marketing) undergo internal compliance review prior to deployment.
- (c) Sales representatives must clearly identify themselves, the Endurance, LLC name, and the purpose of contact at the beginning of any customer interaction.
- (d) Customers are never pressured or misled into switching services. Consent must be freely given and properly documented.
- (e) Endurance, LLC maintains internal audit and monitoring mechanisms to ensure ongoing compliance with solicitation standards.

2. Prevention of Unauthorized Switching (Anti-Slamming Measures)

To prevent unauthorized switching of Utah local exchange service, Endurance, LLC implements the following safeguards:

- (a) Verified Customer Authorization: A service order is only processed after Endurance, LLC obtains verifiable customer authorization, which may include:

- (i) A signed Letter of Authorization (LOA),
 - (ii) A recorded third-party verification (TPV),
 - (iii) Or other legally recognized authorization methods approved by regulatory standards.
- (b) Sales Agent Oversight: All employees and independent agents are subject to background screening, compliance training, and periodic re-certification on anti-slamming regulations.
- (c) Transaction Logging: Each customer enrollment or service transfer is logged, time-stamped, and retained in customer records for regulatory and internal review purposes.
- (d) Complaint Handling Procedures: Endurance, LLC maintains a formal process for handling customer complaints related to unauthorized service changes, including immediate investigation, corrective action, and cooperation with regulatory authorities.
- (e) Disciplinary Actions: Any employee or agent found in violation of anti-slamming policies is subject to immediate disciplinary measures, up to and including termination and potential legal actions.

3. Ongoing Compliance Efforts

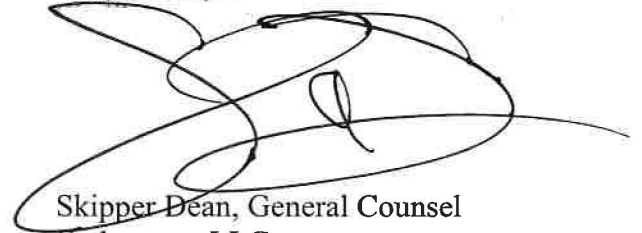
Endurance, LLC conducts periodic internal audits, compliance refresher training, and updates its written policies as needed to ensure continued alignment with evolving Utah Public Service Commission and FCC standards.

R746-349-3(2) “Additional questions relating to the technical, financial, and managerial capabilities of the applicant and public interest issues may be submitted by the Division or other parties in accordance with **R746-1-501, Discovery**.”

WHEREFORE, Endurance, LLC respectfully requests that the Utah Public Service Commission issue a CPCN authorizing Applicant to provide, throughout the State of Utah, facilities-based and resold local exchange, access and interexchange telecommunications services. Applicant

further respectfully requests that the Commission issue a CPCN to Applicant through an informal adjudication process, to the extent permitted under Utah Code section 54-8b-3(1)(b).

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Skipper Dean', is written over the printed name.

Skipper Dean, General Counsel
Endurance, LLC
6849 S 700 W, Ste. 100
Midvale, UT 84047
(801) 790-4245

EXHIBIT A

LLC
Certificate of Organization
OF
Endurance, LLC

The undersigned person(s) do hereby adopt the following Certificate of Organization for the purpose of forming a Utah Limited Liability Company.

Article I

The name of the limited liability company is to be Endurance, LLC

Article II

The purpose or purposes for which the company is organized is to engage in:
Telecommunications and other services

The Company shall further have unlimited power to engage in or to perform any and all lawful acts pertaining to the management of any lawful business as well as to engage in and to do any lawful act concerning any and all lawful business for which a Limited Liability Company may be organized under the Utah Limited Liability Company Act and any amendments thereto.

Article III

The Company shall continuously maintain an agent in the State of Utah for service of process who is an individual residing in said state. The name and address of the initial registered agent shall be:

(Registered Agent Name & Address)

Nicholas J Fuoco
6849 S 700 W
Midvale, UT 84047

Article IV

Name, Street address & Signature of all members/managers

Member #1

Lance Platt

10747 S Firefly Forest

Cir.

Sandy, UT 84092

Lance Platt

Signature

Member #2

Nicholas J Fuoco

1744 E Rosecrest Dr

Salt Lake City, UT 84108

Nicholas J Fuoco

Signature

DATED 12 September, 2025.

Article V

Management statement

This limited liability company will be managed by its Members

Article VI

Records required to be kept at the principal office include, but are not limited to the following:

Article VI.1

A current list in alphabetical order of the full name and address of each member and each manager.

Article VI.2

A copy of the stamped certificate of Organization and all *certificates of amendments thereto*.

Article VI.3

Copies of all tax returns and financial statements of the company for the three most recent years.

Article VI.4

A copy of the company's operating agreement and minutes of each meeting of members.

Article VII

The street address of the principal place of business is:

6849 S 700 W
Midvale, UT 84047

Article VIII

The duration of the company shall be perpetual

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

EXHIBIT B



March 3, 2026

Public Service Commission of Utah
Attn: Fred Nass
Heber M. Wells Building
160 E 300 S, 4th Floor
Salt Lake City, UT 84111

RE: Application of Endurance, LLC for a Certificate of Public Convenience and Necessity to Provide Facilities-Based and Resold Local Exchange, Access and Interexchange Telecommunications Services in the State of Utah

Dear Mr. Nass:

On behalf of Endurance, LLC, this letter is submitted as an exhibit to Applicant's application in accordance with Utah Admin. Code R746-349-3(1)(j)(ii).

I am the General Counsel of Endurance, LLC. I have the requisite knowledge to make the following attestation, and I am authorized to do so.

I attest to the accuracy, integrity, and objectivity of the statements of Endurance, LLC's application and all attached exhibits in my direct testimony.

Sincerely,



Skipper Dean, General Counsel
Endurance, LLC
6849 S 700 W, Ste. 100
Midvale, UT 84047
(801) 790-4245

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Application **ENDURANCE, LLC**,
for a Certificate of Public Convenience and Necessity
to Provide Facilities-Based and Resold Local Exchange,
Access, and Interexchange Telecommunications Services
in the State of Utah.

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DOCKET NO.

DIRECT TESTIMONY OF

SKIPPER DEAN

MARCH 3, 2026

1 Q: Please state your name and business address for the record.

2
3 A: My name is Skipper Dean. My business address is 6849 S 700 W Ste. 100, Midvale,
4 Utah 84047.

5
6 Q: By whom are you employed and in what capacity?

7
8 A: I am employed by Endurance, LLC ("Endurance") and Groove Technology
9 Solutions as General Counsel.

10
11 Q: Please describe your educational background and professional experience.

12
13 A: I earned my BS in Communications from Utah Valley University. I earned my JD
14 degree from Penn State University Dickinson School of Law. I have been licensed to
15 practice law in the state of Utah since 2014. I have been General Counsel for Groove
16 Technology Solutions since 2017.

17
18 Q: Are all of the statements in Endurance, LLC's application correct and true to the
19 best of your knowledge, information and belief?

20
21 A: Yes.

22
23 Q: Do you wish to incorporate by reference any documents into this testimony?

24
25 A: Yes, I wish to incorporate, by reference, Endurance, LLC's underlying application
26 filed in this proceeding and its associated exhibits.

27
28 Q: Do you ratify and confirm the statements and representations made in that
29 application and all exhibits thereto?

30
31 A: Yes.

32
33 Q: What is the purpose of your testimony in this proceeding?

34
35 A: The purpose of my testimony is to describe the technical, managerial and
36 financial fitness of Endurance, LLC to provide local exchange telecommunications
37 services within the state of Utah. This testimony will show how the public
38 interest of the state of Utah will be served by the approval of Endurance, LLC's
39 application.

40
41 Q: What services does Endurance, LLC propose to offer in Utah?

42
43 A: Endurance, LLC will utilize a combination of modern switching, transmission and
44 access technologies designed to provide high-capacity, reliable and scalable
45 communications services, including: local exchange services, exchange access
46 services, broadband and data services, long distance services, wholesale and carrier

47 services and VoIP services.

48

49 Q: What is your understanding of the requirements for obtaining a CPCN in Utah?

50

51 A: Endurance, LLC must show its technical, managerial and financial capability to
52 become a CLEC and that its proposal to do so is in the public interest for the State of
53 Utah.

54

55 Q: How does Endurance, LLC meet the technical, financial, and managerial
56 requirements?

57

58 A: Endurance, LLC has a highly skilled and experienced leadership team with
59 substantial expertise in the communications industry, including extensive
60 telecommunications business, technical and managerial expertise and experience.
61 Descriptions of the backgrounds and experience of Endurance's officers and key
62 personnel are attached as **Exhibit C** to its application for a CPCN, incorporated herein.

63

64 Q: Why is the proposed entry of Endurance, LLC in the public interest?

65

66 A: The entry of Endurance as a CLEC in Utah will promote the public interest in
67 several ways. First, it will increase competition in the provision of high-speed
68 telecommunications services in Utah. Endurance will increase network diversity as
69 well as pricing diversity for the Utah consumers when evaluating their
70 telecommunications options. Additionally, Endurance's network deployment will
71 create jobs within the local community. The proposed deployment in Utah will
72 utilize a combination of modern switching, transmission and access technologies
73 designed to provide high-capacity, reliable and scalable communications services to
74 Utah consumers. In doing so, Endurance will participate in the competitive
75 telecommunications market in Utah, which will contribute to reducing prices to
76 competitive levels and to enhancing the availability of high-quality
77 telecommunications services. Endurance intends to provide services to business
78 customers, ranging from small enterprises to large corporations; governmental and
79 institutional entities, including schools, municipal facilities, and public safety
80 organizations; and residential customers, where network facilities and market
81 demand support service delivery. The granting of this Application would be of
82 service to Utah's telecommunications consumers and the Utah communities in
83 which Endurance would serve.

84

85 Q: Does Endurance, LLC commit to complying with applicable Utah PSC rules and
86 regulations?

87

88 A: Yes. Endurance will comply with all applicable statutes, rules and orders of the
89 Utah Public Service Commission.

90

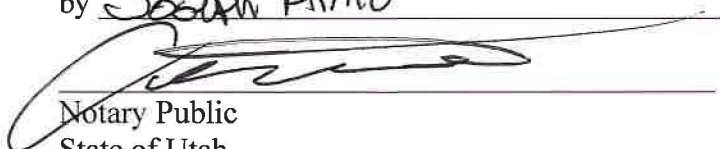
91 Q: Does this conclude your testimony?

92

93 A: Yes, it does.
94

State of Utah
County of Salt Lake

Subscribed and sworn to (or affirmed) before me on this 3 day of March, 20 26
by Joseph Aimo


Notary Public
State of Utah

My Commission Expires: 05/28/29
Commission Number: 743332

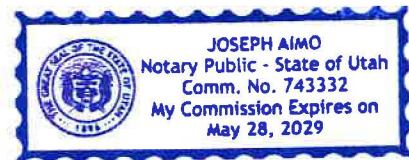


EXHIBIT C - Professional Summaries of Key Personnel

Lance Platt is the CEO of Endurance, LLC. Additionally, Lance Platt is the President and CEO of Groove Technology Solutions, where he leads with a deep commitment to innovation and operational excellence across the technology sector. A proud graduate of the University of Utah, Lance also has an MBA from the University of Phoenix and a PhD from Capella University in Organization and Management. Prior to founding Groove Technology Solutions in , Lance served as CEO of Circa 3D and was the National Sales Manager of CrossCom National. Since its founding, Groove has been a leader in the industry in delivering integrated technology solutions that elevate user experiences. Lance brings a powerful blend of academic insight and entrepreneurial drive to every venture. A seasoned executive with a passion for service and strategy, Lance has been a member of the DIRECTV Dealer Advisory Council since 2011. He also serves as Vice President of Lighthouse Sanctuary, a nonprofit organization that supports and shelters children suffering from abuse and trafficking in the Philippines. Beyond the boardroom, Lance is a dedicated family man, husband to Robyn, and proud father of four. A self-proclaimed “adrenaline junkie,” he has even competed in the grueling Canadian Death Race. His adventurous spirit and business acumen were recently recognized when he was named a 2024 EY Entrepreneur of the Year Finalist for the Mountain West Region.

Nick Fuoco is the Chief Financial Officer of Groove Technology Solutions and Endurance, LLC. He brings deep expertise in corporate finance, accounting, and operational strategy. Nick graduated with his BS in Accounting from Westminster University. Nick is a licensed CPA in the State of Utah and holds an MBA in Accounting and Finance from the University of Utah. His financial leadership spans multiple industries, with a focus on driving efficiency and sustainable growth. Prior to serving as the Chief Financial Officer for Groove Technology Solutions in 2017, Nick served as the Vice President of Finance for Nicholas and Company, where he was responsible for all financials and oversaw the financial performance of the company with revenues in excess of \$600+ million. Outside his corporate role, Nick is committed to community enrichment. He is deeply involved in the Italian American community as the founder and creator of Salt Lake City’s Italian Festival, Festa Italiana SLC, and currently serves as the Honorary Italian Consul for the State of Utah. In his free time, Nick is an avid sports fan, supporting AS Roma and the Utah Jazz. He loves to travel, hit the golf course when he can, and most of all, spend time with his wife, Kristen, and their three kids, Lucia, Clara, and Leo.

Ryan Friesenhahn is the Chief Technology Officer at Endurance, LLC and at Groove Technology Solutions, where he leads the company’s technology strategy and innovation efforts. With over 15 years of experience in systems architecture, network infrastructure, and IT leadership, Ryan ensures that Groove’s solutions are secure, scalable, and aligned with customer needs. Ryan’s educational background includes a Bachelor of Science in Mechanical

Engineering from the University of Texas - San Antonio, a Bachelor of Arts in Aeronautical Engineering from the University of South Carolina, an MBA from Texas A&M and a Ph.D. in Physics from the Massachusetts Institute of Technology. Ryan also served for 11 years in the U.S. Air Force. Prior to joining Groove, Ryan served as President of Laredo Internet, Inc., where he was a visionary leader who designed and built a full-scale ISP business from the ground up. While at Laredo Internet, Ryan spearheaded fiber installation, wireless solutions, and infrastructure expansion, ensuring high-quality service delivery. With a hands-on approach and problem-solving mindset, Ryan is committed to delivering high-performance systems that support Endurance's mission of providing exceptional, future-ready technology solutions. He works closely with cross-functional teams to develop and implement technologies that drive efficiency and long-term value. Outside of work, Ryan is a proud father of five and values quality time with his family. He enjoys playing golf, experimenting with new recipes in the kitchen, and exploring new destinations through family travel.

Mike Murfin is the Vice President of Operations at Endurance, LLC. He also serves as the Vice President of Operations for Groove Technology Solutions, where he leads project management, deployment operations, field technician teams, and supply chain management. With over 20 years of experience, Mike is focused on ensuring seamless service delivery and client satisfaction across all operations. His leadership has driven significant improvements in workflow optimization, field service coordination, and supply chain resilience. Prior to joining Groove in 2022, Mike served as the Senior Director of Sales Support and Process and the Director of Operations for Allbridge, a technology solutions company for commercial properties across the U.S. Mike fosters a culture of operational excellence, clear communication, and continuous improvement, ensuring Groove delivers high-quality, efficient solutions from project kickoff through post-deployment support. Mike and his wife, Marcy, are raising their two kids in the Raleigh area, where weekends usually mean cheering from the sidelines at youth sports games. When he's not coaching from the stands, Mike's firing up the grill, tackling his latest DIY project, or planning his next travel adventure.

Skipper Dean is General Counsel for Groove Technology Solutions and Endurance, LLC. Skipper graduated with his BS in Communications from Utah Valley University. He earned his JD degree from Penn State University Dickinson School of Law. Skipper has been licensed to practice law in the state of Utah since 2014. His legal expertise covers multiple industries, including contract drafting and negotiation, employment law, construction law, telecommunication law, regulatory affairs, risk management, and acquisitions. Prior to serving as legal and general counsel with Groove in 2017, Skipper practiced law in Roosevelt and Vernal, Utah. Skipper represented clients in a variety of legal fields including civil contracts, property disputes, family law, probate, and criminal defense. He was also head of compliance for a Lehi marketing company while he prepared for the Utah state bar exam. In his spare time, Skipper enjoys a variety of sports. As an avid runner, he enjoys the competition of participating in multiple Ragnar relay races, but also the ability of self-reflection during quiet runs in nature. His

favorite pastime is spending time with his wife, Nia, and the busy schedule that comes with having four children constantly involved in a variety of sports and other activities.

EXHIBIT D - Organizational Chart

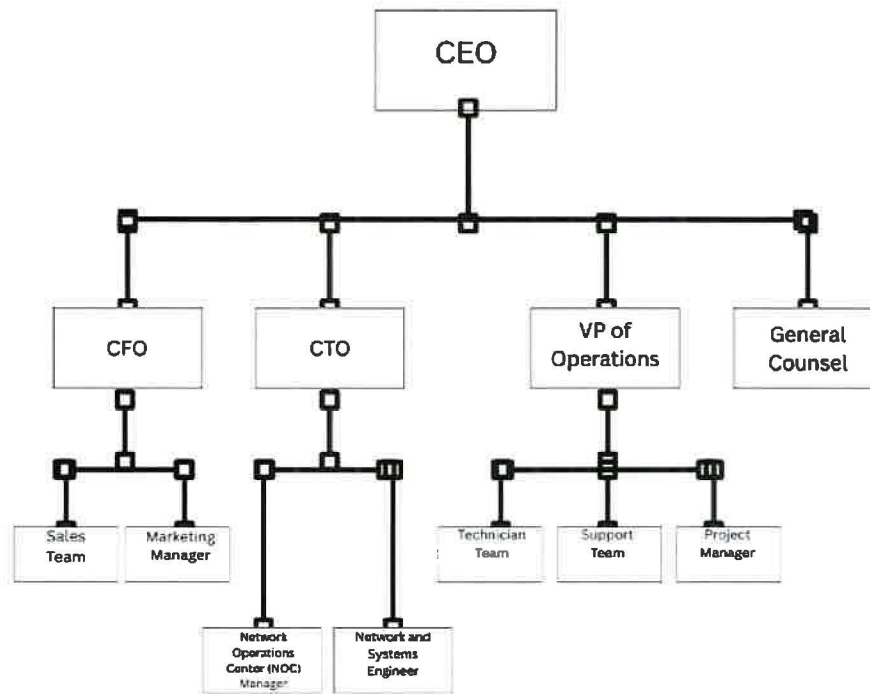


EXHIBIT J



Filed in the Office of <i>Adam Watson</i> Director, Division of Corporations and Commercial Code Filed in the State of Utah	Filing Number 250912553385B Filed On September 12, 2025 Entity Number 14609657-0160 Number of Pages 2
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State of Utah
Department of Commerce
Division of Corporations and Commercial Code

Domestic Limited Liability Company - Certificate of Organization

ENTITY INFORMATION

Entity Name: Endurance, LLC
Entity Number: 14609657-0160
Effective Date: September 12, 2025
Effective Time: 07:00 AM

BUSINESS DETAILS

Duration Date: Perpetual

BUSINESS CLASSIFICATION:
A Limited Liability Company

FILING DETAILS

Purpose Statement: Management and Sales telecommunication and network services

PRINCIPAL OFFICE INFORMATION:

Principal Office Address: 6849 S 700 W, Midvale, UT 84047
Mailing Address: 6849 S 700 W, Midvale, UT 84047

REGISTERED AGENT

Agent Type: Individual
Name: Nicholas Fuoco
Address: 6849 S 700 W, Midvale, UT 84047

ACTIVE PRINCIPAL INFORMATION

Title: Manager
Name: Nicholas Fuoco
Address: UT

REQUIRED SIGNATURES

- I declare that the information contained in this electronic submission is true and accurate.
- I affirm that I am legally authorized to sign this document.
- I acknowledge receipt of the below information:
 - The information provided in this form will be used by the Division to evaluate and complete your request. Failure to provide complete information as requested will result in the denial of your request as incomplete.
 - Information provided in this form is retained in accordance with state record retention laws. For specific information about the records retention for this form, please visit <https://corporations.utah.gov/records/>.
 - In order to comply with legal and regulatory requirements, we may share information provided in this form with authorized parties such as other government agencies, national licensing databases, contracted vendors, etc. Additionally, many items collected by the Division are classified as "public" under the Government Records Access and Management Act, Utah Code § 63G-2-101 et seq.
 - For more information on how the information you provide is shared, please refer to <https://corporations.utah.gov/records/>.
- **Electronic Signature:** Nicholas Fuoco
Title/Capacity: Organizer