

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Notification of)
Transfer of Control -- COMM SOUTH)
COMPANIES, INC., and ARBOS)
Communications, Inc. to Arcomm)
Holdings Co.)

DOCKET NO. 02-2250-01
REPORT AND ORDER

ISSUED: February 13, 2003

SYNOPSIS

The proposed transfer of control of Comm South Companies, Inc., appearing to be in the public interest, the Commission approved the same.

By The Commission:

PROCEDURAL HISTORY

On October 30, 2002, Comm South Companies, Inc. ("Comm South") notified the Commission of the allocation of all the outstanding common stock of Comm South Companies, Inc. from Arbos Communications, Inc. to Arcomm Holding Co. Comm South represents that it has undergone a corporate reorganization whereby Arbos Communications, Inc. allocated 100 percent of the outstanding shares of Comm South to Arcomm Holdings Co., thereby making Comm South a wholly owned subsidiary of Arcomm Holdings Co. Comm South further represents that the transaction resulted in a change of control in name, but not ownership of Comm South because Arcomm Holding Co. has the same ownership as Arbos Communications, Inc. Comm South states that the transaction will cause no changes in the manner in which it provides service to its customers, and will be transparent to customers.

The matter was referred for review and recommendation to the Division of Public Utilities (DPU). On January 5, 2003, the DPU filed a memorandum containing the results of its investigation and its recommendation. The DPU recommends approval of the transfer of control of Comm South.

DISCUSSION

Comm South has provided detailed information and other documents to establish the pertinent facts of the matter. The Commission finds that this petition can reasonably be expect to be unopposed and that this matter may be adjudicated informally under Utah Admin. Code R746-110. Pursuant to that Rule, the Commission may enter an Order, without hearing. The Order issued herein will be tentative for a 20 day period. There appears to be no detriment to the public interest, and we will approve the transfer of control from Arbos Communications, Inc. to Arcomm Holding Co.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

1. The transfer of control of the stock of Comm South Companies, Inc. from Arbos Communications, Inc. to Arcomm Holding Co. is approved.
2. This Order is issued pursuant to Rule 110 and shall be effective 20 days from the issuance date. Any person may file a protest to this Order prior to its effective date and the Commission shall suspend the effectiveness of this Order,

pending further proceedings, upon the filing of a meritorious protest. Absent the filing of any meritorious protest during that 20 day period, the Order shall automatically become effective without further action.

3. Notice of this Order shall be made by the Commission through the Commission's Telecommunications notice list.

Dated at Salt Lake City, Utah, this 13th day of February, 2003.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Richard M. Campbell, Commissioner

Attest:

/s/ Julie Orchard

Commission Secretary

G#32740