

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION  
AT RICHMOND, APRIL 21, 2016

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SCC-CLERK'S OFFICE  
DOCUMENT CONTROL CENTER  
2016 APR 21 P 3:30

APPLICATION OF

SUNSET FIBER, LLC

CASE NO. PUC-2016-00029

For a certificate of public convenience  
and necessity to provide interexchange  
telecommunications services in the  
Commonwealth of Virginia

ORDER FOR NOTICE AND COMMENT

On April 18, 2016, Sunset Fiber, LLC ("Sunset Fiber" or "Company"), filed an application with the State Corporation Commission ("Commission") for a certificate of public convenience and necessity to provide interexchange telecommunications services throughout the Commonwealth of Virginia ("Application"). Sunset Fiber also requested authority to price its interexchange telecommunications services on a competitive basis pursuant to § 56-481.1 of the Code of Virginia.

NOW THE COMMISSION, upon consideration of the Application, is of the opinion and finds that it should docket the Company's Application; Sunset Fiber should give notice to the public of its Application; interested persons should have an opportunity to comment and request a hearing on Sunset Fiber's Application; and the Commission's Staff ("Staff") should conduct an investigation into the reasonableness of the Application and present its findings in a report ("Staff Report").

Accordingly, IT IS ORDERED THAT:

- (1) This case is docketed and assigned Case No. PUC-2016-00029.

(2) On or before May 13, 2016, Sunset Fiber shall complete publication of the following notice to be published on one occasion, as classified advertising, in newspapers having general circulation throughout its proposed service territory:

NOTICE TO THE PUBLIC OF AN APPLICATION BY  
SUNSET FIBER, LLC, FOR A CERTIFICATE OF PUBLIC  
CONVENIENCE AND NECESSITY TO PROVIDE  
INTEREXCHANGE TELECOMMUNICATIONS SERVICES IN  
THE COMMONWEALTH OF VIRGINIA  
CASE NO. PUC-2016-00029

On April 18, 2016, Sunset Fiber, LLC ("Sunset Fiber") filed an application with the State Corporation Commission ("Commission") for a certificate of public convenience and necessity to provide interexchange telecommunications services throughout the Commonwealth of Virginia ("Application"). Sunset Fiber also requested authority to price its interexchange telecommunications services on a competitive basis pursuant to § 56-481.1 of the Code of Virginia.

Copies of the Application are available for public inspection between the hours of 8:15 a.m. and 5 p.m., Monday through Friday, excluding holidays, in the Commission's Document Control Center located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219. Copies of the Application also may be downloaded from the Commission's website: <http://www.scc.virginia.gov/case> or may be ordered from Sunset Fiber's counsel, Eric M. Page, Esquire, Eckert Seamans Cherin & Mellott, LLC, SunTrust Center, 919 East Main Street, Suite 1300, Richmond, Virginia 23219.

On or before May 27, 2016, any person desiring to comment on Sunset Fiber's Application may do so by directing such comments in writing to the Clerk of the Commission at the address set forth below. Interested persons desiring to submit comments electronically may do so by following the instructions found on the Commission's website: <http://www.scc.virginia.gov/case>. A hard copy of the comments, whether submitted in writing or electronically, shall be served on Sunset Fiber's counsel at the address set forth above.

On or before May 27, 2016, any person may request a hearing on Sunset Fiber's Application. If not filed electronically, an original and fifteen (15) copies of the request for hearing shall

be submitted to the Clerk of the Commission at the address set forth below. Requests shall include: (i) a precise statement of the interest of the filing party; (ii) a statement of the specific action sought to the extent then known; (iii) a statement of the legal basis for such action; and (iv) a precise statement why a hearing should be conducted in the matter. Persons filing a request for hearing shall serve a copy of the request upon Sunset Fiber's counsel at the address set forth above, on or before May 27, 2016.

All written communications to the Commission concerning Sunset Fiber's Application should be directed to Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23219, and shall refer to Case No. PUC-2016-00029.

SUNSET FIBER, LLC

(3) On or before May 13, 2016, Sunset Fiber shall provide a copy of the notice contained in Ordering Paragraph (2) to each local exchange carrier certificated in Virginia and each interexchange carrier certificated in Virginia by personal delivery or first class mail, postage prepaid, to the customary place of business. Lists of all current local exchange and interexchange carriers in Virginia are attached to this Order as Appendices A and B, respectively.

(4) Any person desiring to comment on Sunset Fiber's Application may do so by directing such comments in writing, on or before May 27, 2016, to Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. Interested persons desiring to submit comments electronically may do so by following the instructions on the Commission's website: <http://www.scc.virginia.gov/case>. A hard copy of such comments, whether submitted in writing or electronically, shall be served on Sunset Fiber's counsel, Eric M. Page, Esquire, Eckert Seamans Cherin & Mellott, LLC, SunTrust Center, 919 East Main Street, Suite 1300, Richmond, Virginia 23219.

(5) On or before May 27, 2016, any person may request a hearing on Sunset Fiber's Application. If not filed electronically, an original and fifteen (15) copies of the request for hearing shall be submitted to the Clerk of the Commission at the address set forth in Ordering Paragraph (4). Written requests for hearing shall refer to Case No. PUC-2016-00029 and shall include: (i) a precise statement of the interest of the filing party; (ii) a statement of the specific action sought to the extent then known; (iii) a statement of the legal basis for such action; and (iv) a precise statement why a hearing should be conducted in the matter. A copy also shall be served on Sunset Fiber at the address set forth in Ordering Paragraph (4).

(6) On or before June 3, 2016, Sunset Fiber shall file with the Commission proof of notice and proof of service as ordered herein.

(7) The Staff shall analyze the reasonableness of Sunset Fiber's Application and present its findings in a Staff Report to be filed on or before June 10, 2016.

(8) On or before June 17, 2016, Sunset Fiber may file responses to the Staff Report or to any comments or requests for hearing filed with the Commission. If not filed electronically, an original and fifteen (15) copies of any responses shall be submitted to the Clerk of the Commission at the address set forth in Ordering Paragraph (4). A copy of the response shall be delivered by overnight delivery to the Commission's Staff and Office of General Counsel and to any other persons who filed comments or requests for hearing.

(9) Sunset Fiber shall respond to written interrogatories or data requests within seven (7) calendar days after the receipt of the same. Persons who filed requests for hearing shall provide to the Company, the Staff, and any other persons who filed requests for hearing, promptly upon request, any work papers or documents used in preparation of their requests for hearing. Except

as so modified, discovery shall be in accordance with Part IV of the Commission's Rules of Practice and Procedure, 5 VAC 5-20-240 *et seq.*

(10) The Company shall respond promptly to requests from interested persons for copies of the Application and shall provide one copy free of charge. Copies also are available for public inspection between the hours of 8:15 a.m. and 5 p.m., Monday through Friday, excluding holidays, in the Commission's Document Control Center located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219. Copies of the Application also may be downloaded from the Commission's website: <http://www.scc.virginia.gov/case>.

(11) This matter is continued generally.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to:

Eric M. Page, Esquire, Eckert Seamans Cherin & Mellott, LLC, SunTrust Center, 919 East Main Street, Suite 1300, Richmond, Virginia 23219; Jeff Mitchell, Esquire, The Mitchell Law Firm, A Professional Corporation, 1700 Kraft Drive, Suite 2000, Blacksburg, Virginia 24060; and C. Meade Browder, Jr., Senior Assistant Attorney General, Division of Consumer Counsel, Office of the Attorney General, 900 East Main Street, Second Floor, Richmond, Virginia 23219. A copy also shall be delivered to the Commission's Office of General Counsel and Divisions of Communications and Public Service Taxation.

APPENDIX A

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24/7 MID-ATLANTIC NETWORK OF VIRGINIA, L  
CHRISTOPHER MORRIS  
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ACCESS POINT OF VIRGINIA, INC.  
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APPENDIX B

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MICHELLE SALISBURY  
SENIOR PARALEGAL - NSD/DAS  
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Bankruptcy protection 3-2013

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