COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, JUNE 9, 2022

SCC-CLERK'S OFFICE
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APPLICATION OF

ACN COMMUNICTIONS SERVICES, LLC

CASE NO. PUR-2022-00082

For certificates of public convenience and necessity to provide local exchange and interexchange telecommunications services in the Commonwealth of Virginia

ORDER FOR NOTICE AND COMMENT

On June 2, 2022, ACN Communications Services, LLC ("ACN" or "Company") completed the filing of an application ("Application") with the State Corporation Commission ("Commission") for certificates of public convenience and necessity to provide local exchange and interexchange telecommunications services in the Commonwealth of Virginia. The Company 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 this matter, is of the opinion and finds that it should docket the Company's Application; that ACN should give notice to the public of its Application; that interested persons should have an opportunity to comment and request a hearing on the Company's Application; and that the Staff of the Commission ("Staff") should conduct an investigation into the reasonableness of the Application and present its findings in a report ("Staff Report").

The Commission takes judicial notice of the ongoing public health issues related to the spread of the coronavirus, or COVID-19. The Commission has taken certain actions, and may

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take additional actions going forward, which could impact the procedures in this proceeding.[1] Consistent with these actions, the Commission will, among other things, direct the electronic filing of testimony and pleadings, unless they contain confidential information, and require electronic service on parties to this proceeding.

Accordingly, IT IS ORDERED THAT:

(1) This case is docketed and assigned Case No. PUR-2022-00082.

(2) All pleadings, briefs, or other documents required to be served in this matter shall be submitted electronically to the extent authorized by 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure ("Rules of Practice").[2] Confidential and Extraordinarily Sensitive Information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. Any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.[3]

(3) Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Rules of Practice, the Commission directs that service on parties and the Staff in this matter shall be accomplished by

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[1] *See, e.g.*, *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Electronic Service of Commission Orders*, Case No. CLK-2020-00004, 2020 S.C.C. Ann. Rept. 76, Order Concerning Electronic Service of Commission Orders (Mar. 19, 2020), extended by 2020 S.C.C. Ann. Rept. 77, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (May 11, 2020); *Commonwealth of Virginia, ex rel., State Corporation Commission, Ex Parte: Revised Operating Procedures During COVID-19 Emergency*, Case No. CLK-2020-00005, 2020 S.C.C. Ann. Rept. 77, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (Mar. 19, 2020) ("Revised Operating Procedures Order"), extended by 2020 S.C.C. Ann. Rept. 78, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (May 11, 2020); *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Electronic service among parties during COVID-19 emergency*, Case No. CLK-2020-00007, 2020 S.C.C. Ann. Rept. 79, Order Requiring Electronic Service (Apr. 1, 2020).

[2] 5 VAC 5-20-10 *et seq.*

[3] As noted in the Revised Operating Procedures Order, submissions to the Commission's Clerk's Office via U.S. mail or commercial mail equivalents may be subject to delayed processing due to the COVID-19 public health issues.

electronic means. Concerning Confidential or Extraordinarily Sensitive Information, parties and the Staff are instructed to work together to agree upon the manner in which documents containing such information shall be served upon one another, to the extent practicable, in an electronically protected manner, even if such information is unable to be filed in the Office of the Clerk, so that no party or the Staff is impeded from preparing its case.

(4) On or before July 6, 2022, ACN 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
ACN COMMUNICATIONS SERVICES, LLC, FOR
CERTIFICATES OF PUBLIC CONVENIENCE AND
NECESSITY TO PROVIDE LOCAL EXCHANGE AND
INTEREXCHANGE TELECOMMUNICATIONS SERVICES
IN THE COMMONWEALTH OF VIRGINIA
CASE NO. PUR-2022-00082

June 2, 2022, ACN Communications Services, LLC ("ACN") filed an application ("Application") with the State Corporation Commission ("Commission") for certificates of public convenience and necessity to provide local exchange and interexchange telecommunications services throughout the Commonwealth of Virginia. ACN 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 may be downloaded from the Commission's website: scc.virginia.gov/pages/Case-Information, or may be obtained from ACN by contacting Sharon Thomas, Inteserra, 151 Southhall Lane, Suite 450, Maitland, Florida 32751, Sthomas@inteserra.com.

On or before July 20, 2022, any interested person may submit comments on the Application electronically by following the instructions on the Commission's website: scc.virginia.gov/casecomments/Submit-Public-Comments. Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the Commission, c/o Document Control Center, P.O. Box 2118,

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Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2022-00082.

On or before July 20, 2022, any interested person may file a request for a hearing with the Clerk of the Commission at scc.virginia.gov/clk/efiling. Those unable, as a practical matter, to file electronically may file a request for hearing by U.S. mail to the Clerk of the Commission at the address listed above. Such request for hearing shall include the email addresses of such parties or their counsel, if available. Requests for a hearing shall include: (i) a precise statement of the filing party's interest in the proceeding; (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 this matter. All requests for a hearing shall refer to Case No. PUR-2022-00082. Persons filing a request for hearing shall serve a copy of their request upon ACN.

ACN COMMUNICTIONS SERVICES, LLC

(5) On or before July 6, 2022, ACN shall provide a copy of the notice contained in Ordering Paragraph (4) by email to each local exchange telephone carrier certificated in Virginia and each interexchange carrier certificated in Virginia. Lists of all current local exchange and interexchange carriers in Virginia are attached to this Order as Appendices A and B, respectively.

(6) On or before July 20, 2022, any interested person may submit comments on the Application by following the instructions found on the Commission's website: scc.virginia.gov/casecomments/Submit-Public-Comments. Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2022-00082.

(7) On or before July 20, 2022, any interested person may file a request for a hearing with the Clerk of the Commission at scc.virginia.gov/clk/efiling. Those unable, as a practical

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matter, to file electronically may file a request for hearing by U.S. mail to the Clerk of the Commission at the address listed in Ordering Paragraph (6). Such request for hearing shall include the email addresses of such parties or their counsel, if available. Requests for a hearing shall include: (i) a precise statement of the filing party's interest in the proceeding; (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 this matter. All requests for a hearing shall refer to Case No. PUR-2022-00082. Persons filing a request for hearing shall serve a copy of their request upon ACN via Sharon Thomas, Inteserra, 151 Southhall Lane, Suite 450, Maitland, Florida 32751, Sthomas@inteserra.com.

(8) On or before July 27, 2022, ACN shall file with the Commission proof of notice and proof of service as ordered herein.

(9) Staff shall analyze the reasonableness of ACN's Application and present its findings in a Staff Report to be filed on or before August 10, 2022.

(10) On or before August 17, 2022, ACN may file, with the Clerk of the Commission at scc.virginia.gov/clk/efiling, any response to the Staff Report and/or to any comments or requests for hearing filed with the Commission. A copy of the response shall be sent electronically to the Staff and the Commission's Office of General Counsel and to any person who filed a request for a hearing on the Application.

(11) The Company 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, 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

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

(12) The Company shall respond promptly to requests from interested persons for copies of the Application and shall provide one copy free of charge. Copies of the Application also may be downloaded from the Commission's website: scc.virginia.gov/pages/Case-Information.

(13) In accordance with 20 VAC 5-417-20 G 1 b of the Commission's Rules Governing the Certification and Regulation of Competitive Local Exchange Carriers, ACN shall provide a performance or surety bond in the amount of $50,000 in a form to be prescribed by Staff. This bond shall be provided to the Commission's Division of Public Utility Regulation within thirty (30) days from the date of this Order.

(14) This matter is continued.

A COPY hereof shall be sent electronically by the Clerk of the Commission to: Sharon Thomas, Inteserra, 151 Southhall Lane, Suite 450, Maitland, Florida 32751, Sthomas@inteserra.com; and C. Meade Browder, Jr., Senior Assistant Attorney General, Office of the Attorney General, Division of Consumer Counsel, 202 N. 9th Street, 8th Floor, Richmond, Virginia 23219, MBrowder@oag.state.va.us.

APPENDIX A

LEC Phone Companies		
Company	**Regulatory Contact**	**Email**
Access One of Virginia, Inc.	Julie May	jmay@accessoneinc.com
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All Points Northern Neck, LLC	James Carr	legal@allpointsbroadband.com
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AMCS Networking Services LLC	Robert Stankey	robertstankey@dwt.com
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AOC Connect, LLC	Michelle Silvia	msilvia@aocwins.com
AT&T Communications of Virginia, LLC	Richard T. "Chip" Howell	rh2514@att.com
ATC Outdoor DAS, LLC	Lauren M Ramirez	Lauren.Ramirez@americantower.com
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Broadview Networks of Virginia, Inc.	Steve Bogdan **	sbogdan@broadviewnet.com
Broadvox-CLEC, LLC	Susan Cramer-Rapinz	ag@gertsburglaw.com
Broadwing Communications, LLC	Deloris Carroll**	Deloris.carroll@lumen.com
BTR Fiber LLC	Thomas E. Jaskiewicz	tomiaski@btrusa.com
BullsEye Telecom of Virginia, LLC	David Bailey	dbailey@bullseyetelecom.com
Burke's Garden Telephone Company,. Inc.	Fred Lawless	fblawless@bgtco.net
Business Telecom of Virginia, Inc.	Becky West**	Becky.West@windstream.com

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Cavalier Telephone, L.L.C.	Becky West**	Becky.West@windstream.com
CBTS Virginia LLC	Ted Heckmann	Ted.heckmann@cinbell.com
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Central Telephone Company of Virginia	Deloris Carroll**	Deloris.carroll@lumen.com
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CenturyTel Broadband Services, LLC	Deloris Carroll**	Deloris.carroll@lumen.com
Charter Fiberlink VA-CCO, LLC	Betty Sanders	betty.sanders@charter.com
Citizens Telephone Cooperative	J. Gregory Sapp	gregsapp@citizens.coop
City of Danville d/b/a Danville Dept of Utilities	Jason Grey	greyjc@danvilleva.gov
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Cox Virginia Telcom, L.L.C.	Robert J. Howely	Robert.howley@cox.com
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CTC Communications of Virginia, Inc.	Becky West**	Becky.West@windstream.com
Dark Fiber and Infrastructure, LLC	Judd Carothers	judd@fiberandconduit.com

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Down Under Communications, LLC	Daryl Dunbar	Daryl@Downunderc.com
EarthLink Business, LLC	Becky West**	Becky.West@windstream.com
EMPOWER Telecom, Inc.	James Patrick Guy II	jguy@MECKELEC.ORG
eNetworks, LLC	Gina Lawrence	Gina.lawrence@essentia-inc.com
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ExteNet Systems (Virginia) LLC	H. Anthony Lehv	alehv@extenetsystems.com
Fiber Connect LLC	Clifford Paul	cpaul@fiber-connect.com
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France Telecom Corporate Solutions L.L.C.	Joe Topel	joe.topel@orange.com
Frontier Communications of Virginia, Inc.	Angela McCall	angie.mccall@ftr.com
Fusion Cloud Services, LLC	Ronald A. Sheehan**	Ronald.Sheehan@fusionconnect.com
Fusion Communications, LLC	Ronald A. Sheehan**	Ronald.Sheehan@fusionconnect.com
Fusion Connect LLC (Used in VA by: Fusion LLC)	Ronald A. Sheehan**	Ronald.Sheehan@fusionconnect.com
GC Pivotal, LLC	Kevin Sullivan	Kevin.Sullivan@gtt.net and tax@gtt.net
GCR Telecommunications, Inc.	Glenn C. Ratliff	GCR@GCRCompany.com
GetGo Communications Virginia LLC	Victor Bunaev	victor.bunaev@logmein.com
GigaCom, LLC	Dean Cline	dcline@gigacom.net
GigaMonster Networks, LLC	Ronald K. Rueve	rkrueve@gigamonster.net
Global Crossing Telemanagement VA, LLC	Deloris Carroll**	derek.kelly@lumen.com
Goff Network Technologies - Virginia, Inc.	Matthew Van Hoesen	Matthew.VanHoesen@usa-groups.com
Granite Telecommunications, LLC	Paula Foley	Paula.Foley@granitenet.com

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Highland Telephone Cooperative	Chad Kimbble	kimble@htcnet.org
Hudson Fiber Network (Virginia) LLC	Brian Kirk	compliance@util.extenetsystems.com
IDT America of Virginia, LLC	John Peterson	john.peterson@IDT.net
iGo Technology, Inc.	Terri Firestein	tfireccg@myactv.net
Intellifiber Networks, LLC	Becky West**	Becky.West@windstream.com
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Kinex Telecom, Inc.	Jim Garrett	jgarrett@kinextel.com
Level 3 Communications of Virginia, Inc.	Deloris Carroll**	Deloris.carroll@lumen.com
Level 3 Communications, LLC	Deloris Carroll**	Deloris.carroll@lumen.com
Level 3 Telecom of Virginia, LLC	Deloris Carroll**	Deloris.carroll@lumen.com
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LMK Communications, LLC	Tim Pressley**	Tim.pressley@lumosfiber.com
Local Access LLC	Robert Russell	brussell@localaccessholdings.com
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Lumos Telephone of Botetourt Inc.	Tim Pressley**	Tim.pressley@lumosfiber.com
Matrix Telecom of Virginia, LLC	Alex Valencia	Alex.valencia@lingo.com
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Metropolitan Network Services, Inc.	Robert Jones	rjones@jucinc.net
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MGW Networks, L.L.C.	R. Craig Smith**	rcraigsmith@mgwnet.com

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NOS Communications, Inc.	Jessica Renneker	Jrenneker@aninetworks.com
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Point Broadband Acquisition, LLC	Chad Wachter	chad.wachter@point-broadband.com
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QuantumShift Communications of Virginia, Inc.	Scott A. Sterling	ssterling@americanrepartners.com
Qwest Communications Corporation of Virginia	Deloris Carroll**	Deloris.carroll@lumen.com

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Sunset Digital Communications (DE), LLC	Chad Wachter**	cwachter@itchold.com
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Talk America, LLC	Becky West**	Becky.West@windstream.com
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TelCove Operations, LLC	Deloris Carroll**	Deloris.carroll@lumen.com
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Tier 1 Fiber, LLC	Richelle Johnson	rjohnson@fibernetworkservices.com
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Time Warner Cable Information Services (Virginia), LLC	Lynn Notarianni	Lynn.Notarianni@charter.com
Town of Bedford	Elvin Ray Epting	eepting@bedfordva.gov

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TTM Virginia, Inc.	Lee Stephens	leestephens@spottsfain.com
Unite Private Networks, L.L.C.	Matt Wiltanger	legaldept@upnfiber.com
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United Telephone Southeast LLC	Deloris Carroll**	Deloris.carroll@lumen.com
Uniti Dark Fiber LLC	Jeffery R. Strenkowski	jeffery.strenkowski@uniti.com
US LEC of Virginia L.L.C.	Becky West**	Becky.West@windstream.com
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Vesta Solutions of Virginia, Inc.	Karen Wolf	karen.wolf@motorolasolutions.com
Virginia Global Communications Systems, Inc.	Dusan Janjic	djanjic@rockbridge.net
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Wholesale Carrier Services of Virginia, Inc.	Chris Barton	cbarton@wcs.com
Wide Voice, LLC	Andrew Nickerson	anickerson@widevoice.com
Windstream KDL-VA, Inc.	Becky West**	Becky.West@windstream.com
Woodlawn Communication, LLC	Robbie Payne	rpayne@woodlawn-llc.com
XO Virginia, LLC	Rex Knowles	Rex.knowles@xo.com
YMAX Communications Corp. of Virginia	Mark Pavol	mark.pavol@ymaxcorp.com
Zayo Group, LLC	James Simonelli	regulatorytax@zayo.com

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** There are some individuals that are listed multiple times on this list -- they only require one email copy of the document(s).

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IXC Phone Companies		
Company	**Regulatory Contact**	**Email**
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All Points Northern Neck, LLC	James Carr	legal@allpointsbroadband.com
AMCS Networking Services LLC	Robert Stankey	robertstankey@dwt.com
AOC Connect, LLC	Michelle Silvia	msilvia@aocwins.com
AT&T Communications of Virginia, LLC	Richard T. "Chip" Howell	rh2514@att.com
ATC Outdoor DAS, LLC	Lauren M Ramirez	Lauren.Ramirez@americantower.com
Atlantech Online of Virginia, L.L.C.	Ed Fineran	efineran@atlantech.net
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BCM ONE, Inc.	Sadia Mendez	Smendez@bcmone.com
BIT Networks, LLC	James Patrick Guy II	Jguy@MECKELEC.ORG
Broadvox-CLEC, LLC - GTCR	Susan Cramer-Rapinz	ag@gertsburglaw.com
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Business Telecom of Virginia, LLC	Becky West**	Becky.West@windstream.com
Cavalier Telephone, L.L.C.	Becky West**	Becky.West@windstream.com
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