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July 14, 2021

Via Electronic Filing

Rosemary Chiavetta, Secretary
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Joint Application of MTN Infrastructure TopCo LP and Cox Communications, Inc. for Authority to Transfer Indirect Control of Lumos Networks of West Virginia Inc. and Fibernet Telecommunications of Pennsylvania, LLC
Docket Numbers: A-2021-3026551 and A-2021-3026552

Dear Secretary Chiavetta:

On behalf of MTN Infrastructure TopCo LP, Cox Communications, Inc., Lumos Networks of West Virginia Inc. and Fibernet Telecommunications of Pennsylvania, LLC (collectively, "Joint Applicants"), below please find a **status update** regarding pending requests for approvals of the transaction in other jurisdictions.

Jurisdiction	Status
FCC (domestic and international)	Granted 7/6/21 with streamlined treatment See Attachments A and B
Georgia	Approved 6/28/21 (filed 7/6/21) – No Conditions See Attachment C
Ohio	Approved 7/6/21 (based on Ohio Commission's reliance on FCC approval)
Maryland	Approved 7/7/21 – No Conditions See Attachment D
Virginia	Approved 7/14/21 – No Conditions See Attachment E
<i>West Virginia</i>	<i>Still pending</i>

Copies of this filing is being served in accordance with the attached Certificate of Service.

Sincerely,



Deanne M. O'Dell, Esq.

DMO/lww

Enclosure

cc: Marie Intriери, Bureau of Technical Utility Services, PUC (via maintriери@pa.gov)
Certificate of Service w/enc.

CERTIFICATE OF SERVICE

I hereby certify that this day I served a copy of the Joint Applicants' Status Update Letter upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code Section 1.54.

Via Email Only

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Deanne M. O'Dell, Esq.

Dated: July 14, 2021



PUBLIC NOTICE

Federal Communications Commission
45 L St., N.E.
Washington, D.C. 20554

News Media Information 202 / 418-0500
Internet: <http://www.fcc.gov>

DA 21-792
July 6, 2021

NOTICE OF DOMESTIC SECTION 214 AUTHORIZATIONS GRANTED

WC Docket Nos. 21-224 and 21-226

The Wireline Competition Bureau (Bureau) grants these applications listed in this Public Notice pursuant to the Commission's streamlined procedures for domestic section 214 transfer of control applications, 47 CFR § 63.03. The Bureau determined that a grant of these applications serves the public interest.¹ For purposes of computation of time when filing a petition for reconsideration or application for review, or for judicial review of the Commission's decision, the date of "public notice" shall be the release date of this Public Notice.² Should no petition for reconsideration, application for review, or petition for judicial review be timely filed, the proceedings listed in this Public Notice shall be terminated, and their dockets will be closed.

Domestic Section 214 Application Filed for the Transfer of Control of
Certain Subsidiaries of MTN Infrastructure TopCo LP to Cox Communications, Inc.,
WC Docket No. 21-224, Public Notice, DA 21-658 (WCB 2021).

Effective Grant Date: July 5, 2021

Domestic Section 214 Application Filed for the Transfer of Control of
Veracity Networks, LLC to FirstDigital Communications, LLC,
WC Docket No. 21-226, Public Notice, DA 21-654 (WCB 2021).

Effective Grant Date: July 5, 2021

For further information, please contact Tracey Wilson at (202) 418-1394 or Gregory Kwan at (202) 418-1191, Competition Policy Division, Wireline Competition Bureau.

-FCC-

¹ *Implementation of Further Streamlining Measures for Domestic Section 214 Authorizations*, Report and Order, 17 FCC Rcd 5517, 5529, para. 22 (2002).

² *Id.*; see 47 CFR § 1.4 (Computation of time).



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
45 L STREET NE
WASHINGTON D.C. 20554

News media information 202-418-0500
Internet: <http://www.fcc.gov> (or <ftp.fcc.gov>)
TTY (202) 418-2555

Report No. TEL-02109

DA No. 21-803
Thursday July 8, 2021

International Authorizations Granted

Section 214 Applications (47 CFR §§ 63.18, 63.24); Section 310(b) Petitions (47 CFR § 1.5000)

The following applications have been granted pursuant to the Commission's processing procedures set forth in sections 63.12, 63.20 of the Commission's rules, 47 CFR §§ 63.12, 63.20, other provisions of the Commission's rules, or procedures set forth in an earlier public notice listing the applications as accepted for filing.

Unless otherwise noted, these grants authorize the applicants: (1) to become a facilities-based international common carrier subject to 47 CFR §§ 63.21, 63.22; and/or (2) to become a resale-based international common carrier subject to 47 CFR §§ 63.21, 63.23; (3) to assign or transfer control of international section 214 authority in accordance with 47 CFR § 63.24; or (4) to exceed the foreign ownership benchmarks applicable to common carrier radio licensees under 47 U.S.C. § 310(b); see Subpart T of Part 1 of the Commission's rules, 47 CFR §§ 1.5000-5004.

THIS PUBLIC NOTICE SERVES AS EACH NEWLY AUTHORIZED CARRIER'S SECTION 214 CERTIFICATE. It contains general and specific conditions, which are set forth below. Newly authorized carriers should carefully review the terms and conditions of their authorizations. Failure to comply with general or specific conditions of an authorization, or with other relevant Commission rules and policies, could result in fines and forfeitures.

Petitions for reconsideration under Section 1.106 or applications for review under Section 1.115 of the Commission's rules, 47 CFR §§ 1.106, 1.115, in regard to the grant of any of these applications may be filed within thirty days of this public notice (see 47 CFR § 1.4(b)(2)).

ITC-T/C-20210517-00085 E South Carolina Telecommunications Group Holdings, LLC

Transfer of Control

Grant of Authority

Date of Action: 07/05/2021

Current Licensee: South Carolina Telecommunications Group Holdings, LLC

FROM: MTN Infrastructure TopCo, LP

TO: Cox Communications, Inc

Application filed for consent to transfer control of South Carolina Telecommunications Group Holdings, LLC (SCTG), a South Carolina limited liability company which holds international section 214 authorization ITC-214-19930512-00081, from MTN Infrastructure TopCo, LP (MTN Infrastructure) to Cox Communications, Inc. (Cox).

Pursuant to an April 26, 2021 Agreement and Plan of Merger, Cox will be acquiring the commercial business of certain indirect wholly owned subsidiaries of MTN Infrastructure operating under the brand name, "Segra" (the Segra Commercial Licensees), including SCTG (the Merger). Prior to the Merger, MTN Infrastructure will separate the Segra subsidiaries' commercial business segments from the residential business segments. Cox has formed a new wholly owned subsidiary, Gridiron Merger Sub, Inc., a Delaware corporation (Merger Sub), to effectuate the Merger. At the effective time of the Merger, Merger Sub will merge with and into MTN Infrastructure TopCo Blocker, Inc. (MTN Parent), a direct, wholly owned subsidiary of MTN Infrastructure and the indirect parent of the Segra Commercial Licensees. Merger Sub will cease to exist, and MTN Parent will be the surviving corporation. Consequently, MTN Parent will become a direct wholly owned subsidiary of Cox, and the Segra Commercial Licensees, including SCTG, will become wholly owned indirect subsidiaries of Cox.

Cox is wholly owned by Cox Enterprises, Inc. (CEI) via a 95.4% direct interest and a 4.6% indirect interest by virtue of CEI's 100% ownership of Cox minority owner, Cox DNS, Inc., all Delaware corporations. Voting control of CEI is vested in the Cox Family Voting Trust, which holds all of the voting stock of CEI. Applicants state that the following U.S. citizens are the trustees of the Cox Family Trust: James C. Kennedy, Alexander Taylor, and John M. Dyer. Trailsend Ventures, LLC (Trailsend), a Delaware entity, owns 29.49% of the equity of CEI. The 10% or greater owners of Trailsend are U.S.-based trusts, and the trustees are James C. Kennedy, James C. Kennedy, Jr., and Daniel L. Mosely, all U.S. citizens. Applicants state that no other individuals or entities will hold a 10% or greater ownership interest in Cox or SCTG.

This authorization is without prejudice to the Commission's action in any other related pending proceedings.

ITC-T/C-20210521-00086 E Veracity Networks, LLC

Transfer of Control

Grant of Authority

Date of Action: 07/05/2021

Current Licensee: Veracity Networks, LLC

FROM: Broadweave Networks, Inc.

TO: FirstDigital Communications, LLC

Application filed for consent to transfer control of Veracity Networks, LLC (Veracity Networks), a Delaware limited liability company which holds international section 214 authorization ITC-214-20210318-00049, from its two owners, Broadweave Networks, Inc. (50%) and Veracity Communications, Inc. (50%), to FirstDigital Communications, LLC (FirstDigital), a Utah limited liability company. Pursuant to a May 3, 2021, Securities Purchase Agreement, FirstDigital will acquire 100% of the ownership interests of Veracity Networks. As a result, Veracity Networks will become a direct wholly owned subsidiary of FirstDigital.

FirstDigital has the following 10% or greater owners: McDougal Holding, LC (59%); R&S Boyer Family, L.C. (14.49%); Community Trust of Utah (12.35%); and Gardner Property Holdings, L.C. (10.49%). Wesley McDougal and Amanda McDougal, both U.S. citizens, each hold 25.5% of the voting and equity interests in McDougal Holdings, LC. The trustees of the Community Trust of Utah are Jeremy Lund, Trish Coughlin, Brad Dickson, Marty Tate, Lindsey Kneuve, and Alex Eaton, all of whom are U.S. citizens. The Kem C. Gardner Family Partnership, Ltd., a Utah limited partnership and holding company, holds 98.02% of the interest in Gardner Property Holdings, L.C. Applicants state that no other person or entity will hold a 10% or greater direct or indirect ownership interest in Veracity Networks or FirstDigital.

This authorization is without prejudice to the Commission's action in any other related pending proceedings.

ITC-T/C-20210524-00088 E Airvoice Wireless, LLC

Transfer of Control

Grant of Authority

Date of Action: 07/05/2021

Current Licensee: Airvoice Wireless, LLC

FROM: Airvoice Wireless, LLC

TO: VTEL Holdings, LLC

Application filed for consent to transfer control of Airvoice Wireless, LLC (Airvoice), a Michigan limited liability company which holds international section 214 authorization ITC-214-20130710-00185, to VTEL Holdings, LLC (VTEL), a Texas limited liability company. Pursuant to a May 17, 2021, Membership Interest Purchase Agreement, VTEL will acquire 100% of the ownership interests of Airvoice. As a result, Airvoice will become a direct wholly owned subsidiary of VTEL. Henry Hung Do, a U.S. citizen, is the sole owner of VTEL.

This authorization is without prejudice to the Commission's action in any other related pending proceedings.

CONDITIONS APPLICABLE TO INTERNATIONAL SECTION 214 AUTHORIZATIONS

(1) These authorizations are subject to the Exclusion List for International Section 214 Authorizations, which identifies restrictions on providing service to particular countries or using particular facilities. The most recent Exclusion List is at the end of this Public Notice. The list applies to all U.S. international carriers, including those that have previously received global or limited global Section 214 authority, whether by Public Notice or specific written order. Carriers are advised that the attached Exclusion List is subject to amendment at any time pursuant to the procedures set forth in Streamlining the International Section 214 Authorization Process and Tariff Requirements, IB Docket No. 95-118, 11 FCC Rcd 12884 (1996), para. 18. A copy of the current Exclusion List will be maintained in the FCC Reference and Information Center and will be available at <http://transition.fcc.gov/ib/pd/pf/exclusionlist.html>. It also will be attached to each Public Notice that grants international Section 214 authority.

(2) The export of telecommunications services and related payments to countries that are subject to economic sanctions may be restricted. For information concerning current restrictions, call the Office of Foreign Assets Control, U.S. Department of the Treasury, (202) 622-2520.

(3) Carriers shall comply with the requirements of Section 63.11 of the Commission's rules, which requires notification by, and in certain circumstances prior notification by, U.S. carriers acquiring an affiliation with foreign carriers. A carrier that acquires an affiliation with a foreign carrier will be subject to possible reclassification as a dominant carrier on an affiliated route pursuant to the provisions of Section 63.10 of the rules.

(4) A carrier may provide switched services over its authorized resold private lines in the circumstances specified in Section 63.23(d) of the rules, 47 CFR § 63.23(d).

(5) Carriers shall comply with the "No Special Concessions" rule, Section 63.14, 47 CFR § 63.14.

(6) Carriers regulated as dominant for the provision of a particular communications service on a particular route for any reason other than a foreign carrier affiliation under Section 63.10 of the rules shall file tariffs pursuant to Section 203 of the Communications Act, as amended, 47 U.S.C. § 203, and Part 61 of the Commission's Rules, 47 CFR Part 61. Carriers shall not otherwise file tariffs except as permitted by Section 61.19 of the rules, 47 C.F.R. § 61.19. Except as specified in Section 20.15 with respect to commercial mobile radio service providers, carriers regulated as non-dominant, as defined in Section 61.3, and providing detariffed international services pursuant to Section 61.19, must comply with all applicable public disclosure and maintenance of information requirements in Sections 42.10 and 42.11.

(7) International facilities-based service providers must file and maintain a list of U.S.-international routes on which they have direct termination arrangements with a foreign carrier. 47 CFR § 63.22(h). A new international facilities-based service provider or one without existing direct termination arrangements must file its list within thirty (30) days of entering into a direct termination arrangement(s) with a foreign carrier(s). Thereafter, international facilities-based service providers must update their lists within thirty (30) days after adding a termination arrangement for a new foreign destination or discontinuing an arrangement with a previously listed destination. See Process For The Filing Of Routes On Which International Service Providers Have Direct Termination Arrangements With A Foreign Carrier, ITC-MSC-20181015-00182, Public Notice, 33 FCC Rcd 10008 (IB 2018).

(8) Any U.S. Carrier that owned or leased bare capacity on a submarine cable between the United States and any foreign point must file a Circuit Capacity Report to provide information about the submarine cable capacity it holds. 47 CFR § 43.82(a)(2). See <https://www.fcc.gov/circuit-capacity-data-us-international-submarine-cables>.

(9) Carriers should consult Section 63.19 of the rules when contemplating a discontinuance, reduction or impairment of service.

(10) If any carrier is reselling service obtained pursuant to a contract with another carrier, the services obtained by contract shall be made generally available by the underlying carrier to similarly situated customers at the same terms, conditions and rates. 47 U.S.C. § 203.

(11) To the extent the applicant is, or is affiliated with, an incumbent independent local exchange carrier, as those terms are defined in Section 64.1902 of the rules, it shall provide the authorized services in compliance with the requirements of Section 64.1903.

(12) Except as otherwise ordered by the Commission, a carrier authorized here to provide facilities-based service that (i) is classified as dominant under Section 63.10 of the rules for the provision of such service on a particular route and (ii) is affiliated with a carrier that collects settlement payments for terminating U.S. international switched traffic at the foreign end of that route may not provide facilities-based switched service on that route unless the current rates the affiliate charges U.S. international carriers to terminate traffic are at or below the Commission's relevant benchmark adopted in International Settlement Rates, IB Docket No. 96-261, Report and Order, 12 FCC Rcd 19806 (1997). See also Report and Order on Reconsideration and Order Lifting Stay in IB Docket No. 96-261, FCC 99-124 (rel. June 11, 1999). For the purposes of this rule, "affiliated" and "foreign carrier" are defined in Section 63.09.

(13) Carriers shall comply with the Communications Assistance for Law Enforcement Act (CALEA), see 47 CFR §§ 1.20000 et seq.

(14) Every carrier must designate an agent for service in the District of Columbia. See 47 U.S.C. § 413, 47 CFR §§ 1.47(h), 64.1195.

Exclusion List for International Section 214 Authorizations

The following is a list of countries and facilities not covered by grant of global Section 214 authority under Section 63.18(e)(1) of the Commission's Rules, 47 CFR § 63.18(e)(1). Carriers desiring to serve countries or use facilities listed as excluded hereon shall file a separate Section 214 application pursuant to Section 63.18(e)(3) of the Commission's Rules. See 47 CFR § 63.22(c).

Countries:

None.

Facilities:

Any non-U.S.-licensed space station that has not received Commission approval to operate in the U.S. market pursuant to the procedures adopted in the Commission's DISCO II Order, IB Docket No. 96-111, Report and Order, FCC 97-399, 12 FCC Rcd 24094, 24107-72 paragraphs 30-182 (1997) (DISCO II Order). Information regarding non-U.S.-licensed space stations approved to operate in the U.S. market pursuant to the Commission's DISCO II procedures is maintained at <https://www.fcc.gov/approved-space-station-list>.

This list is subject to change by the Commission when the public interest requires. The most current version of the list is maintained at <https://www.fcc.gov/exclusion-list-international-section-214-authorizations>.

For additional information, contact the International Bureau's Telecommunications and Analysis Division, (202) 418-1480.

COMMISSIONERS:
CHUCK EATON, Chairman
TIM G. ECHOLS, Vice-Chairman
LAUREN "BUBBA" McDONALD
TRICIA PRIDEMORE
JASON SHAW



REECE McALISTER
EXECUTIVE SECRETARY

Georgia Public Service Commission

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FILED

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June 28, 2021

JUL 06 2021

Brian W. Murray, Counsel
Wilkinson Barker Knauer, LLP
1800 M Street
Suite 800N
Washington, DC 20036

EXECUTIVE SECRETARY
G.P.S.C.
DOCKET # 9039, 9919, 17567, 22982, 30049, 25702, 40819
DOCUMENT # 186361, 186362, 186363, 186364, 186365, 186366, 186367

Re: Docket Numbers 9039, 9919, 17567, 22982, 30049, 25702, and 40819-Joint Application of MTN Infrastructure TopCo LP, Transferor, and Cox Communications, Inc., Transferee for Authority to Transfer Indirect Control of FRC, LLC, LMK Communications, LLC PalmettoNet, Inc., South Carolina Net, Inc. d/b/a Spirit Telecom, South Carolina Telecommunications Group Holdings, LLC, and Spirit Tower Company, LLC (the "Applicants")

Dear Mr. Murray:

On June 7, 2021, the Applicants file with the Georgia Public Service Commission (the "Commission") the above referenced application. Based on the representation contained in the application, no further action by the Commission is required. The information has been placed in the company's file.

Sincerely,

Leon E. Bowles
Director of Telecommunications

LEB/TS

GPSC file(s): L-087, X-984, L-0473, L-0431, and L-0570

COMMISSIONERS

JASON M. STANEK
CHAIRMAN

MICHAEL T. RICHARD
ANTHONY O'DONNELL
ODOGWU OBI LINTON
MINDY L. HERMAN

STATE OF MARYLAND



PUBLIC SERVICE COMMISSION

#5, 7/7/21 AM, ML# 235657, S-1992

July 7, 2021

Brian W. Murray
Wilkinson Barker Knauer, LLP
1800 M Street, NW
Suite 800N
Washington, DC 20036
BMurray@wbklaw.com

Dear Mr. Murray:

The Commission has reviewed the notice of acquisition of indirect control of two Maryland telecommunications carriers filed on June 7, 2021 by MTN Infrastructure TopCo LP and Cox Communications, Inc.

After considering this matter at the July 7, 2021 Administrative Meeting, the Commission authorized Cox Communications, Inc. to acquire indirect control of Lumos Networks of West Virginia, Inc. and Lumos Networks, LLC by acquiring the stock of MTN Infrastructure TopCo Blocker, Inc.

By Direction of the Commission,

/s/ Andrew S. Johnston

Andrew S. Johnston
Executive Secretary

ASJ/st

COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, JULY 14, 2021

SSC-CLERK'S OFFICE
DOCUMENT CONTROL CENTER

2021 JUL 14 A 9 28

210720041

JOINT PETITION OF

MTN INFRASTRUCTURE TOPCO LP,
LUMOS TELEPHONE INC.,
LUMOS TELEPHONE OF BOTETOURT INC.,
LUMOS NETWORKS INC.,
FIBERNET OF VIRGINIA, INC.,
LMK COMMUNICATIONS, LLC,
COX ENTERPRISES, INC.,
and
COX COMMUNICATIONS, INC.

CASE NO. PUR-2021-00123

For approval to transfer control pursuant to the
Utility Transfers Act, Va. Code § 56-88 *et seq.*

ORDER GRANTING APPROVAL

On June 14, 2021, MTN Infrastructure TopCo LP ("MTN Infrastructure"); Lumos Telephone Inc. ("Lumos Telephone"), and Lumos Telephone of Botetourt Inc. ("Lumos Botetourt") (collectively, "Segra ILECs");¹ Lumos Networks Inc. ("Lumos Networks"), FiberNet of Virginia, Inc. ("FiberNet-VA"), and LMK Communications, LLC ("LMK") (collectively, "Segra CLECs");² Cox Enterprises, Inc., and Cox Communications, Inc. ("Cox") (collectively, with Segra ILECs and Segra CLECs, "Petitioners"),³ completed the filing of a Joint Petition ("Petition") with the State

¹ Lumos Telephone and Lumos Botetourt are incumbent local exchange carriers ("ILECs") in Virginia. The Commission-certificated subsidiaries of the MTN Infrastructure operate under the brand name "Segra" in Virginia. *See* Petition at 4.

² Lumos Networks, FiberNet-VA, and LMK are competitive local exchange carriers ("CLECs") in Virginia.

³ Gridiron Fiber License, LLC, Gridiron Fiber Corp., Gridiron HoldCo Corp., Gridiron Merger Sub, Inc., Lumos Networks Corp., Lumos Networks Operating Company, MTN Infrastructure Topco Inc., MTN Infrastructure Topco Blocker Inc., MTN Infrastructure Intermediate GP LLC, MTN Infrastructure Intermediate LP, MTN Infrastructure Sidecar 1 SCSp, MTN Infrastructure Sidecar 2 SCSp, MTN Infrastructure TopCo GP LLC, EQT Infrastructure (GP) SCS, EQT Holdings Infrastructure III B.V., EQT Holdings B.V., EQT Infrastructure III (General Partner) S.à. r.l., EQT Fund Management S.à. r.l., and EQT AB, are also considered Petitioners in this proceeding and have provided the statutorily required verifications.

Corporation Commission ("Commission"), pursuant to the Utility Transfers Act, Chapter 5 of Title 56 of the Code of Virginia ("Code"),⁴ requesting approval to: (1) complete a merger transaction ("Merger") between MTN Infrastructure and Cox, through which Cox will acquire indirect control of the Segra CLECs only; and (2) enable MTN Infrastructure to implement a *pro forma* change in the intermediate control of the Segra ILECs in order to facilitate the Merger ("Pre-Merger Separation") (collectively "Transfers"). The Petitioners also filed a Motion for Protective Order ("Motion") in accordance with 5 VAC 5-20-170 of the Commission's Rules of Practice and Procedure.⁵

The Segra CLECs (Lumos Networks, FiberNet-VA, and LMK) are all authorized to provide local exchange and interexchange telecommunications services in Virginia pursuant to their certificates of public convenience and necessity ("Certificates") issued by the Commission in Case Nos. PUC-2012-00018, PUC-2008-00011, and PUC-2007-00009, respectively.⁶

Lumos Telephone is the incumbent provider of local exchange and long-distance telephone services along with paging services in the Cities of Waynesboro and Covington, and portions of Augusta and Alleghany Counties in Virginia pursuant to its Certificates issued by the

⁴ Code § 56-88 *et seq.*

⁵ 5 VAC 5-20-10 *et seq.*

⁶ See *Application of NTELOS Network Inc., To amend its certificates of public convenience and necessity to provide local and interexchange telecommunications services to reflect a new corporate name*, Case No. PUC-2012-00018, 2012 S.C.C. Ann. Rept. 190, Order Amending Certificates (May 1, 2012); *Application of Choice One Communications of Virginia, Inc., For cancellation of certificates of public convenience and necessity to provide local exchange and interexchange telecommunications services and to reissue certificates reflecting new corporate name of FiberNet of Virginia, Inc.*, Case No. PUC-2008-00011, 2008 S.C.C. Ann. Rept. 284, Final Order (Feb. 11, 2008); and *Application of LMK Communications, LLC, For certificates of public convenience and necessity to provide local exchange and interexchange telecommunications services*, Case No. PUC-2007-00009, 2007 S.C.C. Ann. Rept. 247, Final Order (June 7, 2007).

Commission.⁷ Lumos Botetourt is the incumbent provider of local exchange and long-distance services in Botetourt County, Virginia, including the Towns of Troutville, Daleville, and Fincastle, Virginia pursuant to its Certificates issued by the Commission.⁸

In the Petition, the Petitioners request approval of the proposed Transfers, which will ultimately result in the transfer of indirect control of the Segra CLECs to Cox through the Merger, and the change in intermediate control of the Segra ILECs through the Pre-Merger Separation. The Petitioners represent that the Pre-Merger Separation will not result in a change in ultimate control of the Segra ILECs.⁹

The Petitioners assert that the proposed Transfers will occur at the parent company level only and will not involve any change in assignment of operating authority, assets, or customers for the Segra ILECs or the Segra CLECs. The Petitioners further state that the Segra ILECs and Segra CLECs will continue to provide services to their customers in Virginia without any immediate changes to the rates, terms, or conditions of service as currently provided. Lastly, the Petitioners represent that the Segra ILECs and Segra CLECs will continue to have the financial, managerial, and technical resources to provide telecommunications services in Virginia following the completion of each of the proposed Transfers.

⁷ See *Application of NTELOS Telephone Inc., To amend its certificates of public convenience and necessity to provide local and interexchange telecommunications services to reflect a new corporate name*, Case No. PUC-2012-00019, 2012 S.C.C. Ann. Rept. 190, Order Amending Certificates (May 1, 2012).

⁸ See *Application of Roanoke and Botetourt Telephone Company, To amend its certificates of public convenience and necessity to provide local and interexchange telecommunications services to reflect a new corporate name*, Case No. PUC-2012-00017, Doc. Con. Cen. No. 120510109, Order Amending Certificates (May 2, 2012).

⁹ As part of the Pre-Merger Separation, the Petitioners state that both Lumos Telephone and Lumos Botetourt will convert from Virginia corporations to Virginia limited liability companies. We note that, once the conversion of the Segra ILECs from corporations to limited liability companies is complete, both Lumos Telephone and Lumos Botetourt will need to file separate applications with the Commission to have their Certificates reissued to reflect their new company names.

NOW THE COMMISSION, upon consideration of this matter and having been advised by the Commission Staff through its action brief, is of the opinion and finds that the above-described Transfers should be approved. The Commission also finds that the Petitioners' Motion is no longer necessary and, therefore, should be denied.¹⁰

Accordingly, IT IS ORDERED THAT:

(1) Pursuant to Code §§ 56-88.1 and 56-90, the Petitioners hereby are granted approval of the Transfers as described herein.

(2) The Petitioners shall file a report of action with the Commission's Document Control Center within thirty (30) days after the closing of each of the Transfers, which shall note the date each of the Transfers occurred.

(3) The Petitioners' Motion is denied; however, we direct the Clerk of the Commission to retain the confidential information to which the Motion pertains under seal.

(4) This case is dismissed.

A COPY hereof shall be sent electronically by the Clerk of the Commission to all persons on the official Service List in this matter. The Service List is available from the Clerk of the Commission.

¹⁰ The Commission held the Petitioners' Motion in abeyance and has not received a request for leave to review the confidential information submitted in this proceeding. Accordingly, we deny the Motion as moot but direct the Clerk of the Commission to retain the confidential information, to which the Motion pertains, under seal.