



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET
HARRISBURG, PENNSYLVANIA 17120

August 6, 2024

Docket Nos: A-2024-3046957
A-2024-3046958
A-2024-3046959
Utility Code: 3126925

JASON DANOWSKY
FOSTERDANOWSKY LLP
904 WEST AVENUE SUITE 107
AUSTIN TX 78701

Re: Ezee Fiber Texas, LLC
Application for Approval to Offer, Render, Furnish or Supply Telecommunications
Services to the Public in the Commonwealth of Pennsylvania

Dear Mr. Danowsky:

Receipt is acknowledged of the Application of Ezee Fiber Texas, LLC (Applicant) filed on February 29, 2024, for approval to offer, render, furnish, or supply telecommunications services to the public in the Commonwealth of Pennsylvania as a Competitive Local Exchange Carrier (CLEC) in the service territories of Commonwealth Telephone Company d/b/a Frontier Communications Commonwealth Telephone Company, Brightspeed of Pennsylvania, LLC, Verizon Pennsylvania, LLC, Verizon North LLC, and Windstream Pennsylvania, LLC and statewide as a Competitive Access Provider (CAP) and a detariffed Interexchange Carrier Reseller (IXC-R). The Application has been reviewed and found to be in compliance with the Commission's filing requirements as set out in *Re: Implementation of the Telecommunications Act of 1996*, Docket No. M-00960799 (*Implementation Order*: June 3, 1996; and *Implementation Reconsideration Order*: September 9, 1996) (*Implementation Orders*).

Pursuant to the *Implementation Orders*, Applicant now has provisional authority to provide telecommunications services in Pennsylvania as an IXC-R, a CLEC in the service territories of Verizon Pennsylvania LLC, and Verizon North LLC pursuant to its proposed CLEC tariff and as a CAP pursuant to its proposed CAP tariff. However, this provisional authority may be revoked if, upon further Commission review, the Application is found to contain deficiencies.

Further, provisional authority carries certain obligations¹ such as filing an Annual Access Line Summary Report as well as collection and remittance of funds to certain entities, e.g., 9-1-1 fees, PA Telecommunications Relay Service surcharges, etc. A list of reporting requirements may be found on our website at: http://www.puc.pa.gov/telecom/docs/Reporting_Requirements.docx

¹ The requirement to collect and remit 9-1-1 fees and TRS surcharges applies to all CLECs regardless of whether the CLEC operates as a reseller or as facilities-based.

The Application, as it pertains to CLEC authority in the service territories of any Rural Incumbent Local Exchange Carriers (RLECs) is not eligible for provisional authority under the aforementioned *Implementation Orders*. **Therefore, CLEC provisional authority is only granted concerning CLEC services in the service territory of Verizon Pennsylvania LLC and Verizon North LLC.**

Pursuant to the Secretary's discretion, Applicant's request for a waiver is granted concerning publication in newspapers of general circulation in the applicable RLEC service territories. Per 52 Pa. Code § 5.14, the Commission's Secretary's Bureau will proceed with publishing the attached Publication Notice in the *Pennsylvania Bulletin*. Attached is a copy of the Publication Notice that will appear in the *Pennsylvania Bulletin* on August 10, 2024.

The authorities and Docket Numbers assigned to this Application are as follows:

<u>Docket Nos.</u>	<u>Application</u>
A-2024-3046959	CLEC – Frontier Communications - Commonwealth Telephone Company LLC; Brightspeed of Pennsylvania LLC f/k/a United Telephone Company of Pa d/b/a CenturyLink; Verizon Pennsylvania, LLC; Windstream Pennsylvania, LLC
A-2024-3046958	CAP (statewide)
A-2024-3046957	IXC-R (statewide)

This matter is being referred to the Bureau of Technical Utility Services for analysis and to schedule it for consideration by the Commission at Public Meeting. If you have any questions in this matter, please contact Ryan Kravitz, Telco Section, Bureau of Technical Utility Services at 717-783-5941 or rykravitz@pa.gov.

Sincerely,



Rosemary Chiavetta
Secretary

Enclosure

cc: Service List

Service List

Office of Consumer Advocate 555 Walnut St. 5th Floor Forum Place Harrisburg, PA 17101-1923	Office of Attorney General Bureau of Consumer Protection 14th Floor Strawberry Square Harrisburg, PA 17120	Office of Small Business Advocate 300 North Second ST Suite 202 Harrisburg, PA 17101
Verizon Pennsylvania LLC 900 Race Street 6 th Floor Philadelphia, PA 19107	Norman Spackman II Center County 9-1-1 Director 420 Holmes Street Bellefonte, PA 16823	Windstream Pennsylvania LLC 4001 N. Rodney Parham Road Little Rock, AR 72212
Brightspeed of Pennsylvania, LLC f/k/a United Telephone Company of Pennsylvania d/b/a CenturyLink 1120 South Tryon Street Suite 700 Charlotte, NC 28203	Frontier Communications – Commonwealth Telephone Company LLC 37 Diller Ave. P.O. Box 1902 New Holland, PA 17557	

**PENNSYLVANIA PUBLIC UTILITY COMMISSION
NOTICE TO BE PUBLISHED**

Application of Ezee Fiber Texas, LLC for approval to offer, render, furnish or supply telecommunications services to the public as a Competitive Local Exchange Carrier in the service territories of: of Frontier Communications - Commonwealth Telephone Company LLC, Brightspeed of Pennsylvania LLC f/k/a United Telephone Company of Pa d/b/a CenturyLink, Verizon Pennsylvania, LLC, and Windstream Pennsylvania, LLC.

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Formal protests and petitions to intervene must be filed in accordance with Title 52 of the Pennsylvania Code, on or before August 20, 2024. All filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street 2nd Floor, Harrisburg, PA 17120, with a copy served on the Applicant. The documents filed in support of the Application are available for inspection and copying at the Office of the Secretary between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, on the Commission's website at www.puc.pa.gov, and at the Applicant's business address.

Applicant:

Ezee Fiber Texas, LLC

Through and By Counsel:

Jason Danowsky
FosterDanowsky LLP
904 West Avenue Ste. 107
Austin Texas 78701

BY THE COMMISSION:



Rosemary Chiavetta
Secretary