

# Morgan Lewis

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March 5, 2025

**Via E-Filing**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120

**Re: Application of Everstream Solutions LLC for Approval of the  
Discontinuance of Competitive Access Services**

Dear Secretary Chiavetta:

On behalf of Everstream Solutions LLC ("Applicant"), enclosed for filing with the Pennsylvania Public Utility Commission is the above-referenced Application. The filing fee in the amount of \$350.00 is being remitted electronically via credit card.

Please note that Application **Confidential Exhibit A** contains confidential information. Public and Confidential versions of the Application are being provided to the Commission. Applicant respectfully requests that access to the information marked as Confidential be limited to the Commissioners and Commission Staff who are involved in the consideration of the Application and that the non-public, confidential version not be posted to any public website or maintained in any public file or public filing room.

Please acknowledge receipt and acceptance of this filing. Should you have any questions concerning this filing, please contact Danielle Burt at [danielle.burt@morganlewis.com](mailto:danielle.burt@morganlewis.com).

Respectfully submitted,

*/s/Catherine G. Vasudevan*

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BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

In re: Application of Everstream Solutions LLC for  
Approval of the Discontinuance of Competitive  
Access Services

Docket No. \_\_\_\_\_

**To the Pennsylvania Public Utility Commission:**

**1. The name and address of applicant is:**

Everstream Solutions LLC (“Everstream” or “Applicant”)  
1228 Euclid Ave.  
Suite 250  
Cleveland, OH 44115

**2. The name and address of applicant’s attorney is:**

Catherine G. Vasudevan  
PA I.D. No. 210254  
Morgan, Lewis & Bockius LLP  
2222 Market St.  
Philadelphia, PA 19103-2921  
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with copies to:

Russell Blau  
Danielle Burt  
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**3. Give a general description of the nature and character of the services rendered by the applicant.**

Everstream holds a domestic Section 214 authorization from the Federal Communications Commission as well as certificates to provide intrastate telecommunications services in Delaware, Kentucky, Maryland, Missouri, New Jersey, New York, Ohio, Pennsylvania, and West Virginia. Everstream provides communications services to business enterprise and carrier customers as a Competitive Access Provider (CAP) throughout the Commonwealth of Pennsylvania pursuant to a

Certificate issued in Docket No. A-2020-3022566. Everstream proposes to discontinue all services in Pennsylvania and surrender its Certificate when it no longer offers services pursuant to the Certificate.

**4. Provide a statement of change in service proposed by the company for which Commission approval is sought.**

Everstream intends to discontinue all services in Pennsylvania. In particular, Everstream plans to discontinue its facilities-based competitive access provider services offered to business enterprise customers, including wavelength, managed services, and point-to-point and point-to-multipoint Ethernet (the “Services”).

Everstream also expects to surrender its Certificate after completing the Service discontinuance, which is expected to occur as soon as June 30, 2025.

**5. Provide a summary of the revenue derived from the operation of the service sought to be discontinued, together with a statement of the expenses accruing from the maintenance of that service. This information may be furnished in detail and attached to the application.**

The Pennsylvania revenue derived from operation of the Services is provided in CONFIDENTIAL Exhibit A.

**6. Approval of the application is necessary or proper for the following reasons:**

Everstream submits that the public interest will not be harmed by the discontinuance. Everstream has provided the requisite notice to the affected customers, which have access to several other substitute services. Everstream will take all reasonable steps, to the extent it is able, to ensure that the discontinuance of its Service is not unduly disruptive.

**7. Provide a detailed explanation of why the company wishes to abandon its Certificate.**

Everstream has determined it will no longer offer services in Pennsylvania. Everstream expects to surrender its Certificate when it no longer offers services in Pennsylvania.

**8. Provide the number of customers served and date last served.**

This discontinuance will affect less than 40 business enterprise and carrier customers in Pennsylvania.

**9. What happened to these customers? Who is serving them now?**

All of the affected customers received notice in compliance with the rules of this Commission and the FCC. Specifically, Everstream sent notice of the discontinuance to all affected customers on February 4, 2025. A sample of the letter that was sent to customers is attached hereto as Exhibit B. As explained above, the affected customers have access to several other substitute services. Everstream will take all reasonable steps, to the extent it is able, to ensure that the discontinuance of its Service is not unduly disruptive.

**10. Are there any NXX Codes assigned to your company? If yes, how many?**

Not applicable. The discontinuance does not affect local exchange service.

**11. How are the NXX Codes affected by this abandonment?**

Not applicable. The discontinuance does not affect local exchange service.

**12. Has the company contacted NANPA regarding returning the NXX Codes?**

Not applicable. The discontinuance does not affect local exchange service.

**13. Has the company contacted the appropriate municipal/city authority of the abandonment for 911 purposes?**

Not applicable. The discontinuance does not affect local exchange service.

WHEREFORE, for the reasons set forth above, Applicant requests the Commission grant all authority necessary to discontinue the Services.

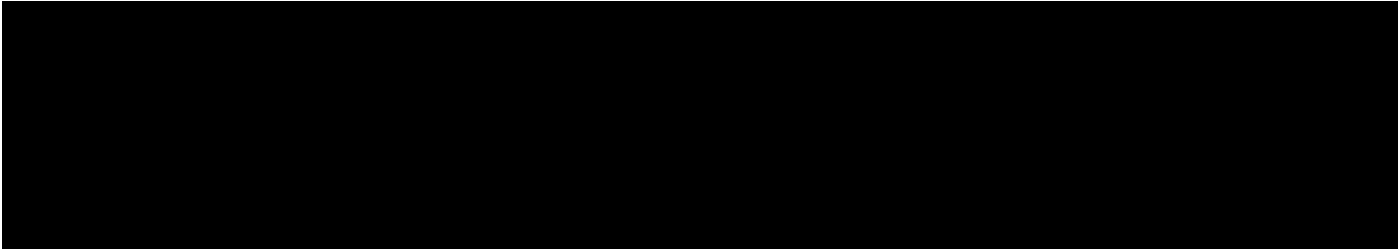
*/s/ Catherine G. Vasudevan*

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CONFIDENTIAL Exhibit A

[SUBMITTED UNDER SEAL]



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1 [REDACTED]

**Exhibit B**

**Sample Customer Notice**

1228 Euclid Avenue, Suite 250  
Cleveland, OH 44115  
everstream.net

**VIA CERTIFIED U.S. MAIL, RETURN RECEIPT REQUESTED**

3 February 2025

NAME  
Address  
City, Town Zip

**Re: Notice of Discontinuation of All Services in Pennsylvania and related markets  
("The PA Market")**

Dear xxxxxxxx,

Everstream Solutions LLC ("Everstream") values you as a customer of our communications services. After making substantial investments and improvements in the PA Market and its related markets of New York, New Jersey, Delaware and Maryland, we have determined that we are unable to provide the quality of service required and have made the difficult decision to discontinue all the services we offer in the PA Market. **We intend to decommission this network as soon as June 30, 2025 ("Service Termination Date")**. We advise you to take immediate action to replace these services in the PA Market.

You will be required to transition your Everstream services in the PA Market to a new service provider before the Service Termination Date; in such case, you will need to contact a new service provider of your choice to make such arrangements. If you do not make appropriate arrangements with a new service provider prior to the Service Termination Date, you may experience a loss of service

In addition, if you receive voice or underlying data services that support voice calling in the PA Market, you may be unable to make local calls, including 911 emergency calls or any long-distance calls after the Service Termination Date.

A list is included with this letter of your impacted circuit IDs and addresses. We will assist and provide reasonable support for your transition of services.

By making this decision we will be able to invest more in core Everstream markets where we own the underlying fiber assets and thus can better meet your needs to provide connectivity to current and new locations.

Everstream is disappointed that we must exit the PA Market. We understand this is frustrating, but we are committed to working with you to ensure as smooth a transition as possible. If you have questions

1228 Euclid Avenue, Suite 250  
Cleveland, OH 44115  
everstream.net

regarding the discontinuation of your services in the PA Market, please contact Everstream at 844-733-4700.

Sincerely,

Everstream

**The Federal Communications Commission will normally authorize this proposed discontinuance of service unless it is shown that customers will be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after The Commission releases public notice of the proposed discontinuation.**

**You may file comments electronically through The FCC's Electronic Comment Filing System using the docket number established in The Commission's public notice for this proceeding, or you may address them to The Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and reference the §63.71 Application of Everstream Solutions LLC. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.**



**Certificate of Service**

I, M. Renee Britt, hereby certify that I have on this day, the 5th day of March, 2025, served a true copy of the foregoing document(s) upon the participants, listed below via electronic and first class mail, in accordance with the requirements of § 1.54 (relating to service by a participant):

Office of Consumer Advocate  
555 Walnut Street  
5th Floor, Forum Place  
Harrisburg, PA 17101-1923  
[ra-oca@paoca.org](mailto:ra-oca@paoca.org)

Office of Small Business Advocate  
555 Walnut St  
1st Floor, Forum Place Harrisburg, PA 17101  
[ra-sba@pa.gov](mailto:ra-sba@pa.gov)

Office of Attorney General  
Bureau of Consumer Protection  
16<sup>th</sup> Floor, Strawberry Square  
Harrisburg, PA 17120  
[info@attorneygeneral.gov](mailto:info@attorneygeneral.gov)

Alliston Kaster, Esq.  
Bureau of Investigations & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2<sup>nd</sup> Floor West  
Harrisburg, PA 17120  
[akaster@pa.gov](mailto:akaster@pa.gov)

*/s/ M. Renee Britt*

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**Signature**