

**STATE OF RHODE ISLAND
PUBLIC UTILITIES COMMISSION**

IN RE: APPLICATION FOR AUTHORITY TO : DOCKET NO. 24-22-TL
PROVIDE LOCAL TELECOMMUNICATIONS :
SERVICE FILED BY ZAYO NORTHEAST, LLC :

ORDER

On May 21, 2024, Zayo Northeast, LLC. (Company or Applicant) filed with the Rhode Island Public Utilities Commission (Commission) an application for registration to transact as a Class I and Class VI Telecommunications Provider Telecommunication Service Provider¹ pursuant to the entry requirements for telecommunications service providers adopted by the Commission.²

The Company maintained that it sought authorization to operate as a Class VI to the extent its operations are not encompassed by authorization to operate as a Class I provider. The Company does not currently intend to furnish switched voice service or dial tone. To the extent that future market conditions warrant, the Company requested to register as Class VI provider. The Company also requested confidential treatment of the Company’s financial statements provided as evidence of the Company’s financial position.

On June 20, 2024, the Division of Public Utilities and Carriers (Division) filed a memorandum indicating that the Company has complied with the filing requirements necessary to obtain authorization to operate as a provider of telecommunications service as a Class I provider and recommended approval of the Company’s application as a Class I. The Division advised that it cannot make a definitive determination of need at this time relative to the Class VI designation.

¹ Registering as a Class I provider, Competitive Access Provider, also referred as a Competitive Local Exchange Carrier, and a Class VI provider, other service providers who are not covered by Classes I – V.

² Order No. 15040 (issued July 12, 1996).

The Division opined the Applicant is free to file an application for a Class VI designation when in fact the future market conditions warrant and Zayo Northeast, LLC is fully capable, willing, and able to provide services that fall outside of a Class I and into a Class VI designation.

After review of the Company's application, the Commission found the application to be proper, reasonable, and in the interest of ratepayers. The Commission granted the Company's request for protective treatment of confidential information and approved the Company's application as a Class I telecommunications provider and declined to rule on the Class VI designation, consistent with the Division's recommendation.

Accordingly, it is hereby

(25089) ORDERED:

- 1) The application for registration to operate as a Class I Telecommunication Supplier filed by Zayo Northeast, LLC. is approved.
- 2) Zayo Northeast, LLC shall file proposed intrastate tariffs.
- 3) Zayo Northeast, LLC. shall notify the Commission when actual operation commences in Rhode Island.

EFFECTIVE AT WARWICK, RHODE ISLAND ON JUNE 26, 2024 PURSUANT TO AN OPEN MEETING DECISION ON JUNE 26, 2024. WRITTEN ORDER ISSUED JUNE 27, 2024.

PUBLIC UTILITIES COMMISSION



Ronald T. Gerwatowski, Chairman



Abigail Anthony, Commissioner



John C. Revens, Jr., Commissioner

Notice of Right of Appeal: Pursuant to R.I. Gen. Laws § 39-5-1, any person aggrieved by a decision or order of the PUC may, within 7 days from the date of the Order, petition the Supreme Court for a Writ of Certiorari to review the legality and reasonableness of the decision or Order.