

**THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

Before Commissioners: Andrew J. French, Chairperson
Dwight D. Keen
Annie Kuether

In the Matter of the Application of Big River)
Telephone Company, LLC Requesting)
Relinquishment of Certificates of Convenience) Docket No. 24-BGRT-697-CCS
and Authority to Provide Competitive Local)
Exchange Carrier and Interexchange Service.)
(IXC))

ORDER CANCELLING CERTIFICATE

NOW, the above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision of Big River Telephone Company, LLC's (Big River) request to cease its Certificate of Convenience and Authority (COC) to provide Interexchange (IXC) service in Kansas. Having reviewed its files and records and being duly advised in the premises, the Commission makes the following findings:

1. On July 13, 2006, Big River was granted a COC to provide IXC services in Docket No. 06-BGRT-1222-COC.
2. On May 1, 2024, Big River requested on their 2023 Annual Interrogatory filing to cease its COC to provide IXC service in Kansas.¹
3. Big River has a current Annual Interrogatory on file with the Commission, and is current with its Commission assessments and its Kansas Universal Service Fund (KUSF) obligations.

¹ Staff's Report and Recommendation, p. 1.

4. Big River no longer has Kansas customers that will be affected by the cease of its COC to provide IXC service. It does not generate any revenue from providing IXC service in Kansas. Consequently, no harm will occur to Kansas consumers as a result of cancellation.

5. The Commission adopts Staff's analysis and recommendation as stated in its June 10, 2024, Report and Recommendation, which is attached and made a part of this Order by reference, finding public convenience will be promoted by granting the request to cancel Big River's COC to provide IXC service in Kansas.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. The Application filed by Big River Telephone Company, LLC, is hereby granted and the Certificate and Authority authorizing Big River Telephone Company, LLC, to provide IXC service in Kansas, issued July 13, 2006, in Docket No. 06-BGRT-1222-COC, is hereby canceled, effective as of the date of this Order, and Vantage Point Solutions (VPS), the Kansas Universal Service Fund (KUSF) administrator, is directed to close Big River's KUSF account.

B. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).²

C. The Commission retains jurisdiction over Big River Telephone Company, LLC, and the subject matter of this Docket for the purpose of entering such further Order or Orders, as it may deem necessary.

BY THE COMMISSION, IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 07/02/2024



Lynn M. Retz
Executive Director

BWB

²K.S.A. 66-118b; K.S.A. 77-503(c); K.S.A. 77-531(b).

**REPORT AND RECOMMENDATION
UTILITIES DIVISION**

TO: Andrew J. French, Chairperson
Dwight D. Keen, Commissioner
Annie Kuether, Commissioner

FROM: Drennan Dolsky, Telecommunications Analyst
Steve Garrett, Deputy Chief of Telecommunications
Jeff McClanahan, Director of Utilities

DATE: June 10, 2024

SUBJECT: Docket No. 24-BGRT-697-CCS

In the Matter of the Application of Big River Telephone Company, LLC Requesting Relinquishment of Certificates of Convenience and Authority to Provide Competitive Local Exchange Carrier and Interexchange Service. (IXC)

EXECUTIVE SUMMARY

On May 1, 2024, Big River Telephone Company, LLC (Big River) selected on their 2023 Annual Interrogatory filing a request to the Kansas Corporation Commission (Commission) to cease its Certificate of Convenience and Authority (COC) to provide Interexchange (IXC) service in Kansas. Staff recommends approval of this request.

BACKGROUND

The Commission derives its authority to supervise telecommunications public utilities from K.S.A. 66-1,188. The Commission derives its authority to certificate and de-certificate public utilities from K.S.A. 66-131. Pursuant to K.S.A. 66-131, the Commission must review all certification and decertification Applications to determine whether the "public convenience" will be promoted by granting the request.

ANALYSIS

Big River was granted a Certificate of Convenience to provide IXC services on July 13, 2006, in Docket No. 06-BGRT-1222-COC.

Big River's 2023 Annual Interrogatory shows it did not generate any revenue from providing service to any customers in Kansas and, therefore, relinquishing its COC will cause no harm to Kansas customers. The Company also stated in an email that it no longer has any customers in Kansas that will be affected by the cease of its COC being issued.

Big River has a current Annual Interrogatory on file with the Commission. Big River is current with payment of its Commission assessments and its Kansas Universal Service Fund (KUSF) obligations. Big River is active and in good standing with the Secretary of State's website.¹

RECOMMENDATION

As no customers will be adversely affected by this filing, Staff recommends the Commission approve Big River's request to cancel its Certificate of Convenience and Authority to provide IXC services within the legacy Southwestern Bell Telephone Company d/b/a AT&T Kansas and Brightspeed Companies of Kansas areas in Kansas.

¹ Secretary of State's Website, <https://www.sos.ks.gov/eforms/BusinessEntity/Search.aspx>. Last viewed June 10, 2024

CERTIFICATE OF SERVICE

24-BGRT-697-CCS

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 07/02/2024.

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/S/ KCC Docket Room

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