# THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

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Shari Feist Albrecht, Chair

Jay Scott Emler

Pat Apple

In the Matter of Crown Castle NG Central Inc.	)	
and NextG Networks of Illinois, Inc. d/b/a	)	Docket No. 15-NXTC-033-CCN (IXC)
NextG Network Central Changing Its Name to		
Crown Castle NG Central, LLC	)	

### **ORDER APPROVING NAME CHANGE**

NOW, the above-captioned matter comes before the State Corporation Commission of the State of Kansas ("Commission") for consideration and decision. Having reviewed its files and records and being duly advised in the premises, the Commission makes the following findings:

- 1. The Commission granted NextG Networks of Illinois, Inc. d/b/a NextG Networks Central (NextG) a Certificate of Convenience to provide Interexchange services (IXC) on July 27, 2010, in Docket No. 10-NXTC-769-COC.
- 2. On July 17, 2014, NextG filed a letter requesting Commission approval to change its name from NextG Networks of Illinois, Inc. d/b/a NextG Network West to Crown Castle NG West Inc.
- 3. On August 12, 2014, NextG filed a second letter stating that it had mistakenly stated the entity names. NextG Networks of Illinois, Inc. d/b/a NextG Network Central was requesting to change its name to Crown Castle NG Central, LLC. This was after Crown Castle NG Central, Inc. had converted to a limited liability corporation in Delaware.

- 4. K.S.A. 66-131 and K.S.A. 66-136 govern Certificate of Convenience alteration requests. The statutes state that adjustments to the Certificate of Convenience should be granted if the public convenience would be promoted thereby.
- 5. Commission Staff ("Staff") submitted a Report and Recommendation regarding the matter dated August 21, 2014, attached hereto and made a part hereof by reference. Staff found that Crown Castle NG Central, LLC has been registered with the Kansas Secretary of State's Office and its status is "active and in good standing." Additionally, NextG is compliant with all Commission Assessment, Kansas Universal Service Fund (KUSF), and Annual Report filing requirements.
  - 6. Staff recommends approval of NextG's name change request.
- 7. The Commission finds Staff's findings and recommendation to be reasonable and hereby adopts the same.

#### IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

- A. NextG's request to change its name from NextG Networks of Illinois, Inc. d/b/a/NextG Network Central to Crown Castle NG Central, LLC is granted.
- B. NextG is reminded to notify the Commission immediately of any change in address or contact telephone numbers, file timely annual reports, maintain current registration with the Kansas Secretary of State's Office, and pay all Commission and Kansas Universal Service Fund assessments in a timely manner.
- C. The parties have fifteen (15) days, plus three (3) days if service of this order is by mail, from the date this order was served in which to petition the Commission for reconsideration of any issue or issues decided herein. K.S.A. 66-118b; K.S.A. 77-529(a)(1).

The Commission retains jurisdiction over the subject matter and parties for the D. purpose of issuing such further order, or orders, as it may deem necessary.

# BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair.; Emler, Com.; Apple, Com.

Dated: AUG 2 8 2014

ORDER MAILED ANG 2 9 2014

Thomas A. Day

Acting Executive Director

**MRN** 

Utilities Division 1500 SW Arrowhead Road Topeka, KS 66604-4027



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Sam Brownback, Governor

Shari Feist Albrecht, Chair Jay Scott Emler, Commissioner Pat Apple, Commissioner

# REPORT AND RECOMMENDATION UTILITIES DIVISION

TO:

Chair Shari Feist Albrecht

Commissioner Jay Scott Emler

Commissioner Pat Apple

FROM:

Kelly Mabon, Telecommunications Analyst

Christine Aarnes, Chief of Telecommunications

Jeff McClanahan, Director of Utililites

DATE:

August 21, 2014

RE:

Docket No. 15-NXTC-033-CCN (IXC)

In the Matter of Crown Castle NG Central Inc. and NextG Networks of Illinois, Inc. d/b/a NextG Network Central Changing Its Name to Crown

Castle NG Central, LLC

#### **EXECUTIVE SUMMARY:**

On July 17, 2014, Crown Castle NG Central Inc. and NextG Networks of Illinois, Inc. d/b/a NextG Network West (NextG Network Central) filed a letter with the Commission to advise it has changed its corporate name. Staff recommends approval of this Application.

#### **BACKGROUND:**

The Company, in its original Application, mistakenly referred to Crown Castle NG West Inc. and NextG Networks of Illinois, Inc. d/b/a NextG Network West. The Company filed a clarifying Pleading in this Docket on August 12, 2014, which referred to the correct name, Crown Castle NG Central Inc. and NextG Networks of Illinois, Inc. d/b/a NextG Network Central. The Company was originally issued a Certificate to provide intrastate interexchange services within the state of Kansas on July 27, 2010, in Docket No. 10-NXTC-769-COC under the name NextG Networks of Illinois, Inc. d/b/a NextG Networks Central.

### **ANALYSIS**:

The Commission derives its authority to supervise telecommunications public utilities from K.S.A. 66-1, 188.

Crown Castle NG Central, LLC is properly registered with the Kansas Secretary of State's Office and authorized to engage in business in Kansas. They are currently "active and in good standing" with the Secretary's office. Crown Castle NG West Inc. and NextG Networks of Illinois, Inc. d/b/a NextG Network Central is current with regard to KUSF and has a current Annual Report on file. The Company is current with regard to payment of Commission assessments.

## **RECOMMENDATION:**

Staff recommends approval of NextG Network Central's Application to change its name to Crown Castle NG Central, LLC. The Company is reminded to notify the Commission immediately of any change in address or contact telephone numbers, file timely annual reports, maintain current registration with the Kansas Secretary of State's Office, and pay all Commission and Kansas Universal Service Fund assessments in a timely manner.

PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET TO THE FOLLOWING:

NO. CERT. COPIES NO. PLAIN COPIES

NAME AND ADDRESS

BRETT FERENCHAK BINGHAM MCCUTCHEN, LLP 2020 K STREET, NW 11TH FLOOR WASHINGTON, DC 20006

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MICHAEL NEELEY, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD RD TOPEKA, KS 66604-4027 \*\*\*Hand Delivered\*\*\*

# ORDER MAILED AUG 2 9 2014