

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

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

In the Matter of a General Investigation of RG    )  
Fiber, LLC to Show Cause Why This            )  
Commission Should Not Levy Sanctions,    ) Docket No. 25-RGFT-437-SHO  
Penalties, and Fines or Cancel, Suspend, or    )  
Revoke Any Authority the Carrier Holds for    )  
Non-Compliance with Kansas Statutes and    )  
Commission Orders.                                    )

**ORDER REVOKING CERTIFICATE**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (“Commission”) for consideration and determination. Having examined its files and records, the Commission finds and concludes:

1.        On January 24, 2017, the Commission issued an order in Docket No. 17-RGFT-278-VSA granting RG Fiber, LLC (“RG Fiber”) a Video Service Authorization (“VSA”) certificate for franchising purposes in the service area footprints of Eudora (EUDR-01-RGFT-01) and Lawrence (LWRN-02-RGFT-01).<sup>1</sup>

2.        On July 17, 2025, the Commission issued an Order to Show Cause in the above-captioned docket ordering RG Fiber to respond within thirty (30) days of receipt of the order (on or before August 18, 2025) as to why it should not be subject to sanctions, fines, or penalties to have its VSA Certificate revoked for failing to maintain compliance with its Kansas statutory and regulatory obligations.<sup>2</sup> This Show Cause Order also directed RG Fiber to respond to Staff’s

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<sup>1</sup> Order Granting Video Service Authorization, Docket No. 17-RGFT-278-VSA (Jan. 24, 2017).

<sup>2</sup> Order to Show Cause, Docket No. 25-RGFT-437-SHO, p. 2 (July 17, 2025) (“Show Cause Order”).

Report and Recommendation (“R&R”), included as Attachment A to the Show Cause Order, and to come into compliance with any applicable statutes and Commission Orders within thirty (30) days of the issuance of the Show Cause Order.<sup>3</sup>

3. As of August 21, 2025, RG Fiber did not respond to Staff’s R&R as ordered by the Commission. Since the issuance of the Show Cause Order in the above-captioned docket, RG Fiber has failed to come into compliance with its statutory and regulatory obligations. Specifically, RG Fiber remains delinquent in the following obligations:

- (a) To respond to the July 17, 2025, 30-day Order;
- (b) To terminate or transfer their VSA as required by K.S.A. 12-2023 and K.A.R. 82-15-1;
- (c) To maintain current contact information with the Commission;
- (d) To notify the Commission of its business operations in Baldwin City; and
- (e) To inform the Commission of the transaction that occurred with Clearwave and whether it included a transfer of VSA assets.<sup>4</sup>

4. On August 21, 2025, Staff submitted an Update R&R, which is attached hereto as **Attachment A**. Staff ultimately recommended that the Commission issue an order to revoke RG Fiber’s VSA Certificate to provide cable and video services in Kansas because of its failure, neglect, and/or refusal to respond to the Commission’s July 17, 2025, Show Cause Order.<sup>5</sup>

5. The Commission has broad supervisory authority over all telecommunications public utilities in the state of Kansas and has a duty to inquire into any violation of law by a telecommunications public utility and its officers, agents, and employees.<sup>6</sup>

6. The Commission derives its authority and jurisdiction to supervise and control telecommunications public utilities from K.S.A. 66-1,188 and K.S.A. 66-2005(z). The

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<sup>3</sup> Show Cause Order, p. 2.

<sup>4</sup> Report and Recommendation, Utilities Division, Docket No. 25-RGFT-437-SHO, p. 3 (Aug. 21, 2025) (“Staff’s Update R&R” or “Update R&R”).

<sup>5</sup> Staff’s Update R&R, p. 3.

<sup>6</sup> K.S.A. 66-1,195.

Commission derives its authority to certificate and de-certificate public utilities from K.S.A. 66-131.

7. The Commission hereby incorporates by reference the findings contained in Staff's August 21, 2025, Update R&R.

8. The Commission finds that RG Fiber had ample time to respond to Respond to Staff's initial R&R, as required by the Commission's July 17, 2025, Show Cause Order, and has failed to do so.

9. The Commission concludes that RG Fiber's VSA certificate should be revoked.

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

A. RG Fiber LLC's Video Service Authorization certificate to provide cable and video services in the state of Kansas is hereby revoked.

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).<sup>7</sup>

**BY THE COMMISSION IT IS SO ORDERED.**

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 08/28/2025



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Celeste Chaney-Tucker  
Executive Director

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<sup>7</sup> K.S.A. 66-118b; K.S.A. 77-503(c); K.S.A. 77-531(b).

# ATTACHMENT A

**REPORT AND RECOMMENDATION**  
**UTILITIES DIVISION**

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

**FROM:** Jorge Soto-Gomez, Telecommunications Analyst  
Steve Garrett, Deputy Chief of Telecommunications  
Janet Buchanan, Deputy Director of Utilities  
Justin Grady, Director of Utilities

**DATE:** August 21, 2025

**RE:** Docket No. 25-RGFT-437-SHO

In the Matter of a General Investigation of RG Fiber, LLC to Show Cause Why This Commission Should Not Levy Sanctions, Penalties, and Fines or Cancel, Suspend, or Revoke Any Authority the Carrier Holds for Non-Compliance with Kansas Statutes and Commission Orders.

**EXECUTIVE SUMMARY**

On July 17, 2025, the Kansas Corporation Commission (Commission) issued a Show Cause Order to RG Fiber, LLC (RG Fiber or Company) for its failure to maintain compliance with its Kansas statutory and regulatory obligations as required by its Video Service Authorization (VSA) Certificate. RG Fiber did not respond to either the Commission staff (Staff) and or the Order within 30 days.

**BACKGROUND**

Under the Video Competition Act enacted on July 1, 2006, cable service providers apply to the Commission for state-issued authority to provide service. Pursuant to K.S.A. 12-2023, the Commission has the authority to review applications for those entities who desire to provide cable service or video service in the state of Kansas.

The Commission derives its authority and jurisdiction to supervise and control telecommunications public utilities from K.S.A. 66-1,188 and K.S.A. 66-2005(z). 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 and necessity will be promoted by granting the request.

On January 3, 2017, RG Fiber filed an Initial Application for a VSA Certificate in Kansas. On January 24, 2017, in Order Docket 17-RGFT-278-VSA<sup>1</sup>, RG Fiber was granted VSA certification for franchising purposes in the service area footprints of Eudora (EUDR-01-RGFT-01) and Lawrence (LWRN-02-RGFT-01).<sup>2</sup>

RG Fiber's last filing with the Federal Communications Commission (FCC) is dated April 1, 2022. The FCC's 499 Filer Database notes that as of 03/22/2022, RG Fiber is no longer active and sold all assets to filer 819867.<sup>3</sup> Vantage Point Solutions (VPS), the Kansas Universal Service Fund (KUSF) administrator, currently has RG Fiber with a closed account status.

RG Fiber is still listed as a Cable System Operator with active Community Unit Identification Numbers (CUID) of its service area footprints under the FCC's Cable Operations & Licensing System (COALS) website. This includes an Active & Operational Community Status in the Kansas territories of Eudora, Lawrence, and Baldwin City.<sup>4</sup> Yet, the Commission does not have records of its operations in Baldwin City.

Pursuant to K.S.A. 12-2023(c), if RG Fiber transferred its authority to another entity a notice of transfer should have been filed with the Commission and any relevant municipalities within 30 business days of the completion of such a transfer. The Company could have satisfied this requirement by submitting a Notice of Transfer to the Commission by filing the notice in Docket 17-RGFT-278-VSA. Alternatively, pursuant to K.S.A. 12-2023(d), the Company can submit a Notice of Termination to the Commission by filing the notice in Docket 17-RGFT-278-VSA.

Additionally, K.A.R. 82-15-1 (b)(4), (d), (e) state the following:

(b)(4) Each entity that holds a video service authorization certificate and wants to transfer its authority to provide cable or video service shall file a transfer application. **Each entity to which the authority to provide cable or video service is transferred shall file an initial or amended application.** (Emphasis added).

(d) Each applicant shall submit one or more of the following fees, as applicable:

(1) a filing fee of \$1,000 with an initial application; and

(2) a filing fee of \$250 with each type of application specified in paragraphs (b)(2) and (4).

(e) Each entity holding a video service authorization certificate shall provide notice of any change in the name of the entity, contact personnel, mailing address, and phone number by sending a notification letter specifying the number of the docket

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<sup>1</sup> Docket No. 17-RGFT-278-VSA, *Order Granting Video Service Authorization*, Jan. 24, 2017.

<sup>2</sup> For ease of future referencing, Staff assigns a four field footprint number using the following convention: ABCD-xxx-EFGH-yy, where ABCD is the four character abbreviation of the major city encompassed by the service area, xxx can be a two or three digit sequentially assigned number of the provider's service areas, EFGH is the four alpha character company code and yy indicating the version of the company's footprint where 01 is the initial version, 02 the first revision, etc.

<sup>3</sup> FCC Form 499 Filer Database, RG Fiber, LLC, filer ID No. 819867 [Delta Communications, LLC dba Clearwave], <https://apps.fcc.gov/cgb/form499/499detail.cfm?FilerNum=830330>, last viewed August 19, 2025.

<sup>4</sup> FCC COALS, RG Fiber's Active Cable Communities (CUID), [https://fccprod.servicenowservices.com/coals?id=coals\\_search\\_communities](https://fccprod.servicenowservices.com/coals?id=coals_search_communities), last viewed August 19, 2025;

in which the certificate was granted. **The notice shall be provided within 14 business days after the effective date of the change.** (Emphasis added).

Staff sent an email on May 30, 2025, to the relevant Douglas County League of Kansas Municipalities contact inquiring about RG Fiber's status; however, this did not lead Staff to additional information concerning the company's operations.

On June 24, 2025, Staff submitted to the Commission a Report and Recommendation (R&R) to open an investigation of RG Fiber and for the Company to demonstrate why it should not be subject to sanctions, penalties or fines pursuant to K.S.A. 66-138 and/or have its VSA Certificate revoked for failing to maintain compliance with its Kansas statutory and regulatory obligations. Staff contended that RG Fiber is non-compliant with K.S.A. 12-2023, K.A.R. 82-15-1, and Commission orders as required by its certificate. On July 17, 2025, a Show Cause Order was issued to RG Fiber.

### **ANALYSIS**

This R&R is an update to inform the Commission that RG Fiber did not respond to the Show Cause Order dated July 17, 2025, within the 30-day period. Because the deadline landed on the weekend, the period ended on the next business day, August 18, 2025. RG Fiber has made no contact with the Commission and remains out of compliance. In Staff's previous R&R attached to the July 17, 2025, Order in this docket, it was noted that Staff made several attempts to notify the Company. RG Fiber has had ample time to address Staff concerns and comply. Staff concludes, RG Fiber ceased business operations and did not notify the Commission. The Company should have addressed its status in Kansas at the time of the sale of its assets. Staff respectfully request that RG Fiber's video service authorization be revoked for failure to take any action to respond to the Show Cause Order.

RG Fiber failed to: (1) respond to the July 17, 2025, 30-day Order; (2) to terminate or transfer their VSA as required by K.S.A 12-2023 and K.A.R. 82-15-1; (3) maintain current contact information with the Commission; (4) notify the Commission of its business operations in Baldwin City; and (5) inform the Commission of the transaction that occurred with Clearwave and whether it included a transfer of VSA assets.

### **RECOMMENDATION**

Staff recommends the Commission revoke RG Fiber's VSA Certificate to provide cable and video services for failure, neglect, and/or refusal to respond to the Show Cause Order.

**CERTIFICATE OF SERVICE**

25-RGFT-437-SHO

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 08/28/2025.

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/S/ KCC Docket Room  
KCC Docket Room