

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

Before Commissioners: Shari Feist Albrecht, Chair
 Jay Scott Emler
 Pat Apple

In the Matter of the Application of PAETEC)
Communications, Inc. to Change Its Name) Docket No. 15-PCTT-609-CCN
to PAETEC Communications, LLC on All) (CLEC) & (IXC)
Certificates Previously Granted.)

ORDER APPROVING NAME CHANGE

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 record, and being duly advised in the premises, the Commission finds and concludes as follows:

1. On June 25, 2015, PAETEC Communications, Inc. (PAETEC Inc.) filed an Application requesting that the name on its Certificates of Convenience and Authority (Certificates) to provide switched local exchange and exchange access (CLEC) service and interexchange (IXC) service within the State of Kansas be changed to PAETEC Communications, LLC (PAETEC LLC).

2. The Commission derives its authority to supervise telecommunications public utilities from K.S.A. 66-1,188. The Commission's authority to certificate and de-certificate public utilities derives from K.S.A. 66-131. Respecting requests for a company name change, the Commission, in accordance with K.S.A. 66-131 and K.S.A. 66-136, must determine whether the proposed name change will promote the public convenience.

3. On July 28, 2015, the Commission Staff (Staff) submitted its Report and Recommendation, dated July 24, 2015, recommending the Commission grant PAETEC Inc.'s Application and approve the requested name change. According to Staff, PAETEC Inc. was previously issued a Certificate of Convenience and Authority to provide switched local exchange

and exchange access (CLEC) service in the State of Kansas pursuant to the Commission's March 20, 2000 Order issued in Docket No. 00-PCTT-701-COC. PAETEC Inc. was also issued a Certificate of Convenience and Authority to provide interexchange (IXC) service in the State of Kansas pursuant to the Commission's March 4, 1999 Order issued in Docket No. 99-PCTC-450-COC. According to Staff, PAETEC LLC is properly registered with the Kansas Secretary of State's office as a foreign limited liability company, where its status is shown to be *active and in good standing*. PAETEC Inc. is current with regard to Kansas Universal Service Fund (KUSF) and Commission assessments, as well as Annual Report filings. Staff recommends the Commission grant PAETEC Inc.'s Application and approve the change in name under its Certificates for switched local exchange and exchange access service and interexchange service to PAETEC Communications, LLC. Staff notes that the company must file a local access tariff for its switched local exchange service in this Docket and should be 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 KUSF assessments in a timely manner.¹

4. The Commission adopts Staff's analysis and recommendations of July 24, 2015, as stated in its Report and Recommendation, which is attached hereto and made a part hereof by reference, and finds that the Application filed in this matter by PAETEC Inc. should be granted. The Commission further finds that the requested name change under PAETEC Inc.'s Certificates of Convenience and Authority to provide CLEC and IXC services within the State of Kansas to PAETECH Communications, LLC will promote the public convenience and should be approved.

¹ Report and Recommendation, pages 1 and 2.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

(A). PAETEC Communications, Inc.'s Application filed in this matter on June 25, 2015 is hereby granted and the company's request for a name change from PAETEC Communications, Inc. to PAETEC Communications, LLC under its Certificates of Convenience and Authority to provide switched local exchange and exchange access service and interexchange service in Kansas is hereby approved.

(B). PAETEC Communications, LLC is directed to file in this Docket a local access tariff for its switched local exchange service and is reminded to notify the Commission immediately of any change in address or contact telephone numbers, to file timely annual reports, maintain current registration with the Kansas Secretary of State's Office, and pay all Commission and KUSF 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. 2014 Supp. 77-529(a)(1).

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

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Emler, Commissioner; Apple, Commissioner

Dated: AUG 04 2015


ORDER MAILED AUG 05 2015
Amy L. Gilbert
Secretary to the Commission

oan

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



Phone: 785-271-3220
Fax: 785-271-3357
<http://kcc.ks.gov/>

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

Sam Brownback, Governor

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: July 24, 2015

RE: Docket No. 15-PCTT-609-CCN (CLEC) & (IXC)
In the Matter of the Application of PAETEC Communications, Inc. to
Changes Its Name to PAETEC Communications, LLC on All Certificates
Previously Granted

EXECUTIVE SUMMARY:

On June 25, 2015, PAETEC Communications, Inc. filed an Application with the Commission to advise it has changed its name to PAETEC Communications, LLC. Staff recommends approval of this Application.

BACKGROUND:

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

ANALYSIS:

PAETEC Communications, Inc. requests that the name on its Certificate of Convenience and Authority to Provide Interexchange Service and Local Exchange Services within the State of Kansas be changed to PAETEC Communications, LLC.

PAETEC Communications, Inc. was issued a Certificate to provide Interexchange Services in Docket No. 99-PCTT-450-COC on March 4, 1999.

PAETEC Communications, Inc. was issued a Certificate to Provide Switched Local Exchange Service in Docket No. 00-PCTT-701-COC on March 20, 2000.

PAETEC Communications, 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. PAETEC Communications, Inc. 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 PAETEC Communications, Inc.'s Application to change the name on its Certificates for Interexchange Services and Switched Local Exchange Services to PAETEC Communications, LLC. The Company must file a local access tariff for its Switched Local Exchange Service in this Docket. 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.

IN RE: DOCKET NO. **15-PCTT-609-CCN**

DATE **AUG 04 2015**

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

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
OTTO NEWTON, LITIGATION COUNSEL 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604 ***Hand Delivered***		
CESAR CABALLERO, SENIOR REGULATORY COUNSEL PAETEC COMMUNICATIONS, INC. 4001 RODNEY PARHAM DR LITTLE ROCK, AR 72212		

ORDER MAILED AUG 05 2015

The Docket Room hereby certified that on this _____ day of _____, 20_____, it caused a true and correct copy of the attached ORDER to be deposited in the United States Mail, postage prepaid, and addressed to the above persons.