

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

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

In the Matter of the Interconnection Agreement)
between Cebridge Telecom KS, LLC d/b/a)
Suddenlink Communications and MoKan Dial,)
Inc.)

Docket No. 24-CKST-248-IAT

In the Matter of the Application of Cebridge)
Telecom KS, LLC for a Certificate of)
Convenience Authority to Provide Local)
Exchange and Exchange Access Service within)
the State of Kansas.)

Docket No. 13-CKST-711-COC

**ORDER GRANTING CEBRIDGE TELECOM’S MOTION TO WITHDRAW ITS
APPLICATION FOR APPROVAL OF AN INTERCONNECTION AGREEMENT**

This matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having reviewed the pleadings and record, the Commission makes the following findings and conclusions.

1. On August 29, 2013, in Docket No. 13-CKST-711-COC, the Commission granted Cebridge Telecom KS, d/b/a Suddenlink Communications (Cebridge) a Certificate of Convenience and Authority to provide Competitive Local Exchange and Exchange Access Telecommunications Services within the State of Kansas.¹

2. On September 12, 2023, in Docket No. 24-CKST-248-IAT, Cebridge filed an Application for Approval of an Interconnection Agreement with MoKan Dial, Inc. (MoKan).

¹ Order and Certificate, Docket Nos. 13-CKST -708-COC and 13-CKST-711-COC, Aug. 29, 2013.

3. On September 15, 2023, certain rural telephone companies² (RLECs) filed a Petition to Intervene, Objection to Interconnection Agreement and Petition to Appropriately Limit CLEC Certificate of Convenience, claiming Suddenlink lacks authority to operate in MoKan's service area, and thus cannot legally enter into an interconnection agreement.³ The RLECs also argue that Suddenlink's certificate must be amended in the 13-CKST-711-COC Docket to appropriately limit Suddenlink's operating authority to AT&T and CenturyLink legacy territory.⁴ The RLECs were granted intervention on November 21, 2023.⁵

4. On December 4, 2023, Cebridge filed a Motion to Withdraw its Application for Approval of an Interconnection Agreement, explaining an interconnection agreement is no longer needed, and both Cebridge and MoKan wish to withdraw the Application.⁶

5. By statute, the Commission has ninety days from the date the Application was filed to issue a decision, otherwise, the Application is approved as a matter of law. Since it appears that the Motion is unopposed, the Commission agrees that granting the Motion to Withdraw will not unduly burden or prejudice any party.⁷ Accordingly, the Commission grants Cebridge's Motion to Withdraw its Application for Approval of an Interconnection Agreement.

² Blue Valley Tele-Communications, Inc., Craw-Kan Telephone Cooperative, Inc., Golden Belt Telephone Association, Inc., Haviland Telephone Co., Inc., JBN Telephone Co., Inc., KanOkla Telephone Association, Madison Telephone, LLC, Mutual Telephone Company, Peoples Telecommunications, LLC, Pioneer Telephone Association, Inc., Rainbow Telecommunications Association, Inc., S&A Telephone Company, LLC, S&T Telephone Cooperative Association, Inc., South Central Telephone Association, Inc., Tri-County Telephone Association, Inc., United Telephone Association, Inc., Wheat State Telephone, Inc., d/b/a Wheat State Technologies, Columbus Communications Services, LLC, Cunningham Telephone Co., Inc., Gorham Telephone Co., Inc., H&B Communications, Inc., Home Telephone Co. Inc., LaHarpe Telephone Co., Inc., Southern Kansas Telephone Co., Inc., Totah Communications, Inc., Twin Valley Telephone, Inc., Wamego Telecommunications Co., Inc., Wilson Telephone Co., Inc., Zenda Telephone Co., Inc., and Rural Telephone Service Co., Inc.

³ Petition to Intervene, Objection to Interconnection Agreement and Petition to Appropriately Limit CLEC Certificate of Convenience, Sept. 15, 2023, p. 1.

⁴ *Id.*, p. 2.

⁵ Order Granting Petition to Intervene, Nov. 21, 2023.

⁶ Motion to Withdraw the Application of Cebridge Telecom KS, LLC D/B/A Suddenlink Communications for Approval of an Interconnection Agreement, Dec. 4, 2023, ¶ 3.

⁷ *See Id.*, ¶ 4.

THEREFORE, THE COMMISSION ORDERS:

A. Cebridge's Motion to Withdraw its Application for Approval of an Interconnection Agreement is granted.

B. These dockets are closed.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: _____

Lynn M. Retz
Executive Director

BGF

CERTIFICATE OF SERVICE

24-CKST-248-IAT

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

ANTHONY K. VEACH
ANTHONY VEACH LAW
1575 BIRDIE WAY, A107
LAWRENCE, KS 66047
anthonyveach@anthonyveachlaw.com

JEFFREY A HARNACK, DIRECTOR TELECOM &
INTERNET
CSC WIRELESS, LLC
D/B/A ALTICE MOBILE
5830 GRANITE PARKWAY
SUITE #600
PLANO, TX 75024
jeffrey.harnack@alticeusa.com

MARK DOTY
GLEASON & DOTY CHTD
401 S MAIN ST STE 10
PO BOX 490
OTTAWA, KS 66067-0490
doty.mark@gmail.com

COLLEEN JAMISON
JAMISON LAW, LLC
P O BOX 128
TECUMSEH, KS 66542
colleen.jamison@jamisonlaw.legal

BRETT W. BERRY, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
b.berry@kcc.ks.gov

DAVID COHEN, ASSISTANT GENERAL COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
d.cohen@kcc.ks.gov

ANTHONY M PATRONE, COUNSEL
MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO,
P.C.
555 12th STREET NW
SUITE 1100
WASHINGTON, DC 20004
ampatrone@mintz.com

TAMMY SOUZA, VP OF FINANCE
MOKAN DIAL, INC.
112 S. BROADWAY
PO BOX 429
LOUISBURG, KS 66053-0429
tsouza@townes.net

/S/ KCC Docket Room

KCC Docket Room