

**BEFORE THE PUBLIC SERVICE COMMISSION**  
**OF THE STATE OF DELAWARE**

IN THE MATTER OF THE APPLICATION OF )  
QUANTUMSHIFT COMMUNICATIONS, INC. D/B/A )  
VCOM SOLUTIONS, INC. FOR A CERTIFICATE )  
OF PUBLIC CONVENIENCE AND NECESSITY TO )  
PROVIDE COMPETITIVE LOCAL EXCHANGE AND )  
INTRASTATE INTEREXCHANGE TELECOMMUNICATIONS ) PSC Docket No. 12-29  
SERVICES WITHIN THE STATE OF DELAWARE AND )  
FOR REVIEW OF A PLAN FOR PROVIDING )  
INTRALATA TOLL DIALING PARITY IN ACCORDANCE )  
WITH FEDERAL COMMUNICATIONS COMMISSION )  
REQUIREMENTS (FILED JANUARY 12, 2012) )

**ORDER NO. 8145**

**AND NOW**, this 15<sup>th</sup> day of May, 2012, the Commission determines and orders the following:

**WHEREAS**, on January 12, 2012, Quantumshift Communications, Inc. d/b/a vCom Solutions, Inc. ("vCom") filed an application (the "Application") with the Delaware Public Service Commission (the "Commission") seeking a Certificate of Public Convenience and Necessity ("CPCN") to allow it to provide competitive local and competitive intrastate interexchange telecommunications services within the State of Delaware. With its Application, vCom also filed an illustrative tariff setting forth the terms and conditions of its proposed services; and

**WHEREAS**, public notice of the Application, including a period for filing objections, was published in The News Journal and the Delaware State News newspapers on February 28, 2012, and March 6, 2012, respectively. The Commission Staff ("Staff") did not receive any timely comments or objections to the Application. Staff reports that

vCom, a California corporation, represents that it is currently authorized to provide telecommunications services in more than forty (40) states, and has shown that it has the financial, technical, and managerial capabilities required for a CPCN as set forth in the Commission's "Rules for the Provision of Telecommunications Services." See 26 *Del. Admin. C.* §4001 (the "Rules"); and

**WHEREAS**, Staff recommends that the Commission grant a CPCN to vCom to authorize it, as a public utility, to offer local exchange and other competitive intrastate telecommunications services under Delaware law and the provisions of the Commission's Rules subject to the conditions set forth below;

**NOW THEREFORE, IT IS ORDERED BY THE AFFIRMATIVE VOTE OF**

**NOT FEWER THAN THREE COMMISSIONERS:**

1. That pursuant to 26 *Del. C.* §§ 203A and 703(3) and the Commission's "Rules for the Provision of Telecommunications Services" (26 *Del. Admin. C.* §4001) (the "Rules"), a Certificate of Public Convenience and Necessity ("CPCN") is hereby granted to Quantumshift Communications, Inc. d/b/a vCom Solutions, Inc. to operate as a public utility and provide local telecommunications exchange services and other competitive intrastate telecommunications services as described in the application filed by Quantumshift Communications, Inc. d/b/a vCom Solutions, Inc. on January 12, 2012. Such CPCN is effective on the date of this Order.

2. That Quantumshift Communications, Inc. d/b/a vCom Solutions, Inc. shall provide intrastate telecommunications services in the manner required by the Delaware Code and the Rules and at all

times shall comply with all applicable provisions of the Delaware Code and such Rules. Quantumshift Communications, Inc. d/b/a vCom Solutions, Inc. shall also file all returns and pay all assessments and fees as may be required by the provisions of 26 *Del. C.* §§114 and 115.

3. That the CPCN for local exchange telecommunications services is awarded upon, and subject to, the following conditions:<sup>1</sup>

- (a) That ten (10) days prior to the date Quantumshift Communications, Inc. d/b/a vCom Solutions, Inc. intends to offer and implement local exchange telecommunications services, Quantumshift Communications, Inc. d/b/a vCom Solutions, Inc. shall file with the Commission an initial tariff, with rules, regulations, terms, and conditions of service specifically adopted for Delaware; and
- (b) That, before filing an initial tariff, Quantumshift, Communications, Inc. d/b/a vCom Solutions, Inc. either
  - (i) shall have in place a Commission-approved interconnection agreement or
  - (ii) shall file an "opt-in" agreement between Quantumshift Communications, Inc. d/b/a vCom Solutions, Inc. and Verizon Delaware LLC or another certificated local exchange carrier.

4. That the provisions of 26 *Del. C.* § 208(b) are waived, and Quantumshift Communications, Inc. d/b/a vCom Solutions, Inc. is authorized to maintain its books and records relating to its Delaware

---

<sup>1</sup> These conditions must be completed within 6 months of the date of this Order.

operations outside of the State of Delaware; provided, however, and upon the condition that, Quantumshift Communications, Inc. d/b/a vCom Solutions, Inc. shall provide to the Commission at its Dover, Delaware office, in a timely manner and upon the written request of the Commission's Executive Director, all such books and records relating to Quantumshift Communications, Inc. d/b/a vCom Solutions, Inc.'s Delaware operations as the Commission may deem reasonably necessary from time to time for review and copying. If the Commission must review the Delaware-related books and records of Quantumshift Communications, Inc. d/b/a vCom Solutions, Inc. at a location other than at the Commission's Dover, Delaware office, Quantumshift Communications, Inc. d/b/a vCom Solutions, Inc. shall pay for the expenses of such review.

5. That a violation of this Order, any of the provisions of the Delaware Code, the Rules, or other applicable law may result in suspension or revocation of the CPCN.

6. That the Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

\_\_\_\_\_  
Chair

/s/ Joann T. Conaway  
Commissioner

/s/ Jaymes B. Lester  
Commissioner

/s/ Dallas Winslow  
Commissioner

/s/ Jeffrey J. Clark  
Commissioner

ATTEST:

/s/ Alisa Carrow Bentley  
Secretary