

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF DELAWARE

IN THE MATTER OF THE APPLICATION OF )  
CENTURYLINK PUBLIC COMMUNICATIONS, INC. )  
FOR A CERTIFICATE OF PUBLIC CONVENIENCE )  
AND NECESSITY TO PROVIDE ) PSC Docket No. 15-0688  
TELECOMMUNICATIONS SERVICES WITHIN THE )  
STATE OF DELAWARE )  
(FILED FEBRUARY 6, 2015) )

ORDER NO. 8729

**AND NOW**, this 21<sup>st</sup> day of April, 2015, the Delaware Public Service Commission (the "Commission") determines and orders the following:

**WHEREAS**, on February 6, 2015, CenturyLink Public Communications, Inc. ("CPCI") filed an application (the "Application") with the Commission seeking a Certificate of Public Convenience and Necessity ("CPCN") to allow it to provide telecommunications services within the State of Delaware. CPCI also requested a waiver of the requirements of 26 *Del. C.* §208(b). In addition, CPCI has elected to be governed under Subchapter VII-A, Chapter 1 of Title 26 of the Delaware Code and does not intend to provide basic services as defined in 26 *Del. C.* §705(a), including switched access services; and

**WHEREAS**, CPCI provided the appropriate affidavit of publication of notice of the Application in The News Journal. The Commission Staff ("Staff") reports that it received no formal comments or objections regarding the Application within the required 20-day notice period; and

**WHEREAS**, Staff reports that CPCI has provided sufficient information evidencing that it has the financial, technical, and operational capabilities required for a CPCN as set forth in the

Delaware Code and the Commission's "Rules for the Provision of Telecommunications Services," 26 *Del. Admin. C.* §4001 (the "Rules"); and

**WHEREAS**, the Commission determines that a CPCN should be granted to CPCI to authorize it, as a public utility, to offer telecommunications services under the provisions of the Delaware Code and the 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 Subchapter VII-A, Chapter 1 of Title 26 of the Delaware Code and the Rules, the Commission grants to CPCI a CPCN to operate as a public utility and provide telecommunications services as described in the Application.

2. That CPCI shall provide telecommunications services in the manner required by the Rules and at all times shall comply with all applicable provisions of the Delaware Code, the Commission's Rules and Regulations, and all other applicable laws, rules, regulations, and orders.

3. That the provisions of 26 *Del. C.* §208(b) are waived, and CPCI is authorized to maintain its books and records relating to its Delaware operations outside of the State of Delaware; provided, however, and upon the condition that, CPCI 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 CPCI'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 CPCI at a location other than at the Commission's Dover, Delaware office, CPCI shall pay for the expenses of such review.

4. That a violation of this Order, the Commission's Rules and Regulations, or other applicable law, rule, regulation, or order may result in suspension or revocation of the CPCN.

5. 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:

/s/ Dallas Winslow  
Chair

/s/ Joann T. Conaway  
Commissioner

/s/ Jaymes B. Lester  
Commissioner

/s/ Harold B. Gray  
Commissioner

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Commissioner

ATTEST:

/s/ Donna Nickerson  
Secretary