

COMMISSIONERS:

LAUREN "BUBBA" McDONALD, CHAIRMAN
TIM G. ECHOLS
CHUCK EATON
TRICIA PRIDEMORE
JASON SHAW



FILED

SEP 05 2019

EXECUTIVE SECRETARY
G.P.S.C.

DEBORAH K. FLANNAGAN
EXECUTIVE DIRECTOR

REECE McALISTER
EXECUTIVE SECRETARY

Georgia Public Service Commission

(404) 656-4501
(800) 282-5813

244 WASHINGTON STREET, SW
ATLANTA, GEORGIA 30334-5701

FAX: (404) 656-2341
www.psc.state.ga.us

INTERIM CERTIFICATE OF AUTHORITY TO PROVIDE COMPETITIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

DOCKET# 42602
DOCUMENT# 178275

IN RE: DOCKET NO 42602: Application of United Commercial Telecom, LLC for a Certificate of Authority to Provide Facilities-Based Competitive Local Exchange Services.

Certificate No. L-7708

Approved: September 4, 2019

Effective: 9/5/19

BY THE COMMISSION:

I. BACKGROUND

On July 23, 2019, United Commercial Telecom, LLC (hereinafter referred to as "the Applicant") filed with the Georgia Public Service Commission (hereinafter referred to as "the Commission") an application for a Certificate of Authority to Provide Competitive Local Exchange Services, pursuant to O.C.G.A. § 46-5-163(b). In Administrative Session on September 4, 2019, the Commission voted to waive a public hearing on this matter.

The statutory authority governing certificates of authority of the type the Applicant is seeking is found at O.C.G.A. § 46-5-163. This code section provides that a telecommunications company, including a telecommunications services reseller, shall not provide telecommunications services without a certificate of authority issued by the Commission. A certificate may not be issued without adequate proof that the applicant possesses satisfactory financial and technical capability. A showing of public convenience and necessity is not a condition for issuing a competing certificate of authority.

In support of its application, the Applicant presented evidence through exhibits and additional materials routinely requested by the Commission Staff. After carefully analyzing all evidence of the record in this case, the Commission makes the following findings of fact and conclusions of law:

**II.
FINDINGS OF FACT**

1. TECHNICAL CAPABILITY.

The Applicant intends to offer local exchange telecommunications services to business customers in Georgia. Applicant has demonstrated adequate technical capabilities to implement its business plan through evidence regarding its management team, technical understanding and customer service plans.

2. FINANCIAL CAPABILITY.

The Applicant has demonstrated that it possesses sufficient and adequate financial capability to provide the local exchange telecommunications services for which it is seeking a Certificate of Authority.

**III.
CONCLUSIONS OF LAW**

The Commission Staff certifies the record in this docket to the Commission and issues this recommendation pursuant to O.C.G.A. §§ 46-2-58(d) and 50-13-17(a). Based upon the evidence, the Commission Staff finds that the Applicant has shown that it possesses satisfactory financial and technical capability pursuant to O.C.G.A. § 46-5-163(h) in order to be granted an interim certificate, consistent with the Commission's guidelines in Docket No. 5778-U for the issuance of interim certificates of authority for the provision of local exchange telecommunication service.

Having reviewed the record and considered this case, the Commission finds and concludes that it should adopt the Commission Staff's recommendation as its decision in this docket.

WHEREFORE, it is

ORDERED, that the above numbered certificate is granted to United Commercial Telecom, LLC, whose principal business address is 405 S. Dale Mabry Highway, Suite 244, Tampa, FL 33609, to provide facilities-based competitive local exchange telecommunication services.

ORDERED FURTHER, that the Applicant is hereby granted authority to provide local exchange telecommunications services in the BellSouth Telecommunications, Inc. d/b/a AT&T Georgia exchanges set forth below:

Acworth	Cumming	Leesburg	Savannah
Adairsville	Cusseta	Lithonia	Senoia
Albany	Dallas	Loganville	Smithville
Alpharetta	Douglasville	Louisville	Smyrna
Americus	Dublin	Lula	Social Circle
Appling	Duluth	Lumber City	Sparks
Arlington	Eastman	Lumpkin	Sparta
Athens	Eatonton	Luthersville	Stockbridge
Atlanta	Elberton	Lyons	Stone Mountain
Augusta	Fairburn	Macon	Swainsboro
Austell	Fayetteville	Madison	Sylvester
Baconton	Flowery Branch	Marietta	Tallapoosa
Bainbridge	Forsyth	McCaysville	Temple
Barnesville	Fort Valley	McDonough	Tennga
Baxley	Franklin	Millen	Thomasville
Blackshear	Gainesville	Monticello	Thomson
Bogart-Statham	Gay	Newnan	Tifton
Bowdon	Gibson	Newton	Tucker
Bremen	Grantville	Norcross	Tybee Island
Brunswick	Greensboro	Palmetto	Valdosta
Buchanan	Greenville	Panola	Vidalia
Buford	Griffin	Pelham	Villa Rica
Calhoun	Hamilton	Pine Mountain	Wadley
Camilla	Hampton	Pooler	Warner Robins
Carrollton	Harlem	Powder Springs	Warrenton
Cartersville	Hazelhurst	Richland	Watkinsville
Cave Spring	Hephzibah	Rockmart	Waycross
Cedartown	Hogansville	Rome	Waynesboro
Chamblee	Jackson	Roopville	Woodbury
Claxton	Jekyll Island	Rossville	Woodstock
Clermont	Jesup	Roswell	Wrens
Cochran	Johnson Corner	Royston	Wrightsville
Colquitt	Jonesboro	Rutledge	Zebulon
Columbus	Kingston	St. Simons	
Concord	LaGrange	Island	
Conyers	Lake Park	Sandersville-	
Cordele	Lawrenceville	Tennille	
Covington	Leary	Sardis	

ORDERED FURTHER, that as a condition precedent to the Applicant offering local service that requires interconnection in any of the requested exchanges, the Applicant must enter into an interconnection agreement with each affected incumbent local exchange company and obtain the formal approval of the Georgia Public Service Commission after said agreement is filed with the agency.

ORDERED FURTHER, that the Applicant chose not to file a tariff pursuant to O.C.G.A. §46-5-251.

ORDERED FURTHER, that the Applicant must comply with O.C.G.A. § 25-9-1 et seq. regarding the practices and procedures that shall be employed when a telecommunications provider or its designee is excavating in the state of Georgia.

ORDERED FURTHER, that the Applicant shall be responsible for ensuring its employees, agents or designees comply fully with all applicable laws, rules and orders of the Commission relating to safe excavation procedures, including, but not limited to O.C.G.A § 25-9-1 et seq., the Georgia Utility Facility Protection Act. Violations of such laws, rules, or orders of the Commission by the Applicant's employees, agents or designees may result in revocation, suspension or other limitation on the Applicant's certificate of authority and may result in fines assessed on Applicant pursuant to O.C.G.A § 46-2-91.

ORDERED FURTHER, that the Applicant must comply with the Commission's Order or Orders issued in Docket No. 11400-U, Prevention of Damage To Underground Facilities, and applicable law pertaining to Common Ground best practices for excavation damage prevention when excavating in an area in which underground facilities may be located

ORDERED FURTHER, that the Applicant shall contribute to the Universal Access Fund as prescribed in Docket No. 5825-U.

ORDERED FURTHER, that pursuant to O.C.G.A. § 46-5-168(b)(2) the certificate granted herein shall be subject to revocation if the Applicant fails to notify the Commission of any change in its contact address on file with the Commission, fails to comply with Commission requirements or Orders, or violates any applicable law or Commission Rule.

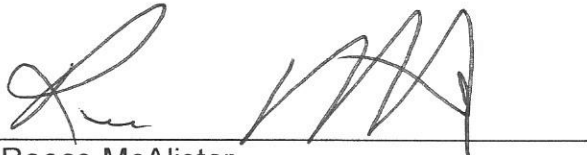
ORDERED FURTHER, that if the Applicant desires to do business in Georgia under any name which does not appear on this certificate, Applicant shall submit an application for amendment to its certification stating the name under which it plans to conduct business.

ORDERED FURTHER, that all statements of fact, law and regulatory policy contained within the preceding sections of this Order be adopted as findings and conclusions of law and conclusions of regulatory policy of the Commission.

ORDERED FURTHER, that jurisdiction over this matter is expressly retained for the purpose of entering such further Order or Orders as this Commission may deem just and proper.

ORDERED FURTHER, that any motion for reconsideration or rehearing in this case shall not have the effect of staying this Order of Commission, except insofar as the Commission may otherwise provide.

BY ORDER OF THE GEORGIA PUBLIC SERVICE COMMISSION, this 4th day of September 2019.



Reece McAlister
Executive Secretary

DATE: 9-5-19



Lauren "Bubba" McDonald
Chairman

DATE: 9/5/19