

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 02A-655AT

IN THE MATTER OF THE APPLICATION OF TALKINGNETS HOLDINGS, LLC
(DBA TALKINGNETS, INC.) TO DISCONTINUE OR CURTAIL SERVICE FOR
JURISDICTIONAL TELECOMMUNICATIONS PROVIDERS.

**ORDER GRANTING APPLICATION TO
DISCONTINUE PROVIDING LOCAL
EXCHANGE AND EMERGING COMPETITIVE
TELECOMMUNICATIONS SERVICES
IN THE STATE OF COLORADO**

Mailed Date: January 30, 2003
Adopted Date: January 29, 2003

I. BY THE COMMISSION

A. Statement and Findings of Fact

1. On December 17, 2002, TalkingNets Holdings, LLC (TalkingNets) filed an application to discontinue providing local exchange telecommunications services and emerging competitive telecommunications services, including non-optional operator services. The authority to provide such services was granted in Decision No. C00-1018, mailed on September 19, 2000.

2. TalkingNets is not seeking to cancel its authority, as it intends to offer other jurisdictional services in the future. It only seeks the authority to discontinue offering local exchange and emerging competitive telecommunications services, including non-optional operator services.

3. TalkingNets provides telecommunications services to 11 business customers in the State of Colorado. It has no residential customers in Colorado.

4. The Commission received a copy of the customer notice with the original application. On January 15, 2003, TalkingNets verbally represented to Staff of the Commission that the company has contacted each of the 11 business customers by phone. Four customers had migrated to new providers, and the remaining seven customers had port dates.

5. On December 18, 2002, notice of the application to discontinue or curtail jurisdictional telecommunications services was posted on the Commission's web site. Interventions were due on or before January 17, 2003. None were filed.

6. On January 27, 2003, TalkingNets amended its original application to extend the proposed effective date for the discontinuance to January 31, 2003. Additionally, TalkingNets filed an affidavit attesting that it had provided customer notice as required by Rule 4 *Code of Colorado Regulations* 723-25-7.6.

B. Discussion

7. The application is unopposed and may be considered without a hearing. § 40-6-109(5), C.R.S.

8. TalkingNets has provided sufficient information for the Commission to take appropriate action relating to this matter.

II. ORDER

A. The Commission Orders That:

1. TalkingNets Holdings, LLC's application is deemed complete.
2. TalkingNet Holdings, LLC's application to discontinue providing jurisdictional telecommunications services in the Qwest Corporation service territory is granted.

3. TalkingNets Holdings, LLC continues to have an obligation to file an annual report with the Commission and to contribute to all applicable Colorado funds for the period up to the effective date of this Order. These funds include the Public Utilities Commission's Fixed Utilities Fund, the Colorado High Cost Support Mechanism, the Telecommunications Relay Services for the Disabled Telephone Users Program, and the Emergency Telephone Access Act Program (Low Income Fund).

4. Following the completion of the transfer of its customers, TalkingNet Holdings, LLC is no longer authorized to offer local exchange services and emerging competitive telecommunications services, including non-optional operator services, in Colorado.

5. Not later than ten days after the effective date of discontinuance, TalkingNets Holdings, LLC is directed to file an advice letter to withdraw its tariff(s) on file with the Commission related to local exchange services and emerging competitive telecommunications services, including non-optional operator services. This may be done on one day's notice and will be a compliance filing.

6. This Order is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
January 29, 2003.**

(S E A L)



ATTEST: A TRUE COPY

Bruce N. Smith
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RAYMOND L. GIFFORD

POLLY PAGE

JIM DYER

Commissioners