

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 19A-0623T

IN THE MATTER OF THE APPLICATION OF SAN LUIS VALLEY RURAL ELECTRIC COOPERATIVE, INC. FOR A LETTER OF REGISTRATION (LOR) TO PROVIDE SWITCHED ACCESS SERVICES (4 CCR 723-2-2103).

DECISION GRANTING APPLICATION

Mailed Date: December 12, 2019
Adopted Date: December 11, 2019

I. BY THE COMMISSION

A. Statement

1. On November 6, 2019, San Luis Valley Rural Electric Cooperative (SLV), also known as (a/k/a) Ciello, Inc. (Ciello) filed an application (Application) requesting a Letter of Registration (LOR) to provide switched access services, pursuant to Rule 2103 of the Rules Regulating Telecommunications Services and Providers of Telecommunications Services, 4 *Code of Colorado Regulations* (CCR) 723-2.

2. On November 8, 2019, Notice of the Application was provided to all persons, firms or corporations, interested in or affected by the grant or denial of the request. Interventions were due on or before December 9, 2019.

3. On November 21, 2019, SLV filed a supplement to its Application that included responses to questions posed by Staff of the Commission related to the requests for authority.

4. No interventions were filed.

A. Discussion

5. No one has filed an intervention opposing the Application. We therefore find that the application is unopposed and will consider it without a formal hearing pursuant to § 40-6-109(5), C.R.S.

6. The Commission modified its Rules Regulating Telecommunications Services and Providers of Telecommunications Services, 4 CCR 723-2 (Proceeding No. 16R-0453T, with an effective date of September 1, 2017). The modified rules allow providers offering Part IV services under § 40-15-401, C.R.S., to apply to the Commission to obtain a CPCN. SLV made a separate application for a CPCN (Proceeding No. 19A-0622T). SLV in this Application is requesting authority to provide switched access services which remain subject to Commission jurisdiction and requires an LOR.

7. With the issuance of this authority, SLV must: (1) have an effective interconnection agreement with the underlying carrier CenturyLink, as necessary, to provide its services; (2) provide the central office name and CLLI code where SLV has collocated its telecommunications equipment; (3) file and have an effective switched access tariff on file with the Commission; and, (4) comply with all statutory and regulatory requirements pursuant to Rule 2103(a)(XVI).

II. ORDER**A. The Commission Orders That:**

1. San Luis Valley Rural Electric Cooperative, Inc. (SLV), a/k/a Cielo, Inc. is granted a Letter of Registration (LOR) to provide switched access services with the conditions included herein.

2. SLV is required to provide a switched access tariff for these services. Before commencing operations under the LOR to provide switched access services, SLV shall file an Advice Letter and accompanying tariff, on not less than 30 days' notice and in a new Advice Letter Proceeding, to be effective within one year from the mailed date of this Decision. The proposed tariff shall contain all the information required under Rule 2122 of the Rules Regulating Telecommunications Services and Providers of Telecommunications Services, 4 *Code of Colorado Regulations* 723-2. SLV shall also comply with 47 *Code of Federal Regulations* § 61.26.

3. Before commencing operations under this LOR to provide switched access telecommunications services, SLV, as necessary, shall have an effective interconnection agreement with the underlying provider, Qwest Corporation, doing business as CenturyLink QC.

4. SLV shall serve its customers on a non-discriminatory basis.

5. Consistent with terms and conditions established in previous Commission decisions, SLV will be required to contribute based on the entirety of its intrastate gross retail revenues of its services, regardless of the technology, to the Public Utilities Commission's Telecommunications Utilities Fund, the Colorado High Cost Support Mechanism, the Colorado Telephone Users Disabilities Fund, and other financial support mechanisms that may be created in the future by the Commission to implement §§ 40-15-502(4) and (5), C.R.S.

6. The 20-day period provided for in § 40-6-114, C.R.S., within which to file applications for rehearing, reargument, or reconsideration begins on the first day following the effective date of this Decision

7. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
December 11, 2019.**

(S E A L)



ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Doug Dean".

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JEFFREY P. ACKERMANN

FRANCES A. KONCILJA

JOHN GAVAN

Commissioners