

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 20A-0244T

IN THE MATTER OF THE APPLICATION OF WINDSTREAM HOLDINGS, INC. TO
EXECUTE A TRANSFER PURSUANT TO 4 C.C.R. 723-2-2110.

COMMISSION DECISION APPROVING TRANSFER

Errata mailed July 20, 2020

Original Decision No. C20-0513 mailed July 15, 2020

1. Paragraph Discussion No. 4 on page 2 of this Decision reads as follows:

We will construe this filing as an application for approval of the transfer of control of the Commission issued telecommunications authorities held by Windstream Licensees, pursuant to 4 *Code of Colorado Regulations* (CCR) 723-2-2110 of the Commission's Rules Regulating Telecommunications Services and Providers of Telecommunications Services.

There was an omission of the phrase "all subsidiaries of Windstream Holdings".

Paragraph 4 shall be amended to read as follows:

We will construe this filing as an application for approval of the transfer of control of the Commission issued telecommunications authorities held by Windstream Licensees, all subsidiaries of Windstream Holdings, pursuant to 4 *Code of Colorado Regulations* (CCR) 723-2-2110 of the Commission's Rules Regulating Telecommunications Services and Providers of Telecommunications Services.

2. Paragraph Discussion No. 26 on page 6 of this Decision reads as follows:

We find that the proposed transfer of control of any telecommunications authorities held by Windstream Licensees is not contrary to the public interest and therefore grants the Application for transfer of control to that extent. The Application recognizes the Commission's jurisdiction as it now exists. Entities that hold Commission issued authorities remain obligated to comply with any applicable requirements or regulations as stated in Article 15 of Title 40.

There was an omission of the sentence: “The new equity owners should also recognize their regulatory obligations of the operating companies”. Paragraph 26 shall be amended to read as follows:

We find that the proposed transfer of control of any telecommunications authorities held by Windstream Licensees is not contrary to the public interest and therefore grants the Application for transfer of control to that extent. The Application recognizes the Commission’s jurisdiction as it now exists. Entities that hold Commission issued authorities remain obligated to comply with any applicable requirements or regulations as stated in Article 15 of Title 40. The new equity owners should also recognize their regulatory obligations of the operating companies.

3. Ordering Paragraph No. 2 on pages 6 and 7 of this Decision reads as follows:

Windstream Holdings, Inc. or its authorized representatives shall jointly notify the Commission if the transfer of control has been terminated or is not completed within 60 days of the proposed effective date stated in the Application or if the proposed transfer terms are changed prior to the consummation date. The notice shall include the proceeding and decision number(s) which granted the authority to execute the transfer. Windstream Holdings, Inc. shall also notify the Commission of the ultimate parent name of Windstream Licensees, within 60 days of the proposed effective date of transfer.

The sentence “Windstream Holdings, Inc. shall also notify the Commission of the ultimate parent name of Windstream Licensees, within 60 days of the proposed effective date of transfer.” should be deleted so that the paragraph reads as follows:

Windstream Holdings, Inc. or its authorized representatives shall jointly notify the Commission if the transfer of control has been terminated or is not completed within 60 days of the proposed effective date stated in the Application or if the proposed transfer terms are changed prior to the consummation date. The notice shall include the proceeding and decision number(s) which granted the authority to execute the transfer.

4. Ordering Paragraph No. 3 on page 7 was incorrectly omitted. Ordering Paragraph of this Decision should reads as:

Within ten days of the creation and approval of a replacement name for New Windstream, the newly named company shall file notice of its new name in this Proceeding.

5. Ordering Paragraphs No. 3 and 4 on page 7 of this decision should be renumbered to be Ordering Paragraphs 4 and 5.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

DOUG DEAN

Director

ATTEST: A TRUE COPY

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

Doug Dean,
Director