

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

PROCEEDING NO. 14A-0658T

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IN THE MATTER OF THE APPLICATION FILED BY DSCI, LLC FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES (4 CCR 723-2-2103).

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**DECISION GRANTING APPLICATION**

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Mailed Date: July 25, 2014

Adopted Date: July 23, 2014

**I. BY THE COMMISSION**

**A. Statement and Findings of Fact**

1. On June 16, 2014, DSCI, LLC (DSCI), filed an application for a Certificate of Public Convenience and Necessity (CPCN) to provide local exchange telecommunications services pursuant to Rule 2103 of the Commission's Rules Regulating Telecommunications Providers, Services, and Products, 4 *Code of Colorado Regulations* 723-2.

2. On June 17, 2014, notice of the application was provided to all persons, firms, or corporations, interested in or affected by the grant or denial of the requested relief. Interventions were due on or before July 17, 2014. No interventions were filed.

3. On July 10, 2014, in response to a letter sent by Staff of the Commission, DSCI amended its application to include missing information and provided additional information that was requested.

**B. Discussion**

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

5. We find that granting DSCI's application is consistent with the legislative policy statements contained in §§ 40-15-101, 40-15-501, and 40-15-502, C.R.S. Therefore, we grant DSCI's application for a CPCN to provide local exchange telecommunications services pursuant to Rule 2103.

6. Before providing local exchange services DSCI must: (1) have effective tariffs for its services on file with the Commission; and (2) comply with all statutory and regulatory requirements applicable to telecommunications providers subject to the jurisdiction of the Commission pursuant to Rule 2103.

## **II. ORDER**

### **A. The Commission Orders That:**

1. The application of DSCI, LLC (DSCI) is deemed complete.

2. Applicant DSCI is granted a Certificate of Public Convenience and Necessity (CPCN) to provide local exchange telecommunications services. A detailed description of the Applicant's service territory will be delineated in the exchange maps, or incorporated by reference, and through a list of the local calling areas in DSCI's tariff.

3. Applicant DSCI's local exchange telecommunications services will be regulated under the regulatory scheme it selected pursuant to Rule 2203 of 4 *Code of Colorado Regulations*, Option 2.

4. Applicant DSCI shall serve customers in its service territory on a non-discriminatory basis. "Service territory" shall be defined as that portion of Colorado included in the local exchange maps provided or incorporated by reference in the Applicant's tariff. However, DSCI shall not be required to extend service to customers where the underlying facilities-based provider has no facilities.

5. Before commencing operations under this CPCN to provide local exchange telecommunications, DSCI shall file an Advice Letter and accompanying tariff, on not less than 30 days' notice, to be effective within 1 year from the Mailed Date of this Decision. The proposed tariff shall contain all the information required under Rule 2122. Applicant DSCI may also file a separate price list in addition to its proposed tariff under Rule 2123.

6. If DSCI fails to file an Advice Letter and proposed tariff that is effective within one year from the Mailed Date of this Decision, this CPCN to provide local exchange telecommunications services shall be deemed null and void without further action of the Commission. For good cause shown, and if a proper request is filed within one year of the Mailed Date of this Decision, the Commission may grant DSCI additional time within which to file a tariff.

7. We will also require DSCI to maintain its books of accounts and records using Generally Accepted Accounting Principles.

8. Applicant DSCI will be required to contribute, if applicable, for all intraLATA services, to the Public Utilities Commission's Fixed Utilities Fund, the Colorado High Cost Support Mechanism, the Disabled Telephone Users 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.

9. The 20-day time period provided by § 40-6-114, C.R.S., to file an application for rehearing, reargument, or reconsideration shall begin on the first day after the effective date of this Decision.

10. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
July 23, 2014.**

( S E A L )



ATTEST: A TRUE COPY



Doug Dean,  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

JOSHUA B. EPEL

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PAMELA J. PATTON

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GLENN A. VAAD

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Commissioners