

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of AGL Networks, LLC, Changing its Name to Zayo Fiber Solutions, LLC) File No. XN-2011-0026
) Tariff No. YX-2011-0047

ORDER SUSPENDING TARIFF

Issue Date: August 27, 2010

Effective Date: August 27, 2010

On July 29, 2010, Zayo Fiber Solutions, LLC, filed a cover letter with the Commission indicating its intent to change its name from AGL Networks, LLC, the name under which it currently holds a certificate to provide local exchange non-switched and interexchange telecommunications services in this state. At the same time, Zayo filed an Adoption Notice and Tariff to implement the name change. That tariff is set to become effective on August 28.

On August 26, Staff filed a recommendation indicating that Zayo's name change request is incomplete in that Zayo has failed to submit a copy of the notice informing its customers of the name change as required by Commission Rule 4 CSR 240-3.545(19).¹ Because of that deficiency, Staff asks the Commission to suspend Zayo's adoption tariff to allow Zayo time to file a copy of the customer notice to complete its name-change application. Staff indicates it has no other objection to Zayo's name change request and says it will recommend approval of that name change and the adoption tariff once Zayo files the required customer notice.

¹ Specifically, that regulation requires: "In addition to filing the items in 4 CSR 240.060, applicant must notify its customers at or before the next billing cycle of any name change affecting customer recognition of the company **and file a copy of that notice with the adoption notice.**" (emphasis added).

Pursuant to the authority granted by Section 392.230.3, RSMo, Supp. 2009, the Commission will suspend Zayo's tariff for 60 days to allow Zayo time to complete its application.

THE COMMISSION ORDERS THAT:

1. The tariff submitted under Tariff File No. YX-2011-0047, on July 29, 2010, by Zayo Fiber Solutions, LLC, is suspended from August 28, 2010, to October 27, 2010.

2. The specific tariff sheets suspended are:

Zayo Fiber Solutions, LLC

P.S.C. MO No. 1

Original Adoption Notice Page

1st Revised Sheet No. 1, Replacing Original Sheet No. 1

3. This order shall become effective immediately upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Morris L. Woodruff, Chief Regulatory Law
Judge, by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 27th day of August, 2010.