

In the Matter of the Application of GC Pivotal,)
 LLC to Transfer a Certificate)
) Case No. 19-1096-TP-CIO
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On May 14, 2019, GC Pivotal, LLC (GCP) filed a notice seeking approval to transfer a certificate after the completion of a transaction that made Access Point, Inc. a direct, wholly-owned subsidiary of GTT Americas, LLC (GTТА).

GCP provides interexchange services in Ohio under certificate 90-9385 granted in Case No. 11-1158-TP-ACE. GCP provides access to network solutions that support bandwidth requirements driven by Cloud, mobility, and globalization to telecommunications carriers, application service providers, and enterprise customers. GCP is a direct, wholly-owned subsidiary of GTTA, a Delaware limited liability company, which in turn is a direct, wholly-owned subsidiary of GTT Communications, Inc. (Parent), a Delaware publicly-traded company.

Access Point, Inc. (API) was granted authorization as a competitive local exchange carrier (CLEC) in Ohio under certificate 90-9357 in Case No. 08-609-TP-ACE. API provided local exchange and interexchange services to enterprise and commercial customers statewide.

On October 1, 2018, a transaction was completed in which API becoming a direct, wholly-owned subsidiary of GTTA. As a result of the transaction, GCP became the service provider of API's customer base as of January 1, 2019, with API no longer providing any services in Ohio. GCP is currently providing service to API's customer base under the same rates, terms and conditions. API's customer base was notified of this seamless transaction on February 18, 2019, via bill message.

Since GCP does not have CLEC authority to offer local exchange services in Ohio, this notice is requesting a transfer of API's certificate, 90-9357, to GCP in order to serve API's former customer base under the appropriate operating authority. Additionally, GCP is requesting to

cancel its own certificate, 90-9385, as of December 31, 2018, since its current certificate has insufficient authorization to service API's customers. With the transfer of API's certificate to GCP, it will have the necessary operating authority to service API's former customer base and its own customers as the CLEC certificate encompasses both local exchange and interexchange service authority statewide in Ohio. Staff will cancel GCP's current certificate, 90-9385, with an effective date of December 31, 2018 for billing and reporting purposes only.

This zero-day notice is being filed pursuant to O.A.C. 4901:1-6-29(C)(a) and (b), as adopted in Case No. 14-1554-TP-ORD. These subsections require a telephone company to file a CIO for, a) any change in ownership which is transparent to customers; and b) to transfer a certificate and/or conduct a sale or lease of a customer base which may affect the operating authority of a party to the transaction.

The Staff has reviewed all documents filed with the notice and has determined that the notice has satisfied the requirements set forth in the rule. As such, Staff recommends that the notice be effective as of May 14, 2019.

This foregoing document was electronically filed with the Public Utilities

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Summary: Staff Review and Recommendation electronically filed by Jason Well on behalf of PUCO Staff