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LAWYERS

**FILE**



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June 25, 2008

Via Federal Express

Ms. Renee J. Jenkins, Secretary  
 Docketing Division  
 Public Utilities Commission of Ohio  
 180 E. Broad Street  
 Columbus, OH 43215

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**Re: Case No. 06-1345-TP-ORD: In the Matter of the Review of Chapter 4901:1- 6;  
 And Response of NextG Networks of NY, Inc. (Certificate No. 90-6225) to  
 Commission Order issued May 14, 2008.**

Dear Secretary Jenkins:

On behalf of NextG Networks of NY, Inc. ("NextG"), please find enclosed one (1) original and seven (7) copies of this letter in response to the Commission's May 14, 2008 Order in the above captioned proceeding. The Order reiterated that all telephone companies currently providing tariffed Tier 2 nonresidential services and regulated toll services are required to submit a detariffing application. Those companies that do not submit a detariffing application by July 1, 2008 will be subject to cancellation of both their tariffs and certificates for non-compliance with the Commission's rules.

NextG respectfully submits that it is not subject to the above-referenced detariffing requirements because it is not a provider of Tier 2 nonresidential services, nor is NextG a provider of toll services. NextG is a carrier's carrier whose services are only offered on a wholesale basis and whose customers are predominantly large wireless service providers. NextG does not offer any form of voice services, and does not offer its services directly to retail end users – either business or residential. NextG has not submitted a detariffing application because it has discussed the issue extensively with Commission Staff and understands that, as a carrier's carrier, NextG's services must remain tariffed pursuant to Commission rules.<sup>1</sup>

<sup>1</sup> NextG has discussed the detariffing requirements of Case No. 06-1345-TP-ORD with both Ms. Marianne Townsend and Ms. Cheryl Williams.

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Ms. Renee J. Jenkins  
June 25, 2008  
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This letter hereby informs the Commission that NextG will not be submitting a detariffing application and the company respectfully requests that it be excused from this case.

Please acknowledge receipt of this filing by date-stamping and returning the enclosed "Stamp & Return" copy of this letter in the self-addressed stamped envelope that is provided for this purpose. Should you have any questions concerning this filing, please contact me at (202) 973-4200, or by email to [ScottThompson@dwt.com](mailto:ScottThompson@dwt.com). Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'T. Scott Thompson'.

T. Scott Thompson  
*Counsel for NextG Networks of NY, Inc.*

Enclosures