



January 4, 2013

VIA ELECTRONIC DELIVERY ONLY

Betty McCauley, Secretary
Public Utilities Commission of Ohio
180 East Broad Street
Columbus, OH 43215-3793

Re: Case No. 13-0103-TP-ZTA
Application of FiberNet of Ohio, LLC to Withdraw the Provision
of Telecommunications Services to Customers located in the
Athens, Gallipolis, Portsmouth, South Point and Steubenville,
Ohio local exchange areas

Dear Ms. McCauley:

Under cover hereof, please find the Application of FiberNet of Ohio, LLC to Withdraw the Provision of Telecommunications Services to Customers located in the Athens, Gallipolis, Portsmouth, South Point and Steubenville, Ohio local exchange areas effective February 25, 2013.

Any questions or inquiries related to this filing may be directed to the undersigned at your convenience. In this regard, I may be contacted directly by telephone at (304) 720-2159, by fax at (304) 720-2121, or by e-mail at hamulas@lumosnet.com.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Steven Hamula", with a long horizontal line extending to the right.

STEVEN HAMULA
Director of Regulatory Affairs
FiberNet of Ohio, LLC

SH/s
Attachment

The Public Utilities Commission of Ohio
TELECOMMUNICATIONS FILING FORM

(Effective: 01/20/2011)

This form is intended to be used with most types of required filings. It provides check boxes with rule references for the most common types of filings. It does not replace or supersede Commission rules in any way.

In the Matter of the Application of FiberNet of Ohio, LLC)
Application to Withdraw the Provision of)
Telecommunications Services to Customers located in the)
Athens, Gallipolis, Portsmouth, South Point and)
Steubenville, Ohio local exchange areas.)

TRF Docket No. 90-9201

Case No. 13 - 0103 - **TP** - **ZTA**

NOTE: Unless you have reserved a Case #, leave the "Case No" fields
BLANK.

Name of Registrant(s) FiberNet of Ohio, LLC

DBA(s) of Registrant(s) _____

Address of Registrant(s) 1200 Greenbrier Street, Charleston, WV 25311

Company Web Address www.lumosnetworks.com

Regulatory Contact Person(s) Steven Hamula

Phone 304-720-2159

Fax 304-720-2121

Regulatory Contact Person's Email Address hamulas@lumosnet.com

Contact Person for Annual Report Steven Hamula

Phone 304-720-2159

Address (if different from above) _____

Consumer Contact Information Anne Sarbin

Phone 540-946-3547

Address (if different from above) One Lumos Plaza, Waynesboro, VA 22980

Motion for protective order included with filing? ☐ Yes ☐ No

Motion for waiver(s) filed affecting this case? ☐ Yes ☐ No [Note: Waivers may toll any automatic timeframe.]

Notes:

Section I and II are Pursuant to Chapter 4901:1-6 OAC.

Section III – Carrier to Carrier is Pursuant to 4901:1-7 OAC, and Wireless is Pursuant to 4901:1-6-24 OAC.

Section IV – Attestation.

- (1) Indicate the Carrier Type and the reason for submitting this form by checking the boxes below.
- (2) For requirements for various applications, see the identified section of Ohio Administrative Code Section 4901 and/or the supplemental application form noted.
- (3) Information regarding the number of copies required by the Commission may be obtained from the Commission's web site at www.puco.ohio.gov under the docketing information system section, by calling the docketing division at 614-466-4095, or by visiting the docketing division at the offices of the Commission.
- (4) An Incumbent Local Exchange Carrier (ILEC) offering basic local exchange service (BLES) outside its traditional service area should choose CLEC designation when proposing to offer BLES outside its traditional service area or when proposing to make changes to that service.

All Filings that result in a change to one or more tariff pages require, at a minimum, the following exhibits.

Exhibit	Description:
A	The tariff pages subject to the proposed change(s) as they exist before the change(s)
B	The Tariff pages subject to the proposed change(s), reflecting the change, with the change(s) marked in the right margin.
C	A short description of the nature of the change(s), the intent of the change(s), and the customers affected.
D	A copy of the notice provided to customers, along with an affidavit that the notice was provided according to the applicable rule(s).

Section I – Part I - Common Filings

Carrier Type <input type="checkbox"/> Other (explain below)	<input type="checkbox"/> For Profit ILEC	<input type="checkbox"/> Not For Profit ILEC	<input type="checkbox"/> CLEC
Change terms & conditions of existing BLES	<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)
Introduce non-recurring charge, surcharge, or fee to BLES			<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)
Introduce or Increase Late Payment	<input type="checkbox"/> ATA <u>1-6-14(I)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(I)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(I)</u> (Auto 30 days)
Revisions to BLES Cap.	<input type="checkbox"/> ZTA <u>1-6-14(F)</u> (0 day Notice)		
Introduce BLES or expand local service area (calling area)	<input type="checkbox"/> ZTA <u>1-6-14(H)</u> (0 day Notice)	<input type="checkbox"/> ZTA <u>1-6-14(H)</u> (0 day Notice)	<input type="checkbox"/> ZTA <u>1-6-14(H)</u> (0 day Notice)
Notice of no obligation to construct facilities and provide BLES	<input type="checkbox"/> ZTA <u>1-6-27(C)</u> (0 day Notice)	<input type="checkbox"/> ZTA <u>1-6-27(C)</u> (0 day Notice)	
Change BLES Rates	<input type="checkbox"/> TRF <u>1-6-14(F)</u> (0 day Notice)	<input type="checkbox"/> TRF <u>1-6-14(F)(4)</u> (0 day Notice)	<input type="checkbox"/> TRF <u>1-6-14(G)</u> (0 day Notice)
To obtain BLES pricing flexibility	<input type="checkbox"/> BLS <u>1-6-14(C)(1)(c)</u> (Auto 30 days)		
Change in boundary	<input type="checkbox"/> ACB <u>1-6-32</u> (Auto 14 days)	<input type="checkbox"/> ACB <u>1-6-32</u> (Auto 14 days)	
Expand service operation area			<input type="checkbox"/> TRF <u>1-6-08(G)</u> (0 day)
BLES withdrawal			<input checked="" type="checkbox"/> ZTA <u>1-6-25(B)</u> (0 day Notice)
Other* (explain) _____			

Section I – Part II – Customer Notification Offerings Pursuant to Chapter 4901:1-6-7 OAC

Type of Notice	Direct Mail	Bill Insert	Bill Notation	Electronic Mail
<input type="checkbox"/> 15-day Notice	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> 30-day Notice*	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Date Notice Sent: *45-Day Notice to be sent on or about January 8, 2013				

Section I – Part III –IOS Offerings Pursuant to Chapter 4901:1-6-22 OAC

IOS	Introduce New	Tariff Change	Price Change	Withdraw
<input type="checkbox"/> IOS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Section II – Part I – Carrier Certification - Pursuant to Chapter 4901:1-6-08, 09 & 10 OAC

Certification	ILEC (Out of Territory)	CLEC	Telecommunications Service Provider Not Offering Local	CESTC	CETC
* See Supplemental form	<input type="checkbox"/> ACE <u>1-6-08</u> * (Auto 30- day)	<input type="checkbox"/> ACE <u>1-6-08</u> *(Auto 30 day)	<input type="checkbox"/> ACE <u>1-6-08</u> *(Auto 30 day)	<input type="checkbox"/> ACE <u>1-6-10</u> (Auto 30 day)	<input type="checkbox"/> UNC <u>1-6-09</u> *(Non-Auto)

*Supplemental Certification forms can be found on the Commission Web Page.

Section II – Part II – Certificate Status & Procedural

Certificate Status	ILEC	CLEC	Telecommunications Service Provider Not Offering Local
Abandon all Services		<input type="checkbox"/> ABN <u>1-6-26</u> (Auto 30 days)	<input type="checkbox"/> ABN <u>1-6-26</u> (Auto 30 days)
Change of Official Name *	<input type="checkbox"/> ACN <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> ACN <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Change in Ownership *	<input type="checkbox"/> ACO <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> ACO <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Merger *	<input type="checkbox"/> AMT <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> AMT <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Transfer a Certificate *	<input type="checkbox"/> ATC <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> ATC <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Transaction for transfer or lease of property, plant or business *	<input type="checkbox"/> ATR <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> ATR <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)

* Other exhibits may be required under the applicable rule(s). ACN, ACO, AMT, ATC, ATR and CIO applications see the 4901:1-6-29 Filing Requirements on the Commission's Web Page for a complete list of exhibits.

Section III – Carrier to Carrier (Pursuant to 4901:1-7), and Wireless (Pursuant to 4901:1-6-24)

Carrier to Carrier	ILEC	CLEC
Interconnection agreement, or amendment to an approved agreement	<input type="checkbox"/> NAG <u>1-7-07</u> (Auto 90 day)	<input type="checkbox"/> NAG <u>1-7-07</u> (Auto 90 day)
Request for Arbitration	<input type="checkbox"/> ARB <u>1-7-09</u> (Non-Auto)	<input type="checkbox"/> ARB <u>1-7-09</u> (Non-Auto)
Introduce or change c-t-c service tariffs,	<input type="checkbox"/> ATA <u>1-7-14</u> (Auto 30 day)	<input type="checkbox"/> ATA <u>1-7-14</u> (Auto 30 day)
Request rural carrier exemption, rural carrier suspension or modification	<input type="checkbox"/> UNC <u>1-7-04 or 05</u> (Non-Auto)	
Changes in rates, terms & conditions to Pole Attachment, Conduit Occupancy and Rights-of-Way.	<input type="checkbox"/> UNC <u>1-7-23(B)</u> (Non-Auto)	
Wireless Providers See <u>4901:1-6-24</u>	<input type="checkbox"/> RCC [Registration & Change in Operations]	<input type="checkbox"/> NAG [Interconnection Agreement or

Section IV. – Attestation

Registrant hereby attests to its compliance with pertinent entries and orders issued by the Commission.

AFFIDAVIT
Compliance with Commission Rules

I am an officer/agent of the applicant corporation, FiberNet of Ohio, LLC, and am authorized to make this statement on its behalf.

Steven Hamula
(Name)

Please Check ALL that apply:

☐ I attest that these tariffs comply with all applicable rules for the state of Ohio. I understand that tariff notification filings do not imply Commission approval and that the Commission's rules as modified and clarified from time to time, supersede any contradictory provisions in our tariff. We will fully comply with the rules of the state of Ohio and understand that noncompliance can result in various penalties, including the suspension of our certificate to operate within the state of Ohio.

☒ I attest that customer notices accompanying this filing form were sent to affected customers, as specified in Section II, in accordance with Rule 4901:1-6-7, Ohio Administrative Code.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on (Date) Jan. 4, 2013 at (Location) Charleston, West Virginia.

*(Signature and Title)  (Date) 01/04/2013

- *This affidavit is required for every tariff-affecting filing. It may be signed by counsel or an officer of the applicant, or an authorized agent of the applicant.*

VERIFICATION

I, Steven Hamula verify that I have utilized the Telecommunications Filing Form for most proceedings provided by the Commission and that all of the information submitted here, and all additional information submitted in connection with this case, is true and correct to the best of my knowledge.

*(Signature and Title)  Director of Regulatory Affairs (Date) January 4, 2013

**Verification is required for every filing. It may be signed by counsel or an officer of the applicant, or an authorized agent of the applicant.*

Send your completed Application Form, including all required attachments as well as the required number of copies, to:

Public Utilities Commission of Ohio
Attention: Docketing Division
180 East Broad Street, Columbus, OH 43215-3793
Or

Make such filing electronically as directed in Case No 06-900-AU-WVR

BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of FiberNet
of Ohio, LLC, Application to
Withdraw The Provision of Telecommunications Case No. 13 -0103-TP-ZTA
Service to Customers Located in the Athens,
Gallipolis, Portsmouth, South Point and Steubenville,
Ohio local exchange areas.

**APPLICATION OF FIBERNET OF OHIO, LLC TO WITHDRAW
THE PROVISION OF TELECOMMUNICATIONS SERVICES IN
THE ATHENS, GALLIPOLIS, PORTSMOUTH, SOUTH POINT
AND STEUBENVILLE, OHIO EXCHANGE AREAS**

FiberNet of Ohio, LLC, ("FiberNet" or "Applicant"), through its attorney, hereby respectfully requests that the Public Utilities Commission of Ohio ("PUCO") grant this Application to withdraw the provision of local exchange and interexchange telecommunications services in the local exchange areas of Athens, Gallipolis, Portsmouth, South Point, and Steubenville, Ohio effective February 25, 2013. In support of said Application, FiberNet represents the following:

1. The name, address, telephone number and FAX number of the Applicant are:

FiberNet of Ohio, LLC
1200 Greenbrier Street
Charleston, West Virginia 25311
Telephone: (304) 720-2100
Fax: (304) 720-2121

Correspondence concerning this application should be directed to:

Steven Hamula, Esquire
Director of Regulatory Affairs
FiberNet of Ohio, LLC
1200 Greenbrier Street
Charleston, WV 25311
Telephone: (304) 720-2159
Fax: (304) 720-2121
E-mail: hamulas@lumosnet.com

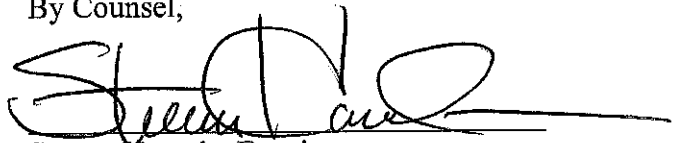
2. FiberNet of Ohio, LLC ("FiberNet"), is a facilities-based CLEC authorized by the PUCO to provide competitive telecommunications services in select markets within the current AT&T and Frontier North ILEC service areas in Ohio through PUCO Certificate No. 90-9201.
3. FiberNet was recently a party to two regulatory proceedings before the PUCO. In Case No. 10-1063-TP-ACO, the PUCO authorized a change in control of FiberNet from One Communications Corporation to NTELOS Holdings ("NTELOS").
4. Thereafter, in Case No. 11-2324-TA-ACO, the PUCO approved a plan proposed by NTELOS to create separate wireless and wireline businesses by spinning off the wireline business into a separate, publicly traded company. This particular transaction was finalized on or about November 1, 2011, and as a result, the corporate wireline business unit, which includes FiberNet of Ohio, LLC, was rebranded as Lumos Networks.
5. Although the corporate wireline business unit was rebranded as Lumos Networks, the corporate name of FiberNet of Ohio, LLC has not yet been changed, and as a result, FiberNet continues to operate as a CLEC in Ohio under its certificated name: FiberNet of Ohio, LLC.
6. For strategic, business and economic reasons, FiberNet desires to withdraw its continued provision of local and interexchange telecommunications services to current customers in the Athens, Gallipolis, Portsmouth, South Point and Steubenville, Ohio exchange areas effective February 25, 2013, and to thereafter close its collocation arrangements in the aforementioned central offices. Athens and Portsmouth are located in the current Frontier North service territory in Ohio, while Gallipolis, South Point and Steubenville are located in the AT&T service territory in Ohio.
7. As of the time of this filing, FiberNet has 38 business customers with a total of 239 access lines in the Athens exchange, 69 business customers with a total of 255 access lines in the Gallipolis exchange, 28 business customers with a total of 514 access lines in the Portsmouth exchange, 28 business customers with a total of 79 access lines in the South Point exchange, and 22 business customers with a total of 47 access lines in the Steubenville exchange.
8. It is FiberNet's intention to give affected customers located in the aforementioned local exchange areas written notification via direct mail and a period of at least forty-five (45) days in which to either disconnect or migrate service without penalty to an alternative telecommunications service provider. A copy of the customer notification letter, which is scheduled to be mailed out to affected customers on or about January 8, 2013, is attached hereto as Exhibit A.

9. FiberNet will return any deposits previously collected from the affected customers by on or before March 31, 2013.
10. At present, FiberNet is assigned the 740-566-1000-1999 number block in the Athens exchange area, the 740-578-8000-8999 number block in the Gallipolis exchange area, the 740-529-6000-6999 number block in the Portsmouth exchange area, and the 740-278-4000-4999 number block in the Steubenville exchange area. FiberNet does not have a number block assigned for its use in the South Point exchange area. South Point is not an individual rate center and is instead considered part of the Ironton, Ohio rate center. Upon the orderly migration of its customers and the subsequent closure of the collocation arrangements for which a number block has been obtained, FiberNet will timely return the above-referenced number blocks back to the North American Numbering Plan pooling administrator.
11. Despite its instant request to withdraw the provision of telecommunications services in these local exchange areas, FiberNet will continue to provide competitive telecommunications services to its remaining customers presently located in the State of Ohio in accordance with PUCO Certificate No. 90-9201.
12. Since FiberNet is only requesting to withdraw the continued provision of telecommunications service to current customers in the designated local exchange areas of Athens, Gallipolis, Portsmouth, South Point and Steubenville, Ohio, and will continue to provide competitive telecommunications service to its remaining customers in Ohio, no changes or other modifications to its formal tariffs in Ohio are necessary at this time.

WHEREFORE, for all of the reasons herein stated, FiberNet of Ohio, LLC respectfully requests that the Public Utilities Commission of Ohio grant its Application to withdraw the provision of telecommunications services to customers located in the Athens, Gallipolis, Portsmouth, South Point and Steubenville, Ohio local exchange areas effective February 25, 2013, along with such other relief as the PUCO may deem just and proper.

Respectfully submitted this 4th day of January, 2013.

By Counsel,



Steven Hamula, Esquire
FiberNet of Ohio, LLC
1200 Greenbrier Street
Charleston, WV 25311

Telephone: (304) 720-2159
Fax: (304) 720-2121

EXHIBIT A
DRAFT CUSTOMER NOTIFICATION LETTER

DISCONNECT NOTICE

January 8, 2013

Affected Customer Name

Street Address

Athens/Gallipolis/Portsmouth/South Point/Steubenville, OH Zip Code

Account # _____

Thank you for using Lumos Networks for your business communication services. However, due to declining revenues, Lumos has made the difficult decision to discontinue business communication services in your area. Effective **February 25, 2013**, all Lumos Networks business voice and data services will be disconnected in the area of **Athens/Gallipolis/Portsmouth/South Point/Steubenville, Ohio**. For a list of services that you must change to another service provider, please contact Customer Care by calling 1-800-320-6144 Ext. 4264.

To avoid any interruption in services after **February 25, 2013**, please seek replacement service as soon as possible prior to this date. You can visit the Public Utilities Commission of Ohio's website at www.puco.ohio.gov to view a listing of service providers in that area. You can also contact the Commission at (800) 686-PUCO (7826) or (800) 686-1570 (TTY-TDD). After you make final arrangements for replacement services, your new service provider will contact Lumos Networks to coordinate the transfer of your services. We will work closely with your service provider to minimize any impact to your services as they are transferred.

Lumos Networks Customer Care will be contacting you to confirm your receipt of this notice and to answer any questions. If you would like to continue using your Lumos Networks email address or web hosting services; or to have email from your current address forwarded to a new email address, please contact Customer Care by calling 1-800-320-6144 Ext. 4264.

If you have any questions, please do not hesitate to contact Customer Service at the number above. We appreciate your business and the opportunity to have provided your service.

Sincerely,

Lumos Networks Customer Care Team

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

1/4/2013 3:15:42 PM

in

Case No(s). 13-0103-TP-ZTA

Summary: Application Application of FiberNet of Ohio, LLC to Withdraw the Provision of Telecommunications Services to Customers located in the Athens, Gallipolis, Portsmouth, South Point and Steubenville, Ohio local exchange areas. electronically filed by Mr. Steven Hamula on behalf of FiberNet of Ohio, LLC