

April 9, 2015

Mr. Daniel P. Wolf  
Executive Secretary  
Minnesota Public Utilities Commission  
121 Seventh Place East, Suite 350  
St. Paul, MN 55101-2147

**Re: Zayo Group, LLC's Request to Discontinue Telecommunications Service to Dunnell Telephone Company**  
Docket No. P6854/M-15-138

Dear Mr. Wolf:

On April 1, 2015, the Minnesota Department of Commerce (Department) filed comments in response to Zayo Group, LLC's (Zayo's) February 5, 2015 petition requesting Minnesota Public Utilities Commission (Commission) approval to discontinue telecommunications service that Zayo provides to Dunnell Telephone Company (Dunnell). The Department recommended that the Commission deny Zayo's petition as it lacked documentation to support Zayo's claim for payment.

On April 7, 2015, Zayo responded to the Department's April 1, 2015 comments and clarified that Zayo has two separate billing disputes with Dunnell. The first dispute is for payment for termination charges due to the early termination of Service Order 373428, which the Department understands to be for T1/19367. Zayo states that it is not asking the Commission to rule on this dispute as it is billing and not service related. Zayo is asking that the Commission rule on Zayo's request to discontinue the provision of the current T1 Sonet Service that Zayo is providing to Dunnell under Service Order 301187, which the Department understands to be for T1/23309.

The Department's review of Zayo's bills to Dunnell indicates:

- 1) A past due balance of \$18,533.73 existed for T1/23309 on June 1, 2013, and
- 2) Dunnell has not made a payment for T1/23309 since July 13, 2014.

The Department recommends that Dunnell be given until April 20, 2015 to respond to Zayo's April 7, 2015 reply comments. Included in its response, Dunnell should specifically address the following questions:

- 1) Does Dunnell have evidence of having made payments to Zayo for T1/23309 from August 2014 through March 2015? Evidence of such payments may be shown by providing check numbers, dollar amounts and dates of checks. If Dunnell has not made payments, does Dunnell dispute these charges? If so, provide details.

- 2) What impact would Zayo's discontinuance of the provision of service via T1/23309 have on Dunnell's customers?

The Department also believes that Zayo could provide greater clarity of the dispute by responding to the following questions:

- 1) Can Zayo provide support for Dunnell's past due balance of \$18,533.73 for T1/23309 on June 1, 2013? Support may include copies of all Zayo's billings to Dunnell that relate to the unpaid balance on June 1, 2013 for T1/23309.
- 2) What other service providers could provision the T1 service to Dunnell?

The Department of Commerce may choose to modify its recommendation in this matter if there is additional evidence submitted.

Sincerely,

/s/ BRUCE L. LINSCHIED  
Financial Analyst

/s/ DIANE DIETZ  
Rate Analyst

/lt

## CERTIFICATE OF SERVICE

I, Sharon Ferguson, hereby certify that I have this day, served copies of the following document on the attached list of persons by electronic filing, certified mail, e-mail, or by depositing a true and correct copy thereof properly enveloped with postage paid in the United States Mail at St. Paul, Minnesota.

**Minnesota Department of Commerce  
Letter**

**Docket No. P6854/M-15-138**

Dated this 9<sup>th</sup> day of April 2015

**/s/Sharon Ferguson**

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
Julia	Anderson	Julia.Anderson@ag.state.mn.us	Office of the Attorney General-DOC	1800 BRM Tower 445 Minnesota St St. Paul, MN 551012134	Electronic Service	Yes	OFF_SL_15-138_M-15-138
Thomas	Burns	tgburns@otcpas.com	OLSEN THIELEN & CO. LTD	2675 Long Lake Rd  St. Paul, MN 55113	Electronic Service	No	OFF_SL_15-138_M-15-138
Linda	Chavez	linda.chavez@state.mn.us	Department of Commerce	85 7th Place E Ste 500  Saint Paul, MN 55101-2198	Electronic Service	No	OFF_SL_15-138_M-15-138
Charles	Forst	charles.forst@zayo.com	Zayo Group, LLC	400 Centennial Pkwy Ste 200  Louisville, CO 80027	Electronic Service	Yes	OFF_SL_15-138_M-15-138
John	Lindell	agorud.ecf@ag.state.mn.us	Office of the Attorney General-RUD	1400 BRM Tower 445 Minnesota St St. Paul, MN 551012130	Electronic Service	Yes	OFF_SL_15-138_M-15-138
Charles	Mattingly	kim@vncenterprises.com	Dunnell Telephone Company, Inc.	P O Box 728  Judson, Texas 75660	Electronic Service	Yes	OFF_SL_15-138_M-15-138
Elisabeth	Rolander	elisabeth.rolander@zayo.com	Zayo Group, LLC	2660 Redcliff Drive  Broomfield, CO 80023	Electronic Service	Yes	OFF_SL_15-138_M-15-138
Daniel P	Wolf	dan.wolf@state.mn.us	Public Utilities Commission	121 7th Place East Suite 350 St. Paul, MN 551012147	Electronic Service	Yes	OFF_SL_15-138_M-15-138