

# COMMUNICATIONS TARIFF APPLICATION

DATE PSC RECEIVED: 12/12/2022 1:19:30 PM

AUTHORITY NUMBER:  
T20220052

OFFICIAL FILING DATE: 11/22/2022 12:00:00 AM

PROCESSED BY: OPR DANIEL  
TEMPRANO

COMPANY CODE: TX486

COMPANY NAME: Fusion Communications, LLC d/b/a Fusion  
Communication Services, LLC

## A. SYNOPSIS

1. ANTICIPATED EFFECTIVE DATE: 11/22/2022

2. IF DIFFERENT, COMPANY REQUESTED EFFECTIVE DATE: 11/22/2022

3. DESCRIPTION OF THE FILING:

*Request for cancellation of Certificate No. 7624 by Fusion Communications, LLC d/b/a Fusion Communication Services, LLC, effective 11/22/2022.*

## B. ACTION TO BE TAKEN WITH THIS FILING

1. TO BECOME EFFECTIVE A1 (A1 or A2)

SUBJECT: CANCEL

2. PLACE ON COMMISSION AGENDA FOR DATE:

3. RECOMMENDATION DUE DATE: 12/22/2022

4. DOCKET NO: 20220205

5. ORDER NO:

## C. FINAL ACTION

1. EFFECTIVE DATE: 11/22/2022 PROTESTED? YES OR NO (CIRCLE ONE)

2. REVISION REPLACEMENTS? REQUESTED: N/A RECEIVED: N/A

3. REVISION DISCREPANCIES:

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4. COMMENTS:

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5. REVISED PAGES VERIFIED AGAINST E-TARIFF: N/A

6. E-TARIFF UPDATED: Price lists removed from current price lists to cancelled.

Case Assignment and Scheduling Record

Section 1 - Office of Commission Clerk

Docket No. 20220205-TX      Date Docketed: 11/22/2022      Title: Request for cancellation of Certificate No. 7624 by Fusion Communications, LLC d/b/a Fusion Communication Services, LLC, effective November 22, 2022.

Company: Fusion Communications, LLC d/b/a Fusion Communication Services, LLC

Official Filing Date:      Expiration:

Last Day to Suspend:

**Referred To:**      **AFD   AIT   APA   CAO   CLK   DET   ECO   ENG   GCL (IDM)   TEL**  
 ("O" indicates OPR)      

						X		X	X	
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Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module B1f

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff      D Temprano, S Deas

	Current CASR revision level	Due Date	Completion Date
0	1. Memo to Docket File/Close Docket	12/22/2022	12/14/2022

Staff Counsel      W Trierweiler

OCRs (ECO)

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel

Hearing Examiner  Staff

Date filed with CLK: 11/29/2022

Initials OPR GFOGLEMA

Initials Staff Counsel AHARPER

Section 3 - Chariman Completes

Assignments as follows

Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	FY	GH	CK	LR	PS		
X							

Prehearing Officer

Commissioners					ADM
FY	GH	CK	LR	PS	
					X

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: FY/TIBROWN  
 Date: 12/1/2022

Comments:



DATE DEPOSIT

DEC 15 2022 598

151 Southhall Lane, Ste. 450  
Maitland, FL 32751  
P.O. Drawer 200  
Winter Park, FL 32790-0200  
www.inteserra.com

December 8, 2022  
Via Overnight Delivery

Fiscal Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

*Det #: 20220205*

RE: Fusion Communications, LLC  
FL Local Service Regulatory Assessment Fee - Annual  
For the year ending December 31, 2022  
Utility Number: TX486

Dear Sir or Madam:

Enclosed please find the FL Local Service Regulatory Assessment Fee - Annual for the year ending December 31, 2022, filed on behalf of Fusion Communications, LLC. A check in the amount of \$600.00 is enclosed to cover the remittance fees due.

The Company is requesting CONFIDENTIAL treatment of this report pursuant to Florida Statute §364.183. Please handle the enclosed reports in accordance with your established procedures for Confidential material.

Questions regarding this filing should be directed to Katie Remenik's attention at 407-740-3016. Thank you for your assistance in this matter.

Sincerely,

Inteserra Compliance

file: Fusion Communications, LLC - Reporting - Florida

KR/dt

COMMISSION

2022 DEC 15 AM 7:57

RECEIVED-FPSC

State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** December 14, 2022

**TO:** Adam J. Teitzman, Commission Clerk, Office of Commission Clerk

**FROM:** Daniel Temprano, Public Utility Analyst I, Office of Industry Development and Market Analysis *DT*  
Walter Trierweiler, Senior Attorney, Office of the General Counsel *AET*

**RE:** Docket No. 20220205-Request for cancellation of Certificate No. 7624 by Fusion Communications, LLC d/b/a Fusion Communication Services, LLC, effective November 22, 2022.

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Fusion Communications, LLC d/b/a Fusion Communication Services, LLC has requested cancellation of Certificate No. 7624, effective November 22, 2022. The certificate holder has complied with Section 364.335(3), Florida Statutes, by providing the Florida Public Service Commission notice in writing of its request for voluntary cancellation of its certificate.

Neither the cancellation of the certificate nor the failure to receive a RAF return notice, shall relieve Fusion Communications, LLC d/b/a Fusion Communication Services, LLC from its obligation to pay RAFs. This includes the obligation to pay any penalty and interest that may be due for the current year. Failure to pay the amounts owed to the Florida Public Service Commission will result in the Company's fees, penalties and interest being sent to a collection agency.

Pursuant to Section 2.07.C.5.f., Administrative Procedures Manual, the voluntary cancellation is acknowledged and the docket should be closed.



Kelley Drye & Warren LLP  
Washington Harbour, Suite 400  
3050 K Street, NW  
Washington, DC 20007  
Tel: (202) 342-8400  
Fax: (202) 342-8451

November 22, 2022

Adam Teitzman, Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Re: Fusion Communications, LLC dba Fusion Communications Services, LLC (TX486)  
Request for Cancellation of its Telecommunications Authorization

Dear Mr. Teitzman:

Fusion Communications, LLC, operating in Florida as Fusion Communications Services, LLC ("Fusion Communications" or the "Company"), respectfully requests that the Florida Public Service Commission (the "Commission") cancel its certificate (No. 7624) to provide competitive telecommunications services in Florida (the "License"). Fusion Communications has no Florida customers at this time and does not intend to continue operating as a telecommunications service provider.

Fusion Communications, then operating under the name Cbeyond Communications, LLC, was granted alternative local exchange telecommunications service authority by the Commission on October 20, 2000<sup>1</sup> and subsequently began providing a range of regulated and unregulated services to business customers in Florida. Since May, 2018, the Company has been one of several wholly-owned subsidiaries of Fusion Connect, Inc. ("Fusion Connect"), a privately-held Delaware corporation.<sup>2</sup> In recent years, Fusion Connect has been consolidating its regulated operations into Fusion Cloud Services, LLC ("Fusion Cloud"), an authorized provider of telecommunications services in Florida and the Fusion Connect subsidiary with the most established national footprint for local exchange and interexchange services. Future operations of the Fusion Companies in Florida will be conducted by Fusion Cloud and Fusion,

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<sup>1</sup> Docket No. 000804-TX (Order No. PSC-00-1950-PAA-TX). The Company notified the Commission of its name change to Fusion Communications, LLC d/b/a Fusion Communications Services, LLC on August 16, 2019. (Docket No. 20190162)

<sup>2</sup> Fusion Connect, together with Fusion Communications and its other operating subsidiaries in the U.S., are referred to herein as the "Fusion Companies."

November 22, 2022

LLC dba Fusion Connect, LLC, another Fusion Connect subsidiary authorized in Florida. Consequently, there is no reason for Fusion Communications to continue to hold the License.

As noted above, Fusion Communications currently has no customers in Florida for communications services. Accordingly, there are no customers to be notified regarding this request or to be adversely affected by cancellation of its License. The telecommunications market for Florida business customers is highly competitive, with numerous alternative carriers available to prospective customers (including the above noted affiliates of Fusion Communications). Thus, the requested cancellation also will have no adverse effect upon industry competition or the public interest.

Please contact me with any questions regarding this filing. Thank you for your assistance with this request.

Respectfully submitted

/s/ Winafred Brantl

Winafred Brantl

Kelley Drye & Warren, LLP

3050 K St., NW #400

Washington, DC 20007

Tel: (202) 945-6649

Fax: (202) 342-8451

Email: [wbrantl@kelleydrye.com](mailto:wbrantl@kelleydrye.com)

*Counsel for Fusion Communications, LLC*

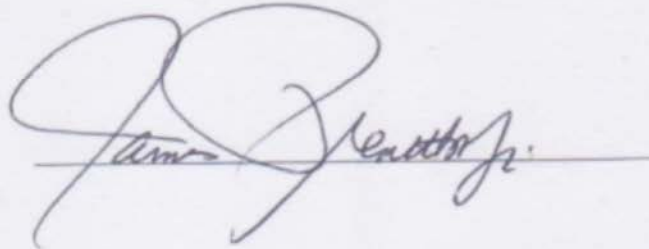
VERIFICATION

COMMONWEALTH OF MASSACHUSETTS

COUNTY OF NORFOLK

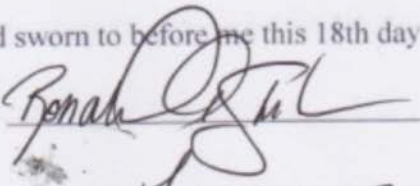
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I, James P. Prenetta, Jr., state that I am the Executive Vice President and General Counsel of Fusion Communications, LLC ("Fusion Communications"); that I am authorized to make this Verification on behalf of the Fusion Communications; that I have read the foregoing document; and that the statements in the foregoing document with respect to the Fusion Communications, except as otherwise specifically attributed, are true and correct to the best of my knowledge, information and belief.



Subscribed and sworn to before me this 18th day of November, 2022.

Notary Public:



My Commission expires:

Feb 5 2027

