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July 20, 2001

**By Hand-Delivery**

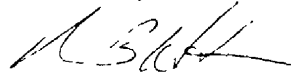
Magalie R. Salas  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> St. S.W.  
Washington, DC 20554

Re: Application by DSLnet Communications, LLC for Authority to Discontinue  
Service in Selected Areas Pursuant to Section 63.71 of the Commission's Rules

Dear Ms. Salas:

Enclosed please find an original and two copies of DSLnet's Application for Authority to Discontinue Service in Selected Areas Pursuant to Section 63.71 of the Commission's Rules. If you have any questions, please do not hesitate to contact me at 202-945-6940.

Sincerely,



Paul B. Hudson  
Counsel to DSLnet Communications, LLC

cc: Wendy Bluemling  
Service List

APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMP \_\_\_\_\_  
COM \_\_\_\_\_  
CTR \_\_\_\_\_  
ECR \_\_\_\_\_  
LEG \_\_\_\_\_  
OPC \_\_\_\_\_  
PAI \_\_\_\_\_  
RGO \_\_\_\_\_  
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OTH \_\_\_\_\_

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FPSC-COMMISSION CLERK

**Before the  
Federal Communications Commission  
Washington, D.C.**

**In the Matter of** )  
 )  
**DSLnet Communications, LLC** )  
**Section 63.71 Application** )

**SECTION 63.71 APPLICATION**

DSLnet Communications, LLC (“DSLnet”), through its undersigned counsel, hereby requests authority to discontinue service in selected areas defined herein. Pursuant to Section 63.71 of the Commission’s Rules, 47 C.F.R. § 63.71, DSLnet offers the following information:

**1. Name and address of carrier**

DSLnet Communications, LLC  
545 Long Wharf Drive, Fifth Floor  
New Haven, CT 06511

**2. Date of planned service discontinuance**

DSLnet proposes to discontinue service on August 31, 2001 in the selected markets described in paragraph 3 below.

**3. Points of geographic areas of service affected**

DSLnet proposes to discontinue services described herein in certain markets in the following states: Arkansas, California, Florida, Georgia, Indiana, Iowa, Idaho, Kansas, Maine, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New York, Ohio, Oklahoma, Oregon, Pennsylvania, South Carolina and Texas.

**4. Brief description of the type of service affected**

DSLnet proposes to discontinue provision of its interstate special access DSL service, which is used for high-speed internet access.

**5. Brief description of the dates and methods of notice to all affected customers**

DSLnet provided written customer notice on July 17, 2001, in accordance with the requirements of Section 63.71(a) of the Commission's Rules. In addition to the information required by Rule 63.71, the notice explained that DSLnet is striving to identify alternative providers that would be able to provide comparable service in a manner that would avoid or at least minimize service disruption and inconvenience.

**6. Non-dominance of the carrier with respect to the service to be discontinued**

DSLnet is non-dominant with respect to the interstate special access services that it proposes to discontinue.

**7. Other Information Pursuant to Rule 63.71(b)(5)**

As the proposed service to be discontinued is interstate in nature pursuant to *GTE Telephone Operating Cos., GTOC Tariff No. 1, Trans. No. 1148*, 13 FCC Rcd. 22,466 (1998), DSLnet has not sought approval for the proposed discontinuation of service from any state utility commission. However, DSLnet has served a copy of this application on the state utility commissions of every state with affected customers in order to apprise them of DSLnet's efforts to assist in the identification of and migration to alternative providers that would be able to provide comparable service in a manner that would avoid or at least minimize service disruption and inconvenience. DSLnet is making all reasonable efforts to coordinate these efforts, and DSLnet will cooperate fully with migration of affected service to other carriers. It should be

noted that DSLnet does not propose to discontinue the provision of any intrastate service and does not seek to cancel or amend any existing state or federal license or tariff.

**8. Service**

In accordance with FCC Rules 63.71 and 63.90(d) and (e), DSLnet has mailed a copy of this application to the Governor and State Commission (as defined by the Communications Act of 1934) of each of the states listed in paragraph 3 above, and to the Special Assistant for Telecommunications for the Secretary of Defense.

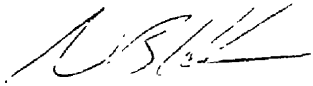
**9. Additional questions regarding this application may be addressed to:**

Eric J. Branfman  
Paul B. Hudson  
Swidler Berlin Shereff Friedman, LLP  
3000 K Street, Suite 300  
Washington, D.C. 20007  
Telephone: (202) 945-6940  
Facsimile: (202) 424-7645

Respectfully submitted,

DSLnet COMMUNICATIONS, LLC

By:



Eric J. Branfman  
Paul B. Hudson  
Swidler Berlin Shereff Friedman, LLP  
3000 K Street, N.W., Suite 300  
Washington, D.C. 20007

Counsel for DSLnet Communications, LLC

Dated: July 20, 2001

## CERTIFICATE OF SERVICE

I hereby certify that the foregoing Section 63.71 Application of DSLnet Communications, LLC was served this 20<sup>th</sup> day of July, 2001, by mailing true and correct copies thereof, postage prepaid, to the following persons at the addresses listed below.

Gov. Mike Huckabee  
Governor's Office  
State Capitol, Room 250  
Little Rock, AR 72201

Helen O'Leary, Secretary  
Georgia Public Service Commission  
244 Washington Street  
Atlanta, GA 30334

Jan Sanders, Secretary  
Arkansas Public Service Commission  
1000 Center Street  
P. O. Box 400  
Little Rock, AR 72203

Gov. Frank O'Bannon  
Office of the Governor  
206 State House  
Indianapolis, IN 46204

Gov. Gray Davis  
Office of the Governor  
State Capitol Building  
Sacramento, CA 95814

Joseph M. Sutherland, Executive Secretary  
Indiana Utility Regulatory Commission  
302 West Washington Street  
Suite E306  
Indianapolis, IN 46204

Docket Clerk  
California Public Utilities Commission  
State Building  
505 Van Ness Avenue  
San Francisco, CA 94102

Gov. Thomas Vilsack  
Office of the Governor  
State Capitol  
Des Moines, IA 50319-0001

Gov. Jeb Bush  
Office of the Governor  
The Capitol  
Tallahassee, FL 32399-0001

Judi Cooper, Acting Executive Secretary  
Iowa Utilities Board  
350 Maple Street  
Des Moines, IA 50319

Blanca S. Bayo  
Director, Division of Records & Reporting  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Gov. Dirk Kempthorne  
Office of the Governor  
State Capitol  
700 West Jefferson, 2<sup>nd</sup> Floor  
Boise, ID 83702

Gov. Roy Barnes  
Office of the Governor  
203 State Capitol  
Atlanta, GA 30334

Jean D. Jewell, Secretary  
Idaho Public Utilities Commission  
State House  
472 W. Washington Street  
Boise, ID 83702

Gov. Bill Graves  
Office of the Governor  
Capitol Building  
300 SW 10<sup>th</sup>, Rm. 212S  
Topeka, KS 66612-1590

Jeff Wagaman, Executive Director  
Kansas State Corporation Commission  
1500 S.W. Arrowhead Road  
Topeka, KS 66604

Gov. Angus King Jr.  
Office of the Governor  
1 State House Station  
Augusta, ME 04333

Dennis Keschl, Administration Director  
Maine Public Utilities Commission  
242 State Street  
Augusta, ME 04333

Gov. John Engler  
Office of the Governor  
111 South Capitol, 3<sup>rd</sup> Floor  
P.O. Box 30013  
Lansing, MI 48933

Dorothy Wideman, Executive Secretary  
Michigan Public Service Commission  
6545 Mercantile Way, Suite 7  
Lansing, MI 48911

Gov. Jesse Ventura  
Office of the Governor  
130 State Capitol  
75 Constitution Avenue  
St. Paul, MN 55155

Burl W. Haar, Executive Secretary  
Minnesota Public Utilities Commission  
121 Seventh Place East  
Suite 350  
St. Paul, MN 55101

Gov. Ronnie Musgrove  
Office of the Governor  
P.O. Box 139  
Jackson, MS 39205

Brian U. Ray, Executive Secretary  
Mississippi Public Service Commission  
501 Northwest Street  
Suite 201-A, Woolfolk Building  
Jackson, MS 39201

Gov. Bob Holden  
Office of the Governor  
Missouri Capitol Building  
Room 216  
Jefferson City, MO 65101

Dale Roberts, Executive Secretary  
Missouri Public Service Commission  
200 Madison Street, Suite 100  
Jefferson City, MO 65102

Gov. Judy Martz  
Office of the Governor  
P.O. Box 0801  
Helena, MT 59620

Kathy Anderson, Secretary  
Montana Public Service Commission  
1701 Prospect Avenue  
P. O. Box 202601  
Helena, MT 59620-2601

Gov. Mike Johanns  
Office of the Governor  
P.O. Box 94848  
Lincoln, NE 68509-4848

Andy Pollock, Executive Director  
Nebraska Public Service Commission  
P.O. Box 94927  
300 The Atrium  
1200 N Street  
Lincoln, NE 68509

Gov. Kenny Guinn  
Office of the Governor  
State Capitol  
101 North Carson Street  
Carson City, NV 89710

Crystal Jackson, Secretary  
Nevada Public Utilities Commission  
Capital Plaza  
1150 E. William Street  
Carson City, NV 89701-3109

Gov. George Pataki  
Office of the Governor  
State Capitol  
Albany, NY 12224

Janet Hand Deixler, Secretary  
New York Public Service Commission  
Agency Building 3  
Three Empire State Plaza  
Albany, NY 12223-1350

Gov. Bob Taft  
Office of the Governor  
77 South High Street  
30<sup>th</sup> Floor  
Columbus, OH 43266-0601

Daisy Crockron, Chief  
Docketing Department  
Public Utilities Commission of Ohio  
180 E. Broad St.  
Columbus, OH 43215

Gov. Frank Keating  
Office of the Governor  
State Capitol Building, Suite 212  
Oklahoma City, OK 73102

Peggy Mitchell, Secretary  
Oklahoma Corporation Commission  
2101 N. Lincoln Blvd.  
Jim Thorpe Office Building  
Oklahoma City, OK 73105

Gov. John Kitzhaber  
Office of the Governor  
900 Court Street NE  
Room 254  
Salem, OR 97301-4047

Janice Fulker, Administrator  
Oregon Public Utility Commission  
550 Capitol Street, N.E.  
Suite 215  
Salem, OR 97301

Gov. Tom Ridge  
Office of the Governor  
Room 225  
Main Capitol Building  
Harrisburg, PA 17120

James McNulty, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120

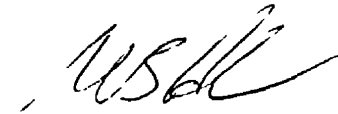
Gov. Jim Hodges  
Office of the Governor  
P.O. Box 11829  
Columbia, SC 29211-1829

Gary E. Walsh  
Executive Director  
South Carolina Public Service Commission  
Saluda Building  
101 Executive Center Drive  
Columbia, SC 29210

Garvis Cunningham, Filing Clerk  
Texas Public Utility Commission  
1701 N. Congress Avenue  
Austin, TX 78711

Secretary of Defense  
Attn: Special Asst. for Telecommunications  
Pentagon  
Washington, DC 20301

Gov. Rick Perry  
Office of the Governor  
P.O. Box 12428  
Austin, TX 78711



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Paul B. Hudson