

TENNESSEE PUBLIC UTILITY COMMISSION



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October 28, 2022

To: Ectory Lawless, Docket Room Manager

Electronically Filed in TPUC Docket
Room in October 28, 2022 at 1:32 p.m.

From: Jerry Kettles, Director, Economic Analysis *JK*

RE: Docket No: 22-00083 – Notice of Fusion, LLC and Fusion Cloud Services, LLC,
Regarding a Transaction That Will Result In a Material Change in Their Ultimate
Ownership

The agency received a letter on August 22, 2022 that was assigned to TPUC Docket 22-00083. The letter describes a transaction where control of Fusion, LLC and Fusion Cloud Services, LLC will be transferred to the North Haven Entities.

Fusion, LLC elected market regulation via a letter filed June 28, 2012 that was assigned to TPUC Docket Number 12-00066.¹ Fusion Cloud Service, LLC elected market regulation via a letter dated January 26, 2018 filed in Docket Number 18-00014.² T.C.A. § 65-5-109(n) provides a description of the regulatory requirements that apply to companies that elect Market Regulation. The transaction, as described, is governed by T.C.A. 65-4-113 which is not a regulatory requirement that applies to companies that have elected Market Regulation. As such, the transaction described in the correspondence dated August 22, 2022 does not require approval. As no action is required by the agency, please close the above referenced docket.

¹ In Docket Number 19-00032, Network Billing Systems, LLC notified the Commission that it changed its name to Fusion, LLC. The election of market regulation in Docket 12-00066 for Fusion, LLC occurred under the name Network Billing Systems, LLC.

² In Docket Number 18-00028, Birch Communications, Inc. notified the Commission that it changed its name to Birch Communications, LLC. In Docket Number 19-00027, Birch Communications, LLC notified the Commission that it changed its name to Fusion Cloud Services, LLC. The election of market regulation in Docket Number 18-00014 for Fusion Cloud Services, LLC occurred under the name of Birch Communications, Inc.