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Charles B. Welch, Jr.  
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August 13, 2025

**VIA ELECTRONIC FILING**

Hon. Herbert H. Hilliard, Chairman  
c/o Ectory Lawless, Docket Room Manager  
Tennessee Public Utility Commission  
502 Deaderick Street, 4<sup>th</sup> Floor  
Nashville, Tennessee 37243

Electronically Filed in TPUC Docket  
Room on August 13, 2025 at 4:50 p.m.

**25-00061**

**Re: *Zayo Network Services, LLC's Application for a Certificate to  
Provide Competing Local Exchange Telecommunications  
Services***

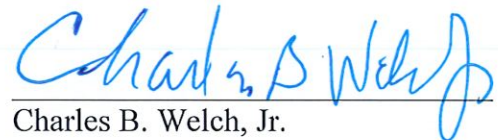
Dear Chairman Hilliard:

Attached for filing, please find *Zayo Network Services, LLC's Application for a Certificate to Provide Competing Local Exchange Telecommunications Services*. Filed as a separate attachment is **CONFIDENTIAL Exhibit E**. Applicant respectfully requests that **CONFIDENTIAL Exhibit E** not be made part of the public record.

As required, the original plus four (4) hard copies will be mailed to your office along with a check in the amount of \$25.00 for the filing fee. Should you have any questions concerning this filing, or require additional information, please do not hesitate to contact me.

Sincerely,

Phelps Dunbar LLP



Charles B. Welch, Jr.

Cc: Catherine Wang, Morgan Lewis & Bockius LLP  
Patricia Cave, Morgan Lewis & Bockius LLP  
Lauren Lantero, Zayo Group LLC  
Chuck Welch, Phelps Dunbar LLP  
Joshua Mayorquin, Phelps Dunbar LLP

**BEFORE THE  
TENNESSEE PUBLIC UTILITY COMMISSION  
NASHVILLE, TENNESSEE**

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**In the Matter of the Application of**

**Zayo Network Services, LLC**

**for a Certificate of Convenience and  
Necessity to Provide Competing Local  
Exchange Telecommunications Services  
in the State of Tennessee**

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**Docket No. 25-00061**

**APPLICATION FOR A CERTIFICATE TO PROVIDE  
COMPETING LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES**

Pursuant to applicable Tennessee Statutes and the Rules and Regulations of the Tennessee Public Utility Commission (“Commission”) and Section 253 of the Federal Telecommunications Act of 1996 (“Telecommunications Act of 1996”), Zayo Network Services, LLC (“Zayo Network Services” or “Applicant”), by and through its counsel, respectfully requests that the Commission grant Applicant authority to provide competing local exchange telecommunications services throughout the State of Tennessee. Applicant is willing and able to adhere to all applicable Commission polices, rules, and orders pertaining to the provision of competing local exchange and interexchange telecommunications services, as specified in Tennessee Code Annotated (“TCA”) § 65-4-201.

The State of Tennessee has adopted a policy of allowing competition in the local and long-distance telecommunications markets, recognizing that it is in the public interest to develop effective competition to ensure that all consumers will have access to high quality, low cost, and innovative telecommunications services. The Telecommunications Act of 1996 also seeks to promote competition and reduce regulation in order to secure lower prices and higher quality

telecommunications services for American consumers. Both goals will be promoted by granting this Application.

In support of this Application, Applicant provides the following information:

1. **The full name and address of the Applicant is:**

Zayo Network Services, LLC  
1401 Wynkoop Street, Suite 500  
Denver, Colorado 80202  
Tel: 303-381-3239  
Website: [www.zayo.com](http://www.zayo.com)

**Questions regarding this application should be directed to:**

Charles B. Welch, Jr.  
Joshua Mayorquin  
Phelps Dunbar LLP  
414 Union Street, Suite 1105  
Nashville, TN 37219  
Tel: 615-726-1200  
[chuck.welch@phelps.com](mailto:chuck.welch@phelps.com)  
[joshua.mayorquin@phelps.com](mailto:joshua.mayorquin@phelps.com)

with copies to:

Catherine Wang  
Patricia Cave  
Morgan Lewis & Bockius LLP  
1111 Pennsylvania Ave., N.W.  
Washington, DC 20004  
Tel: 202-739-3000  
Fax: 202-739-3001  
[catherine.wang@morganlewis.com](mailto:catherine.wang@morganlewis.com)  
[patricia.cave@morganlewis.com](mailto:patricia.cave@morganlewis.com)

and:

Lauren Lantero  
1401 Wynkoop Street, Suite 500  
Denver, CO 80202  
Tel: 303-381-3239  
[lauren.lantero@zayo.com](mailto:lauren.lantero@zayo.com)

2. **Organizational Chart of Corporate Structure: Include any pertinent acquisition or merger information.**

Applicant is a wholly owned, indirect subsidiary of Zayo Group, LLC (“Zayo Group”), which is a wholly owned, direct subsidiary of Zayo Group Holdings, Inc. (“Holdings” and together with its subsidiaries including Applicant, “Zayo”). Zayo is a leading provider of bandwidth infrastructure and interconnection services over regional and metropolitan fiber networks. These services enable customers to manage, operate, and scale their telecommunications and data networks. Zayo customers consist primarily of wireless service providers, national and regional communications service providers, media/Internet/content companies, governments, banks, and other bandwidth-intensive enterprises. Zayo Group and its wholly owned indirect subsidiary Zayo Education, LLC (formerly known as ENA Services, LLC)<sup>1</sup> are authorized to provide telecommunications services in Tennessee.

This Application is filed in connection with certain restructuring and financing arrangements in which Applicant’s parent, Zayo Group is expected to assign to Applicant certain assets including communications optical fiber, customer contracts, rights in third party fibers, and associated telecommunications equipment used to provision services or facilities to the affected customers (the “*Pro Forma Asset Transfer*”). Attached as **Exhibit A** is an organizational chart of Applicant’s corporate structure and depiction of the *Pro Forma Asset Transfer*.

3. **Corporate Information**

Applicant is a Delaware limited liability company. Applicant provides a copy of its formation documents as **Exhibit B** and its Certificate of Authority to transact business in the State of Tennessee as **Exhibit C**.

Applicant’s officers are:

Steve Smith, Chief Executive Officer  
Jeff Noto, Chief Financial Officer & Treasurer  
Lauren Lantero, Chief Legal Officer & Secretary  
Robert Merkel, Assistant Treasurer  
Gabriela Torresani, Assistant Secretary

There are no officers located within Tennessee. All officers may be reached at Applicant’s principal place of business provided above.

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<sup>1</sup> ENA Services, LLC was authorized to provide competitive local telecommunications services, including exchange access telecommunications services, and facilities-based and resold interexchange telecommunications services pursuant to authorization granted in Docket No. 06-00131 on August 24, 2006. ENA Services, LLC notified the Commission of its name change to Zayo Education, LLC in Docket No. 24-00079, and the name change was acknowledged on January 21, 2025.



4. **Managerial, Technical and Financial Qualifications**

Applicant possesses the managerial, technical, and financial ability to provide telecommunications services in the State of Tennessee as demonstrated below:

A. **Managerial Qualifications**

Applicant has the managerial and technical qualifications necessary to provide the proposed services in the State of Tennessee. Applicant is managed by a highly skilled team with substantial expertise and experience. Biographies of key management personnel of Applicant, who are responsible for the Applicant's operations, are attached as **Exhibit D**. These biographies reflect management's substantial communications industry experience and expertise and demonstrate that the Applicant possesses significant managerial and technical expertise operating a variety of communications services across multiple jurisdictions. Thus, Applicant possesses the managerial and technical qualifications necessary to operate as a competing local exchange and interexchange telecommunications company in the State of Tennessee, consistent with the Commission's requirements.

B. **General Technical Qualifications**

Applicant will satisfy the minimum standards established by the Commission. To the extent required, Applicant will file and maintain tariffs in the manner prescribed by the Commission and will meet minimum basic local standards, including quality of service and billing standards required of all local exchange carriers regulated by the Commission. Applicant will not require customers to purchase customer premises equipment ("CPE") that cannot be used with the incumbent local exchange carrier's systems. As noted in the biographies provided in **Exhibit D**, Applicant's operations will be overseen by a well-qualified management team with substantial telecommunications experience and technical expertise.

Applicant is currently authorized or registered to provide telecommunications services in the following jurisdictions: Colorado, Connecticut, Delaware, District of Columbia, Iowa, Illinois, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and Wisconsin. Applicant also currently has pending, or plans to file, applications to provide telecommunications services in the following states in addition to Tennessee: Alabama, Arkansas, Arizona, California, Florida, Georgia, Hawaii, Idaho, Kansas, Louisiana, Mississippi, Montana, Nebraska, Nevada, New Mexico, North Carolina, North Dakota, Oklahoma, Oregon, South Carolina, South Dakota, Texas, Utah, Washington, and Wyoming. Applicant has not been denied certification in any jurisdiction, nor has any permit, license, or certificate been permanently revoked by any authority.

C. **Financial Qualifications and Surety Bond**

Applicant possesses the requisite financial resources to provide telecommunications services in the State of Tennessee. Applicant does not maintain financial statements separate from the consolidated financial statement of its parent company, Holdings. Accordingly, to demonstrate Applicant's financial qualifications to operate in Tennessee, Applicant provides the most recent audited financial statements of its parent company Holdings as **CONFIDENTIAL Exhibit E**. As shown in these documents, Applicant has sufficient capital resources and is financially qualified to operate within the State of Tennessee. Because Applicant is a privately held company, Applicant requests that the financial statements appended hereto as **CONFIDENTIAL Exhibit E** be treated as Confidential. The Confidential exhibit is marked "CONFIDENTIAL" and is being filed as a separate document, and Applicant requests that it not be made part of the public record.

Applicant attaches hereto and includes in **Exhibit F**, a surety bond in the amount of twenty thousand dollars (\$20,000).

5. **Proposed Service Area and Description of Services**

Applicant seeks authority to provide competing local exchange telecommunications services throughout the state of Tennessee, primarily to provide point-to-point telecommunications services such as Ethernet and other similar high-bandwidth circuits, for high-speed data transport. Applicant will provide services primarily using its own facilities, which will be assigned from Zayo Group, but also seeks authority to provide service for resale. Applicant does not have plans to deploy specific facilities in Tennessee at this time.

6. **Types of Telecommunications Service To Be Provided**

As noted in paragraph 5, Applicant will primarily provide facilities-based point-to-point telecommunications services such as Ethernet and other similar high-bandwidth circuits, for high-speed data transport. Applicant intends to provide its services using fiber optic cable along with other equipment and facilities to originate, terminate, and amplify signals.

Applicant does not plan to furnish switched voice services or dial tone at this time. In the event that Applicant decides to expand its services to include voice services, as dictated by marketplace conditions, Applicant will seek such authority at that time and will provide those services required by Commission Rule 1220-4-8-.04(3)(b).

7. **Repair and Maintenance**

Applicant will perform network and equipment maintenance necessary to ensure compliance with any applicable quality of service requirements; will comply with all applicable Commission rules, regulations, and standards; and will provide safe, reliable and high-quality telecommunications services within the State of Tennessee.



Customers can contact Applicant's customer service department via email form at [www.zayo.com/contact](http://www.zayo.com/contact) or Applicant's toll-free phone number at 866-364-6033. Customer support will be available twenty-four (24) hours per day, seven (7) days per week to ensure the prompt handling of customer inquiries and complaints. Applicant's primary point of contact for customer service following authorization is Donna Heaston, Senior Corporate Counsel, whose business address is 1401 Wynkoop Street, Suite 500, Denver, CO 80202. Ms. Heaston can be reached at 763-745-8466 or [donna.heaston@zayo.com](mailto:donna.heaston@zayo.com).

Applicant will provide customers with high quality telecommunications services, and maintain dedicated staff focused on customer support. Applicant will work with each customer to customize services for their specific needs, and each customer will have their own service agreement, which will also lend to the specificity of their unique business.

**8. Small and Minority-Owned Telecommunications Business Participation Plan**

As required pursuant to TCA § 65-5-112, attached as Exhibit G is Applicant's plan for purchasing goods and services from small and minority telecommunications businesses and information on programs to provide technical assistance to such businesses.

**9. Toll Dialing Parity Plan**

Not applicable. Applicant does not intend to provide voice services at this time.

**10. Notice Requirements**

Applicant has served notice of this Application to the fifteen (15) incumbent local exchange telephone companies. Attached as Exhibit H is the Notice and a Certificate of Service confirming compliance.

**11. Numbering Issues**

Please see the statement provided in Exhibit I.

**12. Tennessee Specific Operational Issues**

Please see the statement provided in Exhibit J.

**13. Miscellaneous and Supporting Documentation**

- A. Attached as Exhibit K is the sworn pre-filed testimony of Lauren Lantero, Chief Legal Officer and Secretary of Applicant.
- B. Applicant plans to elect market regulation in accordance with TCA § 65-5-109 and provide the services described in this Application on a de-tariffed basis. To the extent Applicant provides switched voice services in the future, it will submit a switched access tariff.

- C. Applicant does not currently plan to collect customer deposits, but reserves the right to collect deposits from its customers in the State of Tennessee. Requirements for the collection of deposits will be included in any proposed tariffs that Applicant files with the Commission.
- D. As of the filing of this Application, other than as described below, neither Applicant nor its affiliates have been the subject of any complaints for the provision of telecommunications services in any of the states within which Applicant and its affiliates are certified and currently providing service.
  - i. Applicant's indirect parent company Zayo Group is currently subject to a complaint before the Minnesota Public Utilities Commission ("MN PUC") alleging that Zayo Group improperly disconnected a circuit or circuits without prior approval of the MN PUC. Zayo Group has argued that the circuit(s) in question was an interstate circuit and therefore not subject to MN PUC jurisdiction and even if it was subject to MN PUC jurisdiction Applicant was permitted to disconnect the circuit for nonpayment and pursuant to the request of the billing agent for the circuit. Zayo Group is negotiating a settlement with the Minnesota Department of Commerce to resolve the complaint. The matter is assigned MN PUC Docket No. P6854/C-22-609.
  - ii. On June 10, 2025, the Washington Utilities and Transportation Commission ("UTC") recorded 102 violations of WAC 480-120-411(1)(c) against Zayo Group for a service outage on several resold phone lines for one customer that began on December 5, 2024 and was resolved on May 5, 2025. The UTC acknowledged that "Zayo Group relied on CenturyLink to repair this customer's service, and CenturyLink never completed the repair." However, although Zayo Group itself had no ability to repair the lines, the UTC reasoned that, "Zayo Group has chosen to obtain services from CenturyLink and has the ability to make a complaint against it." No monetary penalties were assessed to Zayo.
  - iii. Prior to its acquisition by Zayo Group, its subsidiary, ENA Healthcare Services, LLC (f/k/a TeleQuality Communications, LLC), entered into a Consent Decree with the Federal Communications Commission including payment of the Settlement Amount and other compliance requirements with respect to the Rural Health Care Program support it received. *In re TeleQuality Communications, LLC*, File No. EB-IHD-19-00028870, Consent Decree (February 5, 2020).

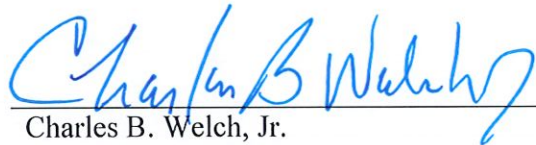
In conclusion, this application demonstrates that Applicant possesses the technical, financial and managerial resources to provide facilities-based local exchange and interexchange telecommunications service in the State of Tennessee. Furthermore, granting this Application will



promote the public interest by increasing the level of competition in the State of Tennessee telecommunications market. Ultimately, competition will compel all telecommunications service providers to operate more efficiently and with resulting reduced prices for consumers. These benefits work to maximize the public interest by providing continuing incentives for carriers to reduce costs while simultaneously promoting the availability of potentially desirable services.

Wherefore, Zayo Network Services respectfully requests that the Commission grant a Certificate of Convenience and Necessity to provide competing telecommunications services throughout the State of Tennessee. For the reasons stated above, Zayo Network Service's provision of these services would promote the public interest by providing high-quality service at competitive prices and by creating greater economic incentives for the development and improvement for all competing providers.

Respectfully submitted,



Charles B. Welch, Jr.  
Phelps Dunbar LLP  
414 Union Street, Suite 1105  
Nashville, TN 37219  
Tel: 615-726-1200  
[chuck.welch@phelps.com](mailto:chuck.welch@phelps.com)

Dated: August 13<sup>th</sup>, 2025.

*Counsel for Zayo Network Services, LLC*

## **LIST OF EXHIBITS**

**EXHIBIT A** – Organizational Chart and Depiction of the *Pro Forma Asset Transfer*

**EXHIBIT B** – Formation Documents

**EXHIBIT C** – Certificate of Authority to Transact Business

**EXHIBIT D** – Key Management Biographies

**EXHIBIT E** – Financial Statements

***CONFIDENTIAL, FILED UNDER SEAL***

**EXHIBIT F** – Surety Bond

**EXHIBIT G** – Small & Minority-Owned Telecommunications Business Participation  
Plan

**EXHIBIT H** – Notice of Application & Certificate of Service

**EXHIBIT I** – Numbering Issues

**EXHIBIT J** – Tennessee Specific Operational Issues

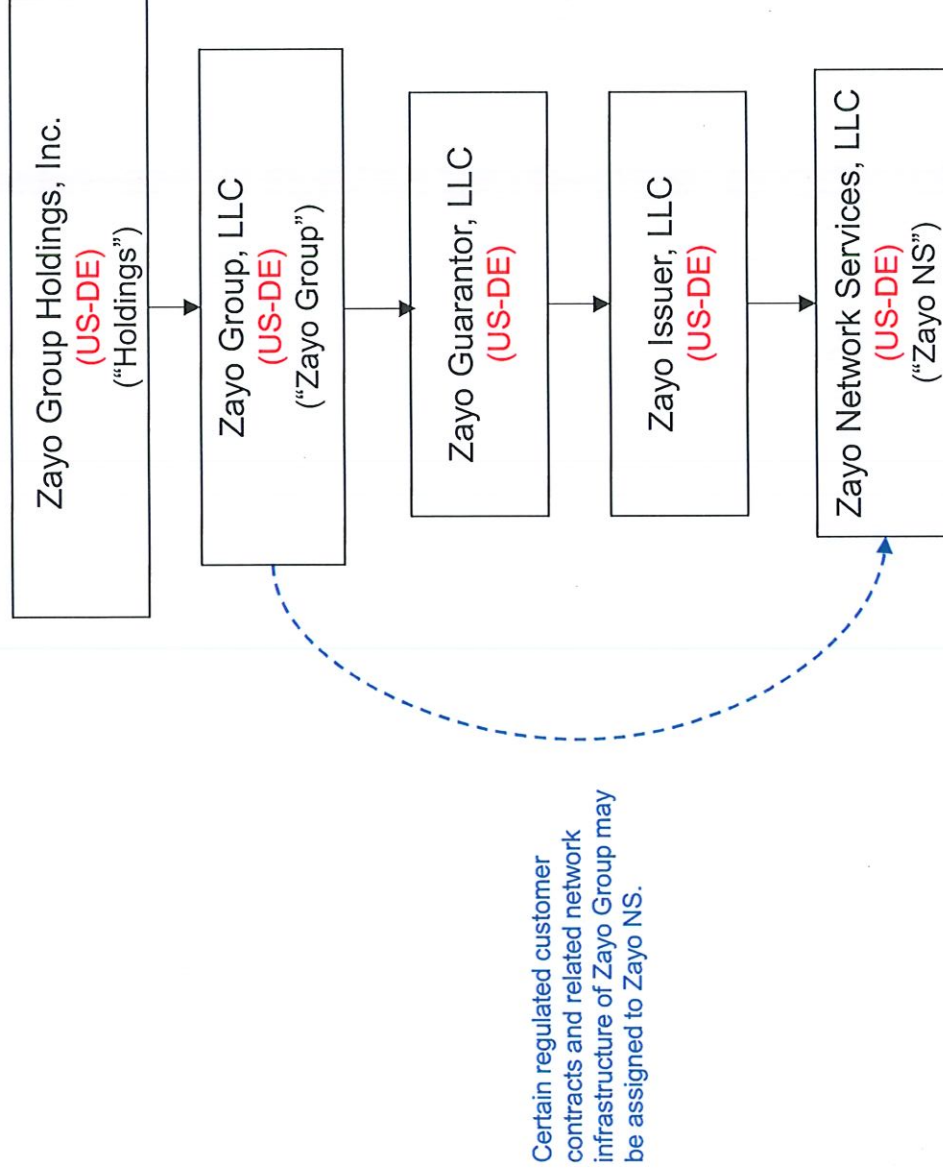
**EXHIBIT K** – Sworn Pre-filed Testimony

**EXHIBIT A**

**Organizational Chart and Depiction of the *Pro Forma Asset Transfer***

# Current Ownership and Depiction of Pro Forma Assignment\*

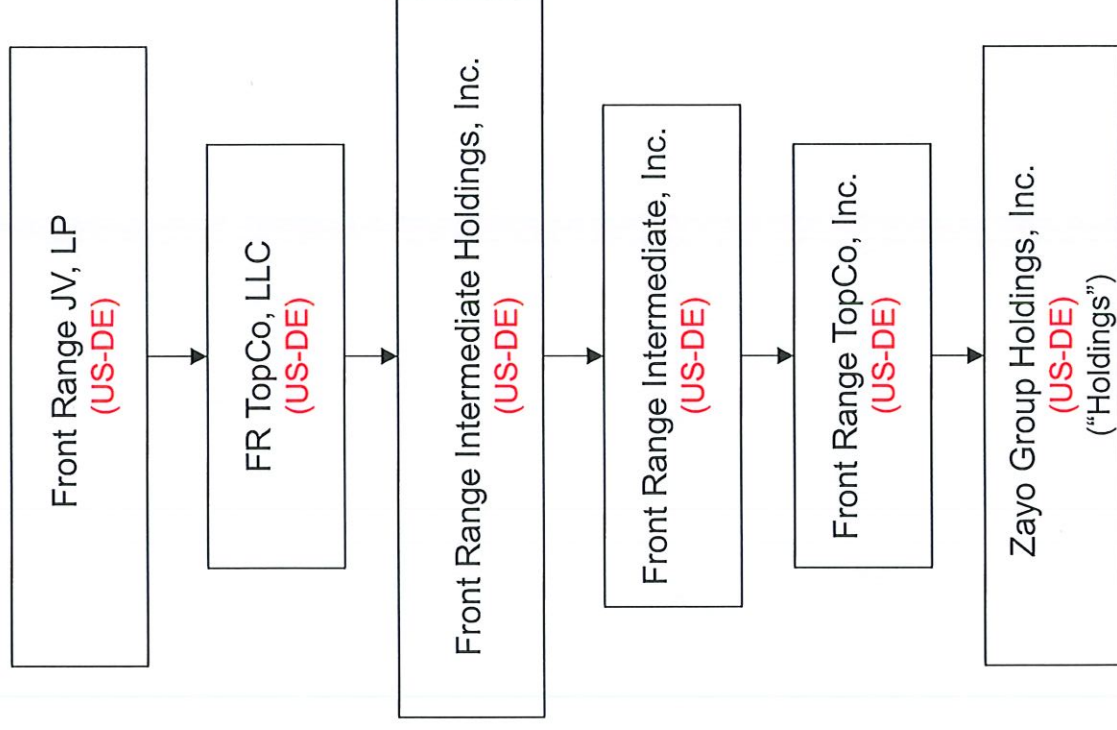
\* The entities listed herein only include the regulated parties involved in the *Pro Forma Assignment* and the entities that are in their chain of ownership. The chart excludes all other subsidiaries of Holdings.



\*\*All ownership percentages are 100%.



Corporate Ownership Structure of Holdings  
(Chart 2)



(see Chart 1 for Subsidiaries of Holdings)

\*\*All ownership percentages are 100%.

**EXHIBIT B**

**Formation Documents**

# Delaware

The First State

Page 1

I, CHARUNI PATIBANDA-SANCHEZ, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "ZAYO NETWORK SERVICES, LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE THIRD DAY OF JUNE, A.D. 2025.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "ZAYO NETWORK SERVICES, LLC" WAS FORMED ON THE EIGHTEENTH DAY OF APRIL, A.D. 2024.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE BEEN PAID TO DATE.



3480494 8300

SR# 20252935819

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

A handwritten signature in cursive script, reading "C. B. Sanchez".

Charuni Patibanda-Sanchez, Secretary of State

Authentication: 203841082

Date: 06-03-25

# Delaware

The First State

Page 1

I, CHARUNI PATIBANDA-SANCHEZ, SECRETARY OF STATE OF THE  
STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND  
CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "ZAYO  
NORTHEAST, LLC", CHANGING ITS NAME FROM "ZAYO NORTHEAST, LLC"  
TO "ZAYO NETWORK SERVICES, LLC", FILED IN THIS OFFICE ON THE  
THIRTIETH DAY OF MAY, A.D. 2025, AT 3:21 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF  
THE AFORESAID CERTIFICATE OF AMENDMENT IS THE FIRST DAY OF  
JUNE, A.D. 2025.



*C. P. Sanchez*

Charuni Patibanda-Sanchez, Secretary of State

3480494 8100  
SR# 20252863393

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

Authentication: 203836992  
Date: 06-02-25



**STATE OF DELAWARE  
CERTIFICATE OF AMENDMENT  
OF CERTIFICATE OF FORMATION**

The undersigned authorized person, desiring to amend the limited liability company formation pursuant to Section 18-202 of the Limited Liability Company Act of the State of Delaware, hereby certifies as follows:

1. The name of the limited liability company is Zayo Northeast, LLC.
2. The Certificate of Formation of the limited liability company is hereby amended as follows:  
Article FIRST is deleted in its entirety and replaced with the following:  
FIRST. The name of the limited liability company formed hereby is Zayo Network Services, LLC.
3. The effective date of this amendment is June 1, 2025.

DocuSigned by:  
By: Gabriela Torresani  
08DFDCBD40814E3...  
Authorized Person

Name: Gabriela Torresani  
Print or Type

**EXHIBIT C**

**Certificate of Authority to Transact Business**



**Tre Hargett**  
Secretary of State

Division of Business and Charitable Organizations  
Department of State  
State of Tennessee  
312 Rosa L. Parks Avenue, 6th Floor  
Nashville, Tennessee 37243  
Phone: 615-741-2286  
sos.tn.gov/

CORPORATION SERVICE COMPANY  
251 LITTLE FALLS DRIVE  
WILMINGTON, DE 19808, USA

07/14/2025

### Filing Acknowledgment

Please review the filing information below and notify our office immediately of any discrepancies.

Entity Name:	ZAYO NETWORK SERVICES, LLC	Initial Filing Date:	07/08/2025
SOS Control #:	002034406	Formation Locale:	Delaware
Entity Type:	Foreign Limited Liability Company (LLC)	Duration Term:	Perpetual
Status:	Active	Annual Report Due:	04/01/2026
Fiscal Year Close:	December		
Business County:	(No County on Record)		
Managed By:	Member Managed		
Obligated Member Entity:	No		

### Document Receipt

Receipt #: 2025-456931	Filing Fee:	\$300.00
Payment: Credit Card - 3900607449		\$300.00

**Registered Agent Address:**  
CORPORATION SERVICE COMPANY  
2908 POSTON AVE  
NASHVILLE, TN 37203-1312

**Principal Office Address:**  
1401 Wynkoop St Ste 500  
Denver, CO 80202, USA

Congratulations on the successful filing of your **Application for Registration of Foreign Limited Liability Company** for **ZAYO NETWORK SERVICES, LLC** in the State of Tennessee which is effective on the date shown above. Please visit the Tennessee Department of Revenue website ([www.tn.gov/revenue](http://www.tn.gov/revenue)) to determine your online tax registration requirements. If you need to obtain a Certificate of Existence for this entity, you can request, pay for, and receive it from our website.

You must file an Annual Report with this office on or before the Annual Report Due Date noted above and maintain a Registered Office and Registered Agent. Failure to do so will subject the business to Administrative Dissolution/Revocation.

Tre Hargett  
Secretary of State

Tracking Number  
B2025450941

## Application For Certificate Of Authority



Tre Hargett  
Secretary of State

Division of Business and Charitable Organizations

Department of State

State of Tennessee

312 Rosa L. Parks Avenue, 6th Floor

Nashville, Tennessee 37243

Phone: 615-741-2286

sos.tn.gov/businesses

Control #: 002034406

Filed: 07/08/2025 03:14 PM

Tre Hargett

Secretary of State

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### Entity Information

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Entity Type: Limited Liability Company

Entity Name: ZAYO NETWORK SERVICES, LLC

Fiscal Year Ending Month: December

Additional Designation: (No Additional Designation)

Is this a Series LLC?

☐ Yes ☒ No

Principal Office Address

1401 Wynkoop St Ste 500

Denver, CO 80202, USA

Mailing Address

1401 Wynkoop St Ste 500

Denver, CO 80202, USA

When and Where was the Organization Established?

Date Incorporated: 4/18/2024

Country: USA

State: Delaware

Period of Duration:

Perpetual

Did the business commence doing business in Tennessee prior to qualification?

☐ Yes ☒ No

Nature of Business (NAICS):

517111 - Wired Telecommunications Carriers

The Limited Liability Company will be:

Member Managed

Do you have six or fewer members at the date of this filing?

☒ Yes ☐ No

Will this entity be registered as an Obligated Member Entity (OME)

☐ Yes ☒ No

Do you have additional uploads you would like to attach to this filing?

☒ Yes ☐ No

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### Registered Agent Information

---

CORPORATION SERVICE COMPANY

2908 POSTON AVE

NASHVILLE, TN 37203-1312



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## Signature

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☒ By entering my name in the space provided below, I certify that I am authorized to file this document on behalf of this entity, have examined the document and, to the best of my knowledge and belief, it is true, correct and complete as of this day.

☒ Pursuant to the provisions of T.C.A. § 48-249-904 of the Tennessee Revised Limited Liability Company Act, the undersigned hereby applies for a certificate of authority to transact business in the State of Tennessee.

**Signed Electronically:** GABRIELA TORRESANI

**Date:** 06/19/2025

## APPLICATION FOR CERTIFICATE OF AUTHORITY FOREIGN LIMITED LIABILITY COMPANY (SS-4233)



### Division of Business and Charitable Organizations

Tre Hargett, Secretary of State

State of Tennessee  
312 Rosa L. Parks Avenue  
Nashville, TN 37243-1102  
(615) 741-2286

*For Office Use Only*

**Filing Fee: \$50.00 per member (minimum fee = \$300/maximum fee = \$3,000)**

An Application for Certificate of Authority for a Foreign Limited Liability Company must be accompanied by a certificate of existence or a document of similar import (for example, a certificate of good standing) duly authenticated by the Secretary of State or other official having custody of the corporation records in the state or country under whose law it is organized. The certificate shall not bear a date of more than two (2) months prior to the date the Application for Certificate of Authority is filed with the Division. **An Application for Certificate of Authority for a Foreign Limited Liability Company that is not accompanied by a valid certificate of existence or document of similar import will be rejected by the Division and returned to the applicant.**

**Pursuant to the provisions of T.C.A. § 48-249-904 of the Tennessee Revised Limited Liability Company Act, the undersigned Foreign Limited Liability Company (LLC) hereby applies for a Certificate of Authority to transact business in the State of Tennessee, and for that purpose sets forth:**

1. The name of the Foreign LLC is: Zayo Network Services, LLC

If different, the name under which the certificate of authority is to be obtained is:

Pursuant to the provisions of T.C.A. § 48-249-106, each Limited Liability Company name must contain the words "Limited Liability Company" or the abbreviation "LLC" or "L.L.C."

2. Assumed Name: \_\_\_\_\_

If obtaining a Certificate of Authority under a limited liability company name, an Application for Registration of an Assumed Name must be filed pursuant to T.C.A. § 48-14-101(d), with an additional \$20 fee.

3. Name Consent (Written Consent for Use of Indistinguishable Name):

☐ This entity name already exists in Tennessee and an Application for Use of Indistinguishable Name has been filed.

4. This Foreign LLC has the additional designation of: \_\_\_\_\_

Professional LLC: If "Professional LLC" is designated, check the box.

☐ I certify that the Foreign LLC is a professional LLC, that its purpose is to render the specified professional service(s) as defined in T.C.A. § 48-249-1102(6), and that the requirements of T.C.A. § 48-249-1123(b)(3) are satisfied.

Licensed professional service(s): \_\_\_\_\_

5. Series LLC: If "Series LLC" is indicated, check the box.

☐ I certify that the LLC meets the requirements of T.C.A. § 48-249-309(i) and the information required by that section is contained on the attached sheet.

6. Fiscal Year Ending Month: December

7. The date of the Foreign LLC's formation is (mm/dd/yyyy): 04/18/2024

The state or country under whose law the Foreign LLC formed is: Delaware

If prior to qualifying, the date the Foreign LLC commenced doing business in Tennessee is (mm/dd/yyyy): \_\_\_\_\_

8 The complete address of the Foreign LLC principal office is:

Address: 1401 Wynkoop Street, #500

City: Denver State: CO Zip: 80202 County: Denver

9. The complete mailing address of the Foreign LLC (if different from the principal office address) is:

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_ County: \_\_\_\_\_

10. The business email address is: legal@zayo.com

11. Nature of Business (NAICS Code):

1. 517111 Description: Wired Telecommunications Carriers

2. \_\_\_\_\_ Description: \_\_\_\_\_

3. \_\_\_\_\_ Description: \_\_\_\_\_

12. The Foreign LLC will be:

☒ Member Managed ☐ Manager Managed ☐ Director Managed ☐ Board Managed ☐ Other

13. Number of Members at the date of filing: 1

14. Obligated Member Entity (list of obligated members and signatures must be attached):

☐ This entity will be registered as an Obligated Member Entity (OME)

Effective date (mm/dd/yyyy): \_\_\_\_\_

☐ I understand that by signing: THE EXECUTION AND FILING OF THIS DOCUMENT WILL CAUSE THE MEMBER(S) TO BE PERSONALLY LIABLE FOR THE DEBTS, OBLIGATIONS, AND LIABILITIES OF THE LIMITED LIABILITY COMPANY TO THE SAME EXTENT AS A GENERAL PARTNER OF A GENERAL PARTNERSHIP. PLEASE CONSULT YOUR ATTORNEY.

**The Application for Certificate of Authority must be accompanied by a duly executed Obligated Member Entity Addendum form (SS-4600)**

15. If the document is not to be effective upon filing by the Secretary of State, the delayed effective date and time is (Not to Exceed 90 days): Effective Date (mm/dd/yyyy): \_\_\_\_\_ Time: \_\_\_\_\_

16. Other Provisions: \_\_\_\_\_

17. The registered agent is: ☐ an individual ☒ an organization.



18. The name, complete street address, and email address of the Foreign LLC's registered agent and office located in the State of Tennessee is:

Name or Organization: Corporation Service Company

Address: 2908 Poston Avenue

City: Nashville State: TN Zip: 37203 County: Davidson

Email: compliancemail@cscglobal.com

**By signing this document, I certify that I am authorized to file this document on behalf of this entity, have examined the document and, to the best of my knowledge and belief, it is true, correct and complete as of this day.**

<small>DocuSigned by:</small>  <small>016FDC804D31F3...</small>	Authorized Person
Signature	Signer's Capacity
Gabriela Torresani	6/16/25
Name (printed or typed)	Date

**\*Note: Pursuant to Tenn. Code Ann. § 10-7-503, all information on this form is public record.**

Clear Form

## INSTRUCTIONS

### APPLICATION FOR CERTIFICATE OF AUTHORITY

### FOREIGN LIMITED LIABILITY COMPANY (SS-4233)

An Application for Certificate of Authority for a Foreign Limited Liability Company (LLC) sets forth the items required under T.C.A. § 48-249-904 and T.C.A. § 48-249-1103 if a Foreign Professional Limited Liability Company.

An Application for Certificate of Authority for a Foreign LLC must be accompanied by a certificate of existence or a document of similar import (for example, a certificate of good standing) duly authenticated by the Secretary of State or other official having custody of the company records in the state or country under whose law it is organized. The certificate shall not bear a date of more than two (2) months prior to the date the Application for Certificate of Authority is filed with the Division. **An Application for Certificate of Authority for a Foreign LLC that is not accompanied by a valid certificate of existence or document of similar import will be rejected by the Division and returned to the applicant.**

#### Filing the Form

An Application for Certificate of Authority for a Foreign Limited Liability Company may be filed using one of the following methods:

- **E-File:** Go to <https://tncab.tnsos.gov/> and use the online tool to complete the form and pay the filing fee by credit or debit card or e-check.
- **Mail:** Go to <https://tncab.tnsos.gov/> and use the online tool to complete the form and print. Alternatively, a blank form may be obtained by emailing the Secretary of State at [TNOS.CORPINFO@TNOS.GOV](mailto:TNOS.CORPINFO@TNOS.GOV) or by calling (615) 741-2286. The blank form should be hand printed in ink. The completed form, along with the required filing fee, should be mailed to: TN Secretary of State, ATTN: Corporate Filing, 312 Rosa L. Parks Ave., Nashville, TN 37243.
- **Walk-In:** A blank form may be obtained and submitted in person along with the filing fee at the Secretary of State Customer Service Counter located at 3rd FL – Snodgrass Tower, 312 Rosa L. Parks Ave., Nashville, TN 37243.

**An Application for Certificate of Authority of a Foreign Limited Liability Company must be accurately completed in its entirety. Forms that are inaccurate, incomplete, or illegible will be rejected.**

#### Filing Fee

- The filing fee for an Application for a Certificate of Authority for a Foreign LLC is \$50.00 per member in existence on the date of the filing, with a minimum fee of \$300.00 and a maximum fee of \$3,000.00. **Applications submitted without the proper filing fee will be rejected.**
- When paying by credit card, debit card, or e-check, there is a convenience fee that covers the transaction costs incurred by the Division of Business and Charitable Organizations when accepting online or in-person payments. Applicants who do not wish to pay the convenience fee may choose to complete and mail the form along with a check, cashier's check, or money order.
- Make check, cashier's check, or money order payable to the Tennessee Secretary of State. Checks, cashier's checks, and money orders made out to any payee other than the Tennessee Secretary of State will not be accepted and will result in the application being rejected.
- Cash is only accepted for walk-in filings.

#### Completing the Form

1. **The name of the foreign Limited Liability Company is:** enter the exact legal name of the Foreign LLC in its home jurisdiction. The name must match the name on the certificate of existence/good standing to be submitted with the Application.

**If different, the name under which the certificate of authority is to be obtained is:** if the Foreign LLC must alter its name in order to do business in Tennessee pursuant to T.C.A. § 48-249-903 and T.C.A. § 48-249-106 – i.e., by removing the words "corporation" or "incorporated," or an abbreviation of either or both of these words, the foreign LLC may do so without filing an application for assumed name. Use this space to indicate the name under which the foreign LLC will do business in Tennessee.

If a Foreign professional LLC, the name must also meet the requirements of T.C.A. § 48-249-1108.



If a foreign LLC's name contains the word "bank," "banks," "banking," "credit union," or "trust," written approval must first be obtained from the Tennessee Department of Financial Institutions before documents can be accepted for filing with the Division. You may contact the Tennessee Department of Financial Institutions at (615) 741-2236.

If a foreign LLC's name contains the phrase "insurance company," written approval must first be obtained from the Tennessee Department of Commerce & Insurance before documents can be accepted for filing with the Division. You may reach the Tennessee Department of Commerce & Insurance at (615) 741-2241.

2. **Assumed Name:** if the foreign LLC will do business in Tennessee under an assumed name, enter that name here. If obtaining a Certificate of Authority under an assumed LLC name, an Application for Registration of an Assumed Name must be filed pursuant to T.C.A. § 48-249-106(d), with an additional \$20 fee.
3. **Name Consent (Written Consent for Use of Indistinguishable Name):** an applicant Foreign LLC can request to use a name that is not distinguishable from the name used by an existing business under certain circumstances detailed in T.C.A. § 48-249-106(c)(1). If checked, the Application for Certificate of Authority must be accompanied by an Application for Use of Indistinguishable Name and an additional \$20 filing fee. The Application must set forth the appropriate criteria for name duplication as described in T.C.A. § 48-249-106(c).
4. **This Foreign LLC has the additional designation of:** if applicable to the specific nature of the Foreign LLC, enter any additional designation, including:
  - Captive Insurance Company
  - Decentralized Organization
  - Insurance Company
  - Litigation Financier
  - Processing Cooperative
  - Professional Limited Liability Company
  - Trust Company

**Professional Limited Liability Company:** if "Professional Limited Liability Company" is indicated, check the box certifying that the Foreign LLC is a professional LLC, that its purpose is to render the specified professional service(s) as defined in T.C.A. § 48-249-1102(6), that the requirements of § 48-249-1123(b)(3) are satisfied, and identify the professional service(s) in the space provided

**Litigation Financier:** if "Litigation Financier" is indicated, you must submit with your Application a bond in the amount of fifty thousand dollars (\$50,000) made payable to the State of Tennessee.

5. **Series LLC:** if "Series LLC" is indicated, check the box certifying that the Foreign LLC meets the requirements of T.C.A. § 48-249-309(i) and attach a sheet containing the information required by that section.
6. **Fiscal Year Ending Month:** enter the month of the year that concludes the Foreign LLC's fiscal year. If a fiscal year ending month is not indicated, the Division will list the fiscal year ending month as December by default. Please note that T.C.A. § 48-249-1017 requires all LLCs to file an annual report with the Secretary of State on or before the first day of the fourth month following the end of the close of the LLC's fiscal year.
7. **The date of its formation is:** enter the Foreign LLC's date of formation. If the accompanying certificate of existence or like document from the state of formation includes a date of formation, the date indicated here must be the same date as that indicated on the certificate of existence.

**The state or country under whose law it is formed is:** enter the name of the state or country under whose law the Foreign LLC is formed.

**If prior to qualifying, the date it commenced doing business in Tennessee is:** enter the date the Foreign LLC commenced doing business on or before the date of approval of the Application for Certificate of Authority by the Division. Pursuant to T.C.A. § 48-249-913(d), additional filing fees may apply if the Foreign LLC commenced doing business in Tennessee prior to the approval of the Application. If a prior date is indicated, a call to the Division's customer service line at (615) 741-2286 is encouraged for guidance on the appropriate filing fee amount.

Additionally, if a prior date is indicated and that date is greater than one year prior to the approval of the application to the Division, a Letter of Good Standing from the Tennessee Department of Revenue must accompany the Application. To obtain a Letter of Good Standing, contact the Tennessee Department of Revenue at (615) 253-0700.

8. **The complete address of its principal office is:** enter the street address, city, state, and zip code of the principal office of the Foreign LLC and the county in which the office is located. A post office box is not acceptable for the principal office address. The address will be verified and if it cannot be recognized as valid, the form will be rejected by the Division.



9. **The complete mailing address of the entity (if different from the principal office address) is:** if notifications from the Division should be sent to an address other than the principal office address, enter that address. A post office box address is acceptable for a mailing address. The address will be verified and if it cannot be recognized as valid, the form will be rejected by the Division.
10. **The business email address is:** enter a contact email address for the Foreign LLC. **All reminders will be sent via email.**
11. **Nature of Business:** enter up to three (3) North American Industry Classification System (NAICS) codes and each code's description that best describes the Foreign LLC's primary business activity or activities.  
The North American Industry Classification System (NAICS) is the standard used by Federal statistical agencies in classifying business establishments for the purpose of collecting, analyzing, and publishing statistical data related to the U.S. business economy. A searchable list of available NAICS codes can be found here: [NAICS & SIC Identification Tools | NAICS Association](#).
12. **The Foreign LLC will be:** indicate whether the Foreign LLC will be Member Managed, Manager Managed, Director Managed, Board Managed, or Other by checking the appropriate box.
13. **Number of Members at the date of filing:** enter the number of members of the Foreign LLC at the date of filing. If the number of members is not indicated, the Division will list the number of members as one (1) by default.
14. **Obligated Member Entity:** if the Foreign LLC elects to be registered as an Obligated Member Entity pursuant to T.C.A. § 48-217-101(f) and § 67-4-2008(d)(1), check the box and enter the effective date. The effective date cannot be prior to the date of filing of the Application. Also check the box to acknowledge an understanding of the statutory requirements.  
**The Application for Certificate of Authority must be accompanied by a duly executed Obligated Member Entity Addendum form (SS-4600).**
15. **If the document is not to be effective upon filing by the Secretary of State, the delayed effective date and time is:** if the Foreign LLC's Certificate of Authority is to go into effect upon a future date, enter the future date. In no event can the future date be more than ninety (90) calendar days from the filing of the Application for Certificate of Authority.
16. **Other Provisions:** including any further information in this space is strictly optional. Use this section to set forth other details of the Foreign LLC that are not required by statute to be included in the Application for Certificate of Authority.
17. **The registered agent is:** indicate if the registered agent is an individual or an organization.
18. **The name, complete street address, and email address of its registered agent and office located in the state of Tennessee is:** enter the name of the Foreign LLC's registered agent, the street address, city, state, and zip code of the LLC's registered office located in Tennessee and the county in which the office is located. A post office box is not acceptable for the registered agent/office address. The address will be verified and if it cannot be recognized as valid, the form will be rejected by the Division.

## Signature

- The person executing the document must sign it and indicate the date of signature in the appropriate spaces. An original signature or verified electronic or digital signature is acceptable. A conformed or typed signature is not acceptable. **Failure to sign and date the application will result in the application being rejected.**
- Type or Print Name. **Failure to type or print the signature name will result in the application being rejected.**
- Type or Print Signer's Capacity. The signer must indicate the capacity in which such person signs. **Failure to indicate the signer's capacity will result in the application being rejected.**

# Delaware

The First State

Page 1

I, CHARUNI PATIBANDA-SANCHEZ, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "ZAYO NETWORK SERVICES, LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE THIRD DAY OF JUNE, A.D. 2025.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "ZAYO NETWORK SERVICES, LLC" WAS FORMED ON THE EIGHTEENTH DAY OF APRIL, A.D. 2024.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE BEEN PAID TO DATE.



3480494 8300

SR# 20252935819

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

A handwritten signature in cursive script, reading "C. P. Sanchez".

Charuni Patibanda-Sanchez, Secretary of State

Authentication: 203841082

Date: 06-03-25



**Tre Hargett**  
Secretary of State

**Division of Business and Charitable Organizations**  
**Department of State**  
State of Tennessee  
312 Rosa L. Parks Avenue, 6th Floor  
Nashville, Tennessee 37243  
Phone: 615-741-2286  
[sos.tn.gov/](http://sos.tn.gov/)

**Date:** 06/19/2025

**Invoice:** 2025-456931

**Customer Information**

CORPORATION SERVICE COMPANY  
ZAYO NETWORK SERVICES, LLC  
251 LITTLE FALLS DRIVE  
WILMINGTON, DE 19808, USA

Tracking #	Description	Amount Paid
B2025450941	Application for Registration of Foreign Limited Liability Company for ZAYO NETWORK SERVICES, LLC (LLC Filings)	\$ 300.00
<b>Payment Details</b>		
Fee Total:		\$ 300.00
Payment Total:		\$ 0.00
Amount Due:		\$ 0.00
<b>Payment Method</b>		
Payment Type: Credit Card		
Check/Confirmation Number: 3900607449		



## **EXHIBIT D**

### **Key Management Biographies**

#### **Steve Smith, Chief Executive Officer**

Steve M. Smith is Chief Executive Officer at Zayo. Steve has over 30 years of expertise as a global leader in the technology sector and a deep background in managing and scaling market-leading technology businesses.

Prior to joining Zayo, Steve was a Managing Director at GI Partners, a leading private investment firm. From 2007 to 2018, he served as Chief Executive Officer and President of Equinix, the largest data center company globally. Under his leadership, Equinix grew from \$2 billion to \$34 billion in market value, while revenue increased from \$400 million to \$4.4 billion. Equinix also successfully integrated 21 acquisitions over 10 years representing over \$25 billion in organic and inorganic investments during his tenure. Steve has also held senior leadership roles with HP Services, Lucent Technologies and Electronic Data Systems Corporation.

Steve currently serves on the Board of Directors of Zayo and NextDC, a publicly traded data center company in Australia.

Steve had a successful eight-year career in the U.S. Army where, among other roles, he was aide-de-camp to the office of the Commander in Chief of the U.S. Armed Forces in the Pacific. He graduated from the U.S. Military Academy at West Point and holds a B.S. in Engineering.

#### **Bill Long, Chief Product and Strategy Officer**

Bill Long is an experienced telecommunications and technology leader. As Chief Product and Strategy Officer at Zayo, he leads the company's overall product strategy, financials, and roadmap.

Bill has nearly two decades of experience in the telecommunications industry with expertise in interconnection and infrastructure services, enterprise and wholesale voice, and business and product development.

Prior to joining Zayo, Bill served as senior vice president of product management and was responsible for the overall growth and profitability of Equinix Interconnection and Data Center Products globally. Prior to Equinix, he held several roles at Level 3 Communications, including VP of Voice Services, Senior Director of Voice Product Development and Director of Emerging Opportunities.

#### **Brian Daniels, Chief Sales Officer**

Brian Daniels serves as Chief Sales Officer at Zayo. In this role, Brian is responsible for uniting sales teams across both direct and channel routes-to-market for Zayo. He leads a team of highly skilled executives responsible for the strategy and growth of Zayo's largest customers and verticals including the most impactful webscale, cloud, carrier and mobile network operators. He also

oversees the growing education sales functions following Zayo's acquisition of Education Networks of America in 2022.

Brian has held a variety of leadership positions at Zayo focused on strategy, finance and product development with an emphasis in metro and long-haul fiber development and mobile infrastructure offerings. Prior to joining Zayo in 2014, Brian worked at Bank of America Merrill Lynch. He also played professional football for the Minnesota Vikings.

Brian holds a Bachelor of Science in business administration from the University of Colorado and an MBA from the University of Louisville. He and his wife Emily also run a non-profit that advocates for lung cancer research.

### **Bryan Fleming, Chief Information Officer**

Bryan Fleming serves as CIO at Zayo. Bryan has an established track record of success and expertise in driving operations, engineering, IT, procurement, and major corporate initiatives at the highest levels of business.

Prior to joining Zayo, Bryan spent 20 years at T-Mobile serving in various technical and engineering roles. Most recently, he served as Senior Vice President of Product and Technology where he led T-Mobile's full technology stack transformation, including steering the company's framework for operational excellence, growing its infrastructure footprint, and integrating state-of-art business processes to drive a hyper-aggressive growth mission. As part of these efforts, Bryan created an enterprise delivery pipeline that increased production deployments by over 900%.

Bryan earned a Bachelor's Degree in Management from Columbia College and an MBA from Auburn University's Harbert College of Business. Bryan also currently serves as a strategic advisor for Lightyear.

### **Jeff Noto, Chief Financial Officer**

Jeff Noto serves as Chief Financial Officer at Zayo overseeing the company's global finance organization, including accounting, operational finance, financial planning and analysis, tax, investor relations, billing, financial reporting, internal audit and treasury.

With over 35 years of experience across financial management, strategy, operations, and analysis, Jeff is a proven financial leader with a track record of delivering impactful business results and building and nurturing high-performance teams. Prior to joining Zayo, Jeff held several executive roles at Verizon, including most recently serving as senior vice president and chief financial officer for the Global Network and Technology (GN&T) and the Verizon Global Services (VGS) organization. In this role, he was responsible for all budgeting, planning, reporting, commercial and capital activities for the Network, IT, and centralized services organization.



Other leadership roles held during his tenure at Verizon included SVP and CFO for Consumer and Mass Business organization; SVP & CFO for Global Media & Telematics; and SVP for the Business Analytics Center of Excellence and Finance Transformation.

Jeff also serves on the Board of the National Children's Alliance (NCA), a not-for-profit providing support, technical assistance, and quality assurance to community-led Children's Advocacy Centers. He has also served as an Adjunct Professor at Seton Hall University's Stillman School of Business.

Jeff holds a bachelor's degree of science in business economics from Rutgers University and a Masters in Accounting from Seton Hall University. He is also a Certified Public Accountant (NJ).

### **Julie Tschida Brown, Chief People and Culture Officer**

Julie Tschida Brown is the Chief People and Culture Officer at Zayo. In this role, she is focused on driving organizational growth, leading transformational change and optimizing results in a dynamic business environment.

Prior to joining Zayo, Julie was the Chief People Officer at Transamerica where she led the Employee Experience team to drive the realization of business objectives and accelerate cultural transformation. Julie has also served in various executive and leadership positions at IHS Markit, Jacobs Engineering, Microsoft, Washington Group International (now AECOM) and Hewitt Associates (now AON).

Julie currently sits on the Board of Directors for Rocky Mountain Human Resources and Strategy Association, where she also serves as Treasurer, and for Healthy Lifestars, a non-profit that aims to motivate and educate kids in underserved areas, to combat childhood obesity and commit to live active, healthy lives. Additionally, she is an executive mentor for MBA students at University of Denver and is a Tocqueville member and volunteer for Mile High United Way.

Julie is a Certified Financial Planner, earned a BA in finance from Iowa State University and a MBA in finance and accounting from University of Minnesota Carlson School of Business.

### **Lauren Lantero, Chief Legal Officer**

Lauren Lantero is the Chief Legal Officer at Zayo. In this role, Lauren oversees all global legal and regulatory functions, including M&A, commercial transactions, litigation, risk management, corporate governance, and underlying rights, and she assists with Zayo's go-to-market strategy.

Lauren joined Zayo in 2018 and has held a variety of leadership positions within the legal organization. Prior to joining Zayo, Lauren was an attorney at a boutique litigation firm and clerked for a district court judge.

Lauren holds a B.S. in accounting from the University of Colorado and a J.D. from the University of Denver.



### **Nikos Katinakis, Chief Technology Officer**

Nikos Katinakis is Zayo's Chief Technology Officer, leveraging over 30 years of leadership experience in technology with a deep understanding of the telecommunication and software industries.

Before joining Zayo, Nikos held the role of Group Executive for Global Networks and Technology at Telstra, the largest telecommunications company in Australia. In this capacity, he spearheaded wireless, fixed, transport and international network strategy, deployment and operations, as well as IT, Data and AI, Cloud, and Cyber Security.

Prior to his tenure at Telstra, Nikos served as the Executive VP at Reliance Jio, the largest communications company in India, contributing to the launch of wireless and fixed networks. He also held the position of SVP at Rogers Communications in Canada, where he was responsible for technology development and cyber for both network and IT. Earlier in his career, Nikos held various senior roles at Ericsson, encompassing sales, product management, software design and systems engineering.

Nikos is a graduate of McGill University in Montreal, holding a B.Eng. in Electrical Engineering and a minor in Management. Beyond his academic achievements, Nikos holds a variety of patents, has actively participated in board positions and advisory roles, contributing to the successful exits of more than four startups. His keen interest lies in the efficient creation of value in the business of technology.

### **Troy Lupe, Chief Network Officer**

J. Troy Lupe serves as Chief Network Officer at Zayo. In this role, he is responsible for and oversees teams dedicated to construction, engineering, field operations, and related support functions.

Troy has over 20 years of leadership experience in telecommunications and technology companies, including having most recently served as Chief Operating Officer for New Era Technology and VP of Field Operations for Comcast Cable before joining Zayo in December 2021.

Troy is a results-driven and customer-focused technical operations professional with a reputation for surpassing productivity and quality objectives. He is known as a team motivator and has expertise in implementing best-practice operational processes and aligning business operations.

Troy earned a Master of Science in Management of Technology from the University of Minnesota. He also holds Bachelor of Science Degrees in Business Management and Marketing.

### **Alan Heckler, Chief Innovation & Integration Officer**

Alan Heckler serves as Executive Vice President and Chief Innovation & Integration Officer at Zayo Group. In this role, Alan is responsible for leading business-wide transformation efforts,

bringing together strategy, operations, and technology to drive growth and innovation — including integrating Zayo's acquisition of Crown Castle's fiber assets.

With more than 25 years of combined industry and consulting experience, Alan brings a deep background in digital infrastructure, industrial transformation, and M&A strategy.

Prior to joining Zayo, Alan was a Senior Partner at Kearney, where he led the Americas Industrial Product Practice and served on the Americas Leadership Team. Under his leadership, the practice doubled in size while becoming one of the firm's largest and most profitable business units. His work has spanned industries including communications, media, technology, aerospace, defense, and infrastructure, specializing in large-scale transformation and value creation initiatives.

**EXHIBIT E**

**Financial Statements**

***CONFIDENTIAL - FILED UNDER  
SEAL SEPARATELY***

**EXHIBIT F**

**Surety Bond**



# TENNESSEE TELECOMMUNICATIONS SERVICE PROVIDER'S SURETY BOND

This bond shall become effective on the 15th day of July, 2025, and shall be continuous; provided, however, that each annual renewal period or portion thereof shall constitute a new bond term. Regardless of the number of years this bond may remain in force, the liability of the Surety shall not be cumulative, and the aggregate liability of the Surety for any and all claims, suits or actions under this bond shall not exceed Twenty Thousand Dollars (\$20,000.00). The Surety may cancel this bond by giving thirty (30) days written notice of such cancellation to the TPUC and Principal by certified mail, it being understood that the Surety shall not be relieved of liability that may have accrued under this bond prior to the date of cancellation.

THIS BOND IS ISSUED IN ACCORDANCE WITH THE PROVISIONS OF SECTION 125, CHAPTER 4, TITLE 65 OF THE TENNESSEE CODE ANNOTATED AS AMENDED BY CHAPTER NO. 586, 2000 PUBLIC ACTS. SHOULD THERE BE ANY CONFLICT WITH THE TERMS HEREOF AND THE STATUTE OR REGULATIONS PROMULGATED THEREUNDER, THE STATUTE OR REGULATIONS SHALL PREVAIL. (POWER OF ATTORNEY FROM AN APPROVED INSURANCE COMPANY MUST BE ATTACHED.)

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF ~~tennessee~~ colorado  
COUNTY OF Denver

Before me, a Notary Public of the State and County aforesaid, personally appeared \_\_\_\_\_ with whom I am personally acquainted and who, upon oath, acknowledged himself to be the individual who executed the foregoing bond on behalf of Zayo Network Services, LLC and he acknowledged to me that he executed the same.

WITNESS my hand and seal this 24<sup>th</sup> day of JULY, 2025.

My Commission Expires:

February 14, 2027

[Signature]  
Notary Public

ACKNOWLEDGMENT OF SURETY

STATE OF ~~tennessee~~ CONNECTICUT  
COUNTY OF HARTFORD

GABRIELA TORRESANI  
Notary Public  
State of Colorado  
Notary ID # 20234006075  
My Commission Expires 02-14-2027

Before me, a Notary Public of the State and County aforesaid, personally appeared Michelle Anne McMahon with whom I am personally acquainted and who, upon oath, acknowledged himself to be the individual who executed the foregoing bond on behalf of RLI Insurance Company, the within named Surety, a corporation licensed to do business in the State of Tennessee and duly authorized by the Tennessee Commissioner of Insurance to engage in the surety business in this state pursuant to Title 56, Chapter 2 of the Tennessee Code Annotated, and that he as such an individual being authorized to do so, executed the foregoing bond, by signing the name of the corporation by himself and as such individual.

WITNESS my hand and seal this 15th day of July, 2025.

My Commission Expires:

September 30, 2029  
XNOCK

[Signature]  
Notary Public Glenn Ryan Custodio Tapawan

GLENN RYAN CUSTODIO TAPAWAN  
NOTARY PUBLIC- #192680  
STATE OF CONNECTICUT  
MY COMMISSION EXPIRES SEPT. 30, 2029

APPROVAL AND INDORSEMENT

This is to certify that I have examined the foregoing bond and found the same to be sufficient and in conformity to law, that the sureties on the same are good and worth the penalty thereof, and that the same has been filed with the Tennessee Public Utility Commission, State of Tennessee, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Name:  
Title:



# POWER OF ATTORNEY

## RLI Insurance Company Contractors Bonding and Insurance Company

9025 N. Lindbergh Dr. Peoria, IL 61615  
Phone: 800-645-2402

### Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, each an Illinois corporation, (separately and together, the "Company") do hereby make, constitute and appoint:

Donna M Planeta, Joshua Sanford, Aimee R Perondine, Michelle Anne McMahon, Samuel Begun, Bethany Stevenson, Alexis  
Apostolidis, Brendan Fletcher, Cassandra Baez, Jacqueline Rose Susco, Kathryn Pryor, Nicholas Turecamo, Rebecca Josephson,  
Amanda Pierina D'Angelo, Eric Strba, Gentry Stewart, Jennifer Gail Godere, jointly or severally

in the City of Hartford, State of Connecticut its true and lawful Agent(s) and Attorney(s) in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds and undertakings in an amount not to exceed Twenty Five Million Dollars (\$25,000,000.00) for any single obligation.

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly elected officers of the Company.

**RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, as applicable, have each further certified that the following is a true and exact copy of a Resolution adopted by the Board of Directors of each such corporation, and is now in force, to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, as applicable, have caused these presents to be executed by its respective Vice President with its corporate seal affixed this 9th day of September, 2021.



**RLI Insurance Company**  
**Contractors Bonding and Insurance Company**

By: Barton W. Davis Vice President

### CERTIFICATE

State of Illinois }  
County of Peoria } SS

On this 9th day of September, 2021, before me, a Notary Public, personally appeared Barton W. Davis, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

I, the undersigned officer of **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** this 15th day of July, 2025.

By: Catherine D. Glover  
Catherine D. Glover Notary Public

**RLI Insurance Company**  
**Contractors Bonding and Insurance Company**

By: Jeffrey D. Fick Corporate Secretary



**EXHIBIT G**

**Small and Minority-Owned Telecommunications  
Business Participation Plan**



**Zayo Network Services, LLC**

**SMALL AND MINORITY-OWNED TELECOMMUNICATIONS  
BUSINESS PARTICIPATION PLAN**

Pursuant to Tennessee Code Annotated ("TCA") § 65-5-112, as amended, Zayo Network Services, LLC ("Zayo Network Services" or "Applicant") submits this Small and Minority-Owned Telecommunications Business Participation Plan (the "Plan") along with its Application for a Certificate of Convenience and Necessity to provide competing local exchange telecommunications services in the State of Tennessee.

**I. PURPOSE**

The purpose of TCA § 65-5-112 is to provide opportunities for small and minority-owned businesses to provide goods and services to telecommunications service providers. Applicant is committed to the goals of TCA § 65-5-112 and to taking steps to support the participation of small and minority-owned telecommunications businesses in the telecommunications industry. Zayo Network Services will endeavor to provide opportunities for small and minority-owned telecommunications businesses to compete for contracts and subcontracts for goods and services. As part of its procurement process, Zayo Network Services will make effort to identify and inform minority-owned and small businesses that are qualified and capable of providing goods and services to Applicant of such opportunities. Zayo Network Services' representatives intend to contact the Department of Economic and Community Development, the administrator of the small and minority-owned telecommunications assistance program, to obtain a list of qualified vendors. Moreover, Zayo Network Services will seek to increase awareness of such opportunities so that companies not otherwise identified will have sufficient information to participate in the procurement process.

## II. DEFINITIONS

As defined in TCA § 65-5-112:

*Minority-Owned Business.* Minority-owned business shall mean a business which is solely owned, or at least fifty-one percent (51%) of the assets or outstanding stock of which is owned, by an individual who personally manages and controls daily operations of such business, and who is impeded from normal entry into the economic mainstream because of race, religion, sex or national origin and such business has annual gross receipts of less than four million dollars (\$4,000,000).

*Small Business.* Small Business shall mean a business with annual gross receipts of less than four million dollars (\$4,000,000).

## III. ADMINISTRATION

Zayo Network Services' Plan will be overseen and administered by the individual named below, hereinafter referred to as the Administrator, who will be responsible for carrying out and promoting Zayo Network Services' full efforts to provide equal opportunities for small and minority-owned businesses. The Administrator of the Plan will be:

Lauren Lantero, Chief Legal Officer and Secretary  
Zayo Network Services, LLC  
1401 Wynkoop Street, Suite 500  
Denver, CO 80202  
Tel: 763-745-8466  
[lauren.lantero@zayo.com](mailto:lauren.lantero@zayo.com)

Applicant intends the Administrator's responsibilities to include:

- (1) Maintaining an updated Plan in full compliance with TCA § 65-5-112 and the rules and orders of the Tennessee Public Utilities Commission.
- (2) Establishing and developing policies and procedures necessary for the successful implementation of the Plan.
- (3) Preparing and submitting such forms as may be required by the Tennessee Public Utility

Commission, including the filing of required annual updates.

- (4) Serving as the primary liaison to and cooperate with the Tennessee Public Utility Commission, other agencies of the State of Tennessee, and small and minority-owned businesses to locate and use qualified small and minority-owned businesses as defined in § 65-5-112.
- (5) Searching for and developing opportunities to use small and minority-owned businesses and encouraging such businesses to participate in and bid on contracts and subcontracts.
- (6) Providing records and reports and cooperating in any authorized surveys as required by the Tennessee Public Utility Commission.
- (7) Establishing a record-keeping system to track qualified small and minority-owned businesses and efforts to use such businesses.
- (8) Providing information and educational activities to persons within Applicant and training such persons to seek out, encourage, and promote the use of small and minority-owned businesses.

In performance of these duties, the Administrator will utilize a number of resources, including:

Chambers of Commerce  
The Tennessee Department of Economic and Community Development  
The United States Department of Commerce  
Small Business Administration  
Office of Minority Business  
The National Minority Supplier Development Counsel  
The National Association of Women Business Owners  
The National Association of Minority Contractors  
Historically Black Colleges, Universities, and Minority Institutions

The efforts through which Applicant intends to promote and ensure equal opportunities for small and minority-owned businesses are primarily spelled out in the Administrator's duties above. Additional efforts to provide opportunities to small and minority-owned businesses will include offering, where appropriate and feasible, small and minority-owned businesses assistance with technical, insurance, bonding, licensing, production, and deadline requirements.

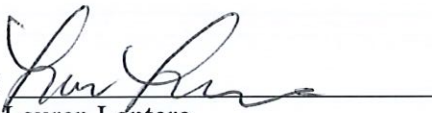


#### IV. RECORDS AND COMPLIANCE REPORTS

Zayo Network Services will maintain records of qualified small- and minority-owned business and efforts to use the goods and services of such businesses. In addition, Zayo Network Services will maintain records of educational and training activities conducted or attended and of the internal procurement procedures adopted to support this Plan.

Zayo Network Services will submit records and reports required by the Tennessee Public Utility Commission concerning the Plan. Moreover, Zayo Network Services will cooperate fully with any surveys and studies required by the Tennessee Public Utilities Commission.

Zayo Network Services, LLC

By:   
Lauren Lantero  
Chief Legal Officer and Secretary

Dated: August 7, 2025



**EXHIBIT H**

**Notice of Application & Certificate of Service**

**BEFORE THE  
TENNESSEE PUBLIC UTILITY COMMISSION  
NASHVILLE, TENNESSEE**

\_\_\_\_\_  
In the Matter of the Application of )  
 )  
 )

Zayo Network Services, LLC )  
 )

for a Certificate of Convenience and Necessity )  
To Provide Competing Local Exchange )  
in the State of Tennessee )  
\_\_\_\_\_ )

Docket No. \_\_\_\_\_

**NOTICE OF FILING**

TO: ALL INCUMBENT LOCAL EXCHANGE CARRIERS (ILECS)

PLEASE TAKE NOTICE, that in accordance with the Tennessee Public Utility Commission Rules for the Provision of Competitive Intrastate Telecommunications Services, you are hereby given notice that on August 13, 2025, Zayo Network Services, LLC filed an Application for a Certificate of Convenience and Necessity to provide competing local exchange telecommunications services in the State of Tennessee.

This 13<sup>th</sup> day of August, 2025.

By: Charles B. Welch, Jr.

Charles B. Welch, Jr.

### CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the Notice of Filing of the Application of Zayo Network Services, LLC for a Certificate of Convenience and Necessity to provide competing local exchange telecommunications services was served upon the following parties of record by depositing a copy of same in the United States Mail, First Class, Postage Prepaid, to their last known address as follows:

**Ardmore Telephone Company**  
P.O. Box 549  
517 Ardmore Avenue  
Ardmore, TN 38449

**BellSouth Telecommunications, LLC**  
333 Commerce Street, Suite 2106  
Nashville, TN 37201-3300

**Brightspeed of Appalachia, LLC**  
P.O. Box 1330  
Fayetteville, NC 28302

**Brightspeed of East Tennessee, LLC**  
P.O. Box 1330  
Fayetteville, NC 28302

**Brightspeed of Southern Tennessee, LLC**  
P.O. Box 1330  
Fayetteville, NC 28302

**Brightspeed of Western Tennessee, LLC**  
P.O. Box 1330  
Fayetteville, NC 28302

**Crockett Telephone Company**  
P.O. Box 24207  
Friendship, TN 38034

**Frontier Communications of Tennessee**  
300 Bland Street  
Bluefield, WV 24701

**Humphreys County Telephone Company**  
2203 Long Street  
New Johnsonville, TN 37134

**Loretto Telephone Company**  
P.O. Box 130  
Loretto, TN 38469

**Millington Telephone Company, LLC**  
4880 Navy Road  
Millington, TN 38083

**Peoples Telephone Company**  
P.O. Box 310  
Erin, TN 37061

**Tellico Telephone Company, Inc.**  
P.O. Box 9  
102 Spence Street  
Tellico Plains, TN 37385

**United Telephone Company, Inc.**  
P.O. Box 38  
120 Taylor Street  
Chapel Hill, TN 37034

**West Tennessee Telephone Company, Inc.**  
P.O. Box 10  
244 E. Main Street  
Bradford, TN 38316

This the 13<sup>th</sup> day of August, 2025.

  
Charles B. Welch, Jr.



## EXHIBIT I

### Numbering Issues

Please provide answers to the following questions concerning numbering within your proposed service areas.

1. What is your company's expected demand for NXXs per NPA within a year of approval of your application?

**Not applicable, as Applicant does not intend to provide voice services, including dial tone to end-user customers, at this time.**

2. How many NXXs do you estimate that you will request from NANPA when you establish your service footprint?

**Not applicable, as Applicant does not intend to provide voice services, including dial tone to end-user customers, at this time.**

3. When and in what NPA do you expect to establish your service footprint?

**Not applicable, as Applicant does not intend to provide voice services, including dial tone to end-user customers, at this time.**

4. Will the company sequentially assign telephone numbers within NXXs?

**Not applicable, as Applicant does not intend to provide voice services, including dial tone to end-user customers, at this time.**

5. What measures does the company intend to take to conserve Tennessee numbering resources?

**Not applicable, as Applicant does not intend to provide voice services, including dial tone to end-user customers, at this time.**

6. When ordering new NXXs for growth, what percentage fill of an existing NXX does the company use to determine when a request for a new NXX will be initiated?

**Not applicable, as Applicant does not intend to provide voice services, including dial tone to end-user customers, at this time.**

## **EXHIBIT J**

### **Tennessee Specific Operational Issues**

Please provide answers to the following questions concerning Tennessee Specific Operational Issues.

1. How does the company intend to comply with TCA §65-21-114? In its description, please explain technically how the company will not bill for countywide calls within Tennessee.

**Not applicable. Applicant does not intend to provide voice services, including dial tone to end-user customers, at this time.**

2. Is the company aware of the Tennessee County Wide Calling database maintained by BellSouth and the procedures to enter your telephone numbers in the database?

**Not applicable. Although Applicant is aware of these requirements, Applicant will not issue telephone numbers as it does not intend to provide voice services to end-users at this time.**

3. Is your company aware of the local calling areas provided by the Incumbent Local Exchange Carriers in your proposed service areas?

**Yes, Applicant is aware of the ILEC local calling areas.**

4. Explain the procedures that will be implemented to assure that your customers will not be billed long distance charges for calls within the metro calling areas.

**Not applicable. Applicant does not intend to provide voice services at this time.**

5. Please provide the name and telephone number of an employee of your company that will be responsible to work with the TPUC on resolving customer complaints.

**Donna Heaston, Senior Corporate Counsel  
Zayo Network Services, LLC  
1401 Wynkoop Street, Suite 500  
Denver, CO 80202  
Tel: 763-745-8466  
[donna.heaston@zayo.com](mailto:donna.heaston@zayo.com)**

6. Does the company intend to telemarket its services in Tennessee? If yes, is the company aware of the telemarketing statutes and regulations found in TCA §65-4-401 *et seq.* and Chapter 1220-4-11?

**Applicant is aware of the above-referenced telemarketing status and regulations and will abide by them to the extent it undertakes telemarketing in Tennessee in the future.**

**EXHIBIT K**

**Sworn Pre-Filed Testimony**



**BEFORE THE  
TENNESSEE PUBLIC UTILITY COMMISSION  
NASHVILLE, TENNESSEE**

\_\_\_\_\_  
In the Matter of the Application of )  
 )  
Zayo Network Services, LLC )  
 )  
for a Certificate of Convenience and Necessity )  
To Provide Competing Local Exchange )  
Telecommunications Services )  
in the State of Tennessee )  
\_\_\_\_\_

Docket No. \_\_\_\_\_

**PRE-FILED TESTIMONY OF LAUREN LANTERO**

I, Lauren Lantero, do hereby testify as follows in support of the application of Zayo Network Services, LLC (“Zayo Network Services” or “Applicant”) for a Certificate of Convenience and Necessity as a competing telecommunications services provider to provide telecommunications services throughout the State of Tennessee.

**Q: Please state your full name, business address, and position.**

A: My name is Lauren Lantero. I am Chief Legal Officer and Secretary of Applicant. My

business address is 1401 Wynkoop Street, Suite 500, Denver, CO 80202.

**Q: Please briefly describe your duties.**

A: As Chief Legal Officer and Secretary of Applicant, I oversee all global legal and regulatory functions, including mergers and acquisitions, commercial transactions, litigation, risk management, corporate governance, and underlying rights, and I assist with Zayo’s go-to-market strategy.

**Q: Please describe your business experience and educational background.**

A: I joined Zayo in 2018 and have since held a variety of leadership positions within the legal organization. Prior to joining Zayo, I was an attorney at a boutique litigation firm and clerked for a district court judge. I hold a B.S. in accounting from the University of Colorado and a J.D. from the University of Denver.

**Q: Are all statements in Zayo Network Services' application true and correct to the best of your knowledge, information, and belief?**

A: Yes.

**Q: Please describe the current corporate structure of Applicant.**

A: Applicant is a Delaware limited liability company formed on April 18, 2024. A copy of Applicant's formation documents is attached as **Exhibit B** to the Application. Attached as **Exhibit C** to the Application is a copy of Applicant's Certificate of Authority to Transact Business as a foreign corporation in Tennessee. Applicant is a wholly owned, indirect subsidiary of Zayo Group, LLC ("Zayo Group") which is a wholly owned, direct subsidiary of Zayo Group Holdings, Inc. ("Holdings" and together with its subsidiaries including Applicant, "Zayo"). Zayo is a leading provider of bandwidth infrastructure and interconnection services over regional and metropolitan fiber networks. These services enable customers to manage, operate, and scale their telecommunications and data networks. Zayo customers consist primarily of wireless service providers, national and regional communications service providers, media/Internet/content companies, governments, banks, and other bandwidth-intensive enterprises. Zayo Group is authorized to provide competitive local exchange, competitive access, and/or interexchange services in the District of Columbia and every state except Alaska. Under the Zayo brand, Zayo Group's primary telecommunications service offerings include high-capacity bandwidth services such as private line, Ethernet, and

wavelength services. Under the Allstream brand, Zayo Group provides voice services, including TDM-based local exchange and interexchange voice services and VoIP services.

**Q: Does Applicant possess the requisite managerial, financial, and technical abilities to provide the services for which it has applied for authority?**

A: Yes. Applicant has the managerial, technical and financial qualifications necessary to provide the proposed services in Tennessee.

**Q: Please describe Applicant's financial qualifications.**

A: Applicant has sufficient financial resources to initiate and maintain the services and related operations in Tennessee as proposed in this Application. Further financial information to demonstrate the financial resources available is provided as **CONFIDENTIAL Exhibit E.**

**Q: Please describe Applicant's managerial and technical qualifications.**

A: Applicant has the managerial qualifications necessary to provide the proposed services in Tennessee, as Applicant is managed by a well-qualified and highly skilled team with substantial expertise and experience. The biographies included with the Application as **Exhibit D** reflect management's substantial communications industry experience and expertise and demonstrate that the Applicant possesses significant managerial and technical expertise operating a variety of communications services across multiple jurisdictions. Thus, Applicant possesses the managerial and technical qualifications necessary to operate as a competing local telecommunications company in Tennessee, consistent with the Commission's requirements.

**Q: What services will Applicant offer?**

A: Applicant seeks authority to provide competing local exchange telecommunications services throughout the State of Tennessee, primarily to provide point-to-point telecommunications services such as Ethernet and other similar high-bandwidth circuits, for high-speed data transport. Applicant will provide services primarily using its own facilities, which will be



assigned from Zayo Group. Applicant will provide services to enterprise customers and to other communications providers on a wholesale basis and does not intend to directly serve residential customers. Applicant will offer its service on a non-discriminatory basis and at competitive rates through individual case basis contracts, as may be necessary or appropriate. Applicant does not currently own or lease facilities in Tennessee but rather will use the communications optical fiber and associated telecommunications equipment assigned to Applicant by Zayo Group or leased from an affiliate or another provider, but also seeks authority to provide service for resale.

**Q: Will Applicant offer service to all consumers within its service area?**

A: Applicant does not have plans to provide retail switched voice services, including dial tone to end-user customers in Tennessee. Applicant will provide services to enterprise customers and to other communications providers in the State of Tennessee on a wholesale basis and does not intend to directly serve residential customers.

**Q: Does Applicant plan to offer local exchange telecommunications services in areas served by any incumbent local exchange telephone company with fewer than 100,000 total access lines?**

A: Applicant requests authority to provide non-switched local exchange services throughout the State of Tennessee. The services proposed by Applicant to provide point-to-point telecommunications services, such as Ethernet and other similar high-bandwidth services, may include enterprise customers and providers that are located in areas served by an incumbent local exchange telephone company with fewer than 100,000 total access lines. Applicant does not have plans to provide retail switched voice services, including dial tone.

**Q: Will the granting of a certificate of convenience and necessity to Applicant serve the public interest?**

A: Granting this Application will promote the public interest by increasing the level of competition in the Tennessee telecommunications market. Ultimately, competition will compel all exchange telecommunications service providers to operate more efficiently and with resulting reduced prices for consumers. These benefits work to maximize the public interest by providing continuing incentives for carriers to reduce costs while simultaneously promoting the availability of potentially desirable services. Applicant's provision of these services would promote the public interest by providing high-quality service at competitive prices and by creating greater economic incentives for the development and improvement for all competing providers.

**Q: Does Applicant intend to comply with all TPUC rules, statutes, and orders pertaining to the provision of telecommunications services in Tennessee, including those for disconnection and reconnection of service?**

A: Yes, Applicant will comply with TPUC rules, statutes, and orders pertaining the telecommunications services it provides.

**Q: Has any state ever denied Applicant or one of its affiliates authorization to provide intrastate service?**

A: No. Neither Applicant nor its affiliates have been denied authority to provide telecommunications services in any state or jurisdiction.

**Q: Has any state ever revoked the certification of Applicant or one of its affiliates?**

A: No. Neither Applicant nor its affiliates have had its authority to provide telecommunications services in any state revoked.

**Q: Has Applicant or one of its affiliates ever been investigated or sanctioned by any regulatory authority for service or billing irregularities?**

A: Applicant's indirect parent company Zayo Group is currently subject to a complaint before the Minnesota Public Utilities Commission ("MN PUC") alleging that Zayo Group improperly disconnected a circuit or circuits without prior approval of the MN PUC. Zayo Group has argued that the circuit(s) in question was an interstate circuit and therefore not subject to MN PUC jurisdiction and even if it was subject to MN PUC jurisdiction Applicant was permitted to disconnect the circuit for nonpayment and pursuant to the request of the billing agent for the circuit. Zayo Group is negotiating a settlement with the Minnesota Department of Commerce to resolve the complaint. The matter is assigned MN PUC Docket No. P6854/C-22-609.

Further, on June 10, 2025, the Washington Utilities and Transportation Commission ("UTC") recorded 102 violations of WAC 480-120-411(1)(c) against Zayo Group for a service outage on several resold phone lines for one customer that began on December 5, 2024 and was resolved on May 5, 2025. The UTC acknowledged that "Zayo Group relied on CenturyLink to repair this customer's service, and CenturyLink never completed the repair." However, although Zayo Group itself had no ability to repair the lines, the UTC reasoned that, "Zayo Group has chosen to obtain services from CenturyLink and has the ability to make a complaint against it." No monetary penalties were assessed to Zayo.

Finally, prior to its acquisition by Zayo Group, its subsidiary, ENA Healthcare Services, LLC (f/k/a TeleQuality Communications, LLC), entered into a Consent Decree with the Federal Communications Commission including payment of the Settlement Amount and other compliance requirements with respect to the Rural Health Care Program support it received. *In re TeleQuality Communications, LLC*, File No. EB-IHD-19-00028870, Consent Decree (February 5, 2020).



**Q: Who is knowledgeable about Applicant's operations and will serve as Applicant's regulatory and customer service contact?**

A: I am knowledgeable about Applicant's operations and will service at its regulatory contact.

Donna Heaston is knowledgeable about Applicant's operations and will service at its customer service contact.


**Q: Please explain in detail Applicant's proposed procedures for responding to information requests from the TPUC and its staff.**

A: Information requests related to this Application should be directed to our counsel set forth in the Application, with a copy to me. Together, we will prepare a response and ensure the response is filed promptly and by any deadline set by staff.

**Q: Does this conclude your testimony?**

A: Yes.

I swear that the foregoing testimony is true and correct to the best of my knowledge.



Lauren Lantero  
Chief Legal Officer and Secretary  
Zayo Network Services, LLC

Respectfully submitted this 7<sup>th</sup> day of AUGUST, 2025

  
\_\_\_\_\_  
Notary Public

State of Colorado

County of Denver

My commission expires 2-14-27

GABRIELA TORRESANI Notary Public State of Colorado Notary ID # 20234006075 My Commission Expires 02-14-2027
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VERIFICATION

STATE OF COLORADO

§  
§  
§

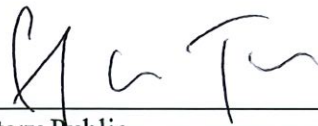
COUNTY OF DENVER

I, Lauren Lantero, state that I am Chief Legal Officer and Secretary of Zayo Network Services, LLC (the "Company"); that I am authorized to make this Verification on behalf of the Company; that the foregoing filing was prepared under my direction and supervision; and that the contents thereof and the certifications contained therein with respect to the Company are true and correct to the best of my knowledge, information, and belief.



Lauren Lantero  
Chief Legal Officer and Secretary  
Zayo Network Services, LLC

Sworn and subscribed before me this 7<sup>th</sup> day of AUGUST, 2025.



Notary Public

My commission expires 2-14-27

