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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of TeraFiber, LLC for a certificate of public convenience and necessity to provide (i) full facilities-based and resold competitive local exchange service throughout the service territories of AT&T California, Frontier California Inc., Consolidated Communications of California Company, and Citizens Telecommunications Company of California; and (ii) full facilities-based and resold non-dominant interexchange services on a statewide basis.

Application 23-08-014

**ADMINISTRATIVE LAW JUDGE'S RULING ON TERA FIBER, LLC'S
MOTION TO LATE FILE WRITTEN ACCEPTANCE OF CERTIFICATE
OF PUBLIC CONVENIENCE AND NECESSITY**

Summary

This Ruling grants Applicant TeraFiber, LLC's August 26, 2024 motion to late file written acceptance of Certificate of Public Convenience and Necessity (U7446C) authorized in California Public Utilities Commission Decision 24-05-044.

Background

On August 22, 2023, TeraFiber, LLC (TeraFiber) filed an application with this California Public Utilities Commission (Commission) for a Certificate of Public Convenience and Necessity (CPCN) to provide full facilities-based and resold competitive local exchange telecommunication service in the territories of 1) AT&T California, 2) Frontier California, Inc., 3) Consolidated Communications of California Company and 4) Citizens Telecommunications Company of California d/b/a Frontier Communications of California, Inc. pursuant to Public Utilities Code Section 1001 et seq. TeraFiber also requested authority to provide full facilities based and resold interexchange services in California statewide (Application (A.) 23-08-014).¹

Commission Decision (D.) 24-05-044 was entered in A.23-08-014 on May 30, 2024, granting CPCN, License No. U7446C to Applicant TeraFiber. Following entry, Applicant sought changes to D.24-05-044 by 1) letter to Commission Executive Director pursuant to Commission Rule of Practice and Procedure (Rule) 16.5,² and 2) application for rehearing (AFR) pursuant to Rule 16.1,³ respectively. TeraFiber's AFR remains pending. Ordering Paragraph 4 of D. 24-05-044 required TeraFiber to file written acceptance of CPCN (U7446C) within thirty (30) days of the May 30, 2024 effective date of D.24-05-044. Applicant did not file written acceptance within the proscribed period. On August 26, 2024, during the pendency of its AFR, TeraFiber filed the instant

¹ A.23-08-014 at 1-3.

² See letter to Executive Director Rachel Peterson *Re Correction of Obvious Errors in D.24-05-044, Pursuant to Rule 16.5* (June 14, 2024); See also Decision 27-07-002 *Order Denying Correction To Decision 24-05-044* (July 2, 2024).

³ See *TeraFiber, LLC Application For Rehearing Of Decision 24-05-044* (June 28, 2024).

motion to late file written acceptance of CPCN (U7446C) asserting mistake and inadvertence good cause grounds.

RULING

Good cause appearing, Applicant's motion is granted as follows:

1. TeraFiber, LLC's August 26, 2024 *Motion To Late File Written Acceptance of Certificate Of Public Convenience and Necessity* is GRANTED.
2. Commission Docket Office: The Docket Office is authorized to late file Applicant TeraFiber, LLC's written acceptance of Certificate Of Public Convenience and Necessity, License No. U7446C.
3. Deadline: Applicant TeraFiber, LLC shall comply with the Order herein and Ordering Paragraph 4 of Commission Decision 24-05-044 (written acceptance of the certificate granted) on or before December 6, 2024.

IT IS SO ORDERED

Dated November 8, 2024, at San Francisco, California.

/s/ ANDREA D McGARY

Andrea D. McGary
Administrative Law Judge