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FILED

06/24/25

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

11:03 AM

A2502017

1013 Registration of Charter IP
Enabled Services, LLC for a Certificate
of Public Convenience and Necessity.

Application 25-02-017

And Related Matter.

Application 25-02-018

ASSIGNED COMMISSIONER'S SCOPING MEMO AND RULING

This Scoping Memo and Ruling (Scoping Memo) sets forth the issues, need for hearing, schedule, category, and other matters necessary to scope this proceeding pursuant to Public Utilities (Pub. Util.) Code Section 1701.1 and Article 7 of the California Pub. Util. Commission's (Commission) Rules of Practice and Procedure (Rules).

1. Procedural Background

On February 28, 2025, Charter IP Enabled Services, LLC (Charter) filed Application (A.) 25-02-017 for registration as an Interexchange Carrier Telephone Corporation pursuant to Pub. Util. Code Section 1013 with the Commission. On April 30, 2025, A.25-02-017 was converted to a request for a certificate of public convenience and necessity (CPCN) pursuant to Pub. Util. Code Section 1001 because Charter did not meet the requirements to register as a telephone corporation pursuant to Pub. Util. Code Section 1013. Neither response nor protest to A.25-02-017 has been filed.

On February 28, 2025, BHN IP Enabled Services, LLC (BHN) filed A.25-02-018 for registration as an Interexchange Carrier Telephone Corporation

pursuant to Pub. Util. Code Section 1013 with the Commission. On May 5, 2025, A.25-02-018 was converted to a request for a CPCN pursuant to Pub. Util. Code Section 1001 because BHN did not meet the requirements to register as a telephone corporation pursuant to Pub. Util. Code Section 1013. Neither response nor protest to A.25-02-018 has been filed.

On June 2, 2025, prehearing conferences (PHC) were held individually for A.25-02-017 and A.25-02-018, to address the issues of law and fact, determine the need for hearing, set the schedule for resolving the matter, and address other matters as necessary. At the PHCs, the assigned Administrative Law Judge (ALJ) posed questions to Charter and BHN. Charter and BHN were each able to answer some of these questions at the PHC. For those questions Charter and BHN were not able to answer at the PHC, the assigned ALJ issued Rulings Requiring Response to Questions on June 2, 2025.

On June 3 2025, the assigned ALJ issued a ruling granting the May 19, 2025 motions of Charter and BHN for consolidation of A.25-02-017 and A.25-02-018.¹

Following the PHC, I have determined the issues and schedule of these consolidated proceedings to be as set forth in this scoping memo.

2. Issues

The issues to be determined or otherwise considered are:

1. Whether Charter and BHN meet all of the Commission requirements for granting a CPCN to each entity.

3. Need for Evidentiary Hearing

There are no issues of material disputed fact. Accordingly, no evidentiary hearing is needed.

¹ <https://docs.cpuc.ca.gov/PublishedDocs/Efile/G000/M567/K932/567932857.PDF>

4. Schedule

This matter will be submitted upon review of responses to rulings requesting additional information and a determination that no further information or evidence is needed to evaluate the issues in this proceeding.

The proposed decision is expected to be filed no later than 90 days from the date these proceedings are submitted, for public review and comment pursuant to Pub. Util. Code Section 311(d) except that, if it grants the uncontested requested relief, public review and comment shall be waived pursuant to Rule 14.6(c)(2).

5. Category of Proceeding and *Ex Parte* Restrictions

This ruling confirms the Commission's preliminary determination² that these are ratesetting proceedings. Accordingly, *ex parte* communications are restricted and must be reported pursuant to Article 8 of the Rules.

6. Public Outreach

Pursuant to Public Utilities Code Section 1711(a), where feasible and appropriate, before determining the scope of the proceeding, the Commission sought the participation of those likely to be affected, including those likely to derive benefit from, and those potentially subject to, a decision in these proceedings. This matter was noticed on the Commission's daily calendar. Where feasible and appropriate, this matter was incorporated into engagements conducted by the Commission's External Affairs Division with local governments and other interested parties.

² Resolution ALJ 176-3561, Attach. at 2.

7. Response to Public Comments

Parties may, but are not required to, respond to written comments received from the public. Parties may do so by posting such response using the “Add Public Comment” button on the “Public Comment” tab of the online docket card for the proceeding.

8. Public Advisor

Any person interested in participating in these proceedings who is unfamiliar with the Commission’s procedures or has questions about the electronic filing procedures is encouraged to obtain more information at <https://www.cpuc.ca.gov/about-cpuc/divisions/news-and-public-information-office/public-advisors-office> or contact the Commission’s Public Advisor at 1-866-849-8390 or 1-866-836-7825 (TTY), or send an e-mail to public.advisor@cpuc.ca.gov.

9. Filing, Service, and Service List

The official service list has been created and is on the Commission’s website. Parties should confirm that their information on the service list is correct and serve notice of any errors on the Commission’s Process Office, the service list, and the ALJ. Persons may become a party pursuant to Rule 1.4.³

When serving any document, each party must ensure that it is using the current official service list on the Commission’s website.

These proceedings will follow the electronic service protocol set forth in Rule 1.10. All parties to this proceeding shall serve documents and pleadings using electronic mail, whenever possible, transmitted no later than 5:00 p.m., on

³ The form to request additions and changes to the Service list may be found at <https://www.cpuc.ca.gov/-/media/cpuc-website/divisions/administrative-law-judge-division/documents/additiontoservicelisttranscriptordercompliant.pdf>

the date scheduled for service to occur. Rule 1.10 requires service on the ALJ of both an electronic and a paper copy of filed or served documents.

When serving documents on Commissioners or their personal advisors, whether or not they are on the official service list, parties must only provide electronic service. Parties must not send hard copies of documents to Commissioners or their personal advisors unless specifically instructed to do so.

Persons who are not parties but wish to receive electronic service of documents filed in these proceedings may contact the Process Office at process_office@cpuc.ca.gov to request addition to the “Information Only” category of the official service list pursuant to Rule 1.9(f). The Commission encourages those who seek information-only status on the service list to consider the Commission’s subscription service as an alternative. The subscription service sends individual notifications to each subscriber of formal e-filings tendered and accepted by the Commission. Notices sent through subscription service are less likely to be flagged by spam or other filters. Notifications can be for a specific proceeding, a range of documents and daily or weekly digests.

10. Receiving Electronic Service from the Commission

Parties and other persons on the service list are advised that it is the responsibility of each person or entity on the service list for Commission proceedings to ensure their ability to receive e-mails from the Commission. Please add “@cpuc.ca.gov” to your e-mail safe sender list and update your e-mail screening practices, settings, and filters to ensure receipt of e-mails from the Commission.

11. Assignment of the Proceedings

Commissioner John Reynolds is the assigned Commissioner and Seaneen McCarthy Wilson is the assigned ALJ for these consolidated proceedings.

IT IS RULED that:

1. The scope of these proceedings is described above and is adopted.
2. The schedule of these proceedings is set forth above and is adopted.
3. Evidentiary hearing is not needed.
4. The category of these proceedings is ratesetting.

This order is effective today.

Dated June 24, 2025, at San Francisco, California.

/s/ JOHN REYNOLDS

John Reynolds
Assigned Commissioner