



# Public Service Commission

## State of North Dakota

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July 22, 2016

Marlene H. Dortch  
Office of the Secretary  
Federal Communications Commission  
445 12<sup>th</sup> St. SW  
Washington DC 20554

**Re: Case No. PU-16-212  
Nexus Communications, Inc.  
Designated Eligible Carrier – Relinquish  
Application**

Dear Ms. Dortch:

At its regular meeting on July 20, 2016, the North Dakota Public Service Commission approved an order that Nexus Communications, Inc.'s relinquishment of its March 13, 2013 and January 29, 2014 designations as an essential telecommunications carrier is permitted in the above referenced case.

A copy of the Order is enclosed.

Best Regards,

A handwritten signature in cursive script that reads "Geri Schmalz".

Geri Schmalz  
Public Utilities Division

Enclosure

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**Nexus Communications, Inc.  
Designated Eligible Carrier - Relinquish  
Application**

**Case No. PU-16-212**

**ORDER ON ELIGIBLE TELECOMMUNICATIONS CARRIER DESIGNATION**

**July 20, 2016**

The Commission's March 13, 2013 Order designated Nexus Communications, Inc. (Nexus) as an eligible telecommunications carrier (ETC) for the purpose of receiving federal universal service support for low-income consumers under 47 CFR Part 54 Subpart E in North Dakota wire centers served by Qwest Corporation and SRT Communications, Inc. excluding Tribal Lands (Lifeline-only ETC). The Commission's January 29, 2014 Order designated Nexus as Lifeline-only ETC in all study areas in North Dakota, including Tribal Lands, Case No. PU-13-98.

On May 31, 2016, Nexus filed an application with the Commission, under 47 U.S.C. section 214(e)(4) and 47 C.F.R. section 54.205, requesting relinquishment of its designations as a Lifeline-only ETC.

Under 47 U.S.C. section 214(e)(4) and 47 C.F.R. section 54.205, the Commission shall permit a carrier to relinquish its ETC designation for an area served by more than one eligible telecommunications carrier.

Prior to permitting a telecommunications carrier designated as an eligible telecommunications carrier to cease providing universal service in an area served by more than one eligible telecommunications carrier, the state commission shall require the remaining eligible telecommunications carrier or carriers to ensure that all customers served by the relinquishing carrier will continue to be served, and shall require sufficient notice to permit the purchase or construction of adequate facilities by any remaining eligible telecommunications carrier. The state commission shall establish a time, not to exceed one year after the state commission approves such relinquishment under this section, within which such purchase or construction shall be completed.

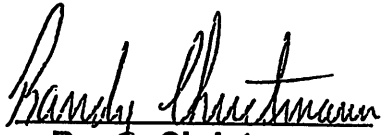
On June 8, 2016, the Commission issued a Notice of Opportunity for Comment providing until close of business on July 8, 2016 to receive comments. No comments were received.

The Commission has reviewed the documents in this proceeding and finds that it has not been shown that customers served by the relinquishing carrier will not continue to be served by the remaining eligible telecommunications carrier or carriers.

**Order**

The Commission orders that Nexus Communications, Inc.'s relinquishment of its March 13, 2013 and January 29, 2014 designations as an essential telecommunications carrier is permitted.

**PUBLIC SERVICE COMMISSION**

  
**Randy Christmann**  
Commissioner

  
**Julie Fedorchak**  
Chairman

  
**Brian P. Kalk**  
Commissioner