

BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

In the Matter of the)
)
Petition of ANPI Business, LLC to) Docket No. _____
Waive the Notification Time Periods of)
OAR 860-032-0020(11))

PETITION TO WAIVE NOTIFICATION TIME PERIODS

ANPI Business, LLC (“ANPI-Biz” or the “Company”), pursuant to OAR 860-032-0020(16), respectfully files this petition requesting that the Public Utility Commission of Oregon to waive the 90 day customer notification requirement in OAR 860-032-0020(11)(a) and the 90 day filing requirement in OAR 860-032-0020(11)(b) so that ANPI-Biz can discontinue all residential long distance services, including but not limited to 1+, MTS, and toll free services, on June 1, 2017.

In support of this filing, ANPI-Biz provides the following information:

I. Description of the Company

ANPI-Biz, a Delaware limited liability company, has its principal office at 2300 Berkshire Lane North, Suite 4, Minneapolis, Minnesota 55441. ANPI-Biz provides wholesale and retail interexchange service throughout the U.S., and is authorized to provide competitive local exchange service in a limited number of states. In Oregon, ANPI-BIZ is a competitive provider of intraexchange (local exchange) and interexchange switched and non-switched, private line services pursuant to Order No. 12-434 issued in CP 1540.¹ ANPI-Biz is also authorized by the FCC to provide interstate and international telecommunications services.

¹ The authorization was granted to Zone Telecom, LLC, which changed its name to ANPI Business, LLC in 2012.

II. Contacts

Questions or any correspondence, orders or other materials pertaining to this filing should be directed to the following:

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III. Description of the Service Affected

ANPI-Biz intends to discontinue all residential international services, including but not limited to 1+, MTS and Toll Free services. Since some small businesses may receive the affected residential long distance product, the discontinuance may also affect certain small businesses customers. This discontinuance will affect approximately 27 customers in Oregon. ANPI-Biz will continue to provide other interexchange and local exchange services to other non-residential customers.

All of the affected customers will receive notice in compliance with the rules of this Commission and the Federal Communications Commission (“FCC”). Specifically, ANPI-Biz sent notice of the discontinuance to all affected customers via first class mail on March 17, 2017. A copy of the notice is attached as Exhibit A. While this customer notification complies with the requirements of 47 C.F.R. § 64.1120(e) and OAR 860-032-0020(5), ANPI-Biz plans to discontinue providing residential long distance services within 90 days, and, therefore, is requesting waiver of the notification time periods in Section IV below.

IV. Request for Waiver of Notification Time Periods in OAR 860-032-0020(11)

As stated above, ANPI-Biz plans to discontinue providing residential long distance services as of June 1, 2017, or as soon thereafter as any regulatory approvals can be obtained. ANPI-Biz's largest underlying provider, Sprint Communications Company L.P. ("Sprint"), has notified the ANPI-Biz that the services that the ANPI-Biz uses to provide long distance services to certain of the ANPI-Biz's customers will not be available beyond June 2017. Therefore, ANPI-Biz requests a waiver of the 90 day notification periods to customers and the Commission in OAR 860-032-0020(11)(a) and (b), respectively.

V. Public Interest Considerations

ANPI-Biz submits that the public interest will not be harmed by the grant of the waiver of the notification time periods in OAR 860-032-0020(11). ANPI-Biz is a non-dominant carrier with respect to the services to be discontinued. ANPI-Biz believes that the proposed discontinuance is reasonable and necessary. ANPI-Biz will take all reasonable steps, to the extent it is able, to assure that the discontinuance of services is not unduly disruptive to the present or future public convenience or necessity.

Moreover, Oregon is only one of 47 jurisdictions where this discontinuance is taking place, and reconciling the requirements of the individual states and the FCC is a significant undertaking due to the many state notification or approval requirements. Given that the FCC and the vast majority of states requires no more than 30 days' notice, imposing a 90 day notice requirement would be inconsistent with the intent of OAR 860-032-0020(16). ANPI-Biz also will seek waiver in other states of similar 90 day notice periods, if any.

VI. Request for Expedited Review

ANPI-Biz respectfully requests that the Commission expedite the processing of this waiver request as soon as possible to permit ANPI-Biz to discontinue long distance residential services on June 1, 2017.

VII. Conclusion

ANPI-Biz submits that the information provided herein demonstrates that the public interest will be served by the expeditious grant of this petition.

WHEREFORE, for the reasons set forth above, ANPI-Biz respectfully requests that the Commission expeditiously grant this petition and waive the 90 day customer notification requirement in OAR 860-032-0020(11)(a) and the 90 day filing requirement in OAR 860-032-0020(11)(b).

Respectfully submitted,

ANPI BUSINESS, LLC

/s/ Scott Sawyer _____

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Dated: March 27, 2017

EXHIBIT A

Sample Customer Notice

**NOTICE OF LONG DISTANCE SERVICES DISCONTINUANCE
DO NOT DISREGARD THIS NOTICE**

March 17, 2017

RE: Account #[Customer Acct # here]

Dear Customer:

We regret to inform you that ANPI Business, LLC will be discontinuing all residential long distance services (including such services provided to small businesses). As a result, your ANPI Business, LLC service(s), including intrastate, interstate and international long distance services, will be discontinued on or after June 1, 2017, subject to regulatory approval.

Please take action in selecting a new carrier as soon as possible to avoid any interruption of your long distance service. We urge you not to delay in arranging for a new long distance service provider, as some providers may require several days or weeks to initiate new services. To help avoid any lapses in service, please check carefully that all long distance services you currently receive from ANPI Business, LLC, along with any toll free numbers that are assigned to you, are moved to your new provider. If you are not certain of your options for obtaining replacement pre-subscribed long distance service, you should contact your local telephone service provider and ask which carriers are accepting pre-subscribed customers. You may also contact any of the service companies that provide service in your area. An Internet search for "long distance telephone service provider" in your area should provide you with several alternatives.

Please be aware that you are responsible for paying for all services provided to you by ANPI Business, LLC during the transition. You may be subject to suspension or termination of your long distance service in accordance with applicable contracts, tariffs, and rules if you fail to pay your long distance bills. **So that we stop sending you invoices, please let us know as soon as you have switched to a new long distance provider by sending an email to care@voyant.com.**

The Federal Communications Commission ("FCC") permits customers to object to discontinuance of their service by a telecommunications provider. As provided in the FCC's rule 47 CFR 63.71:

"The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. You may file your comments electronically through the FCC's Electronic Comment Filing System using the docket number established in the Commission's public notice for this proceeding, or you may address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the §63.71 Application of ANPI Business LLC. Comments should include specific information about the impact of this proposed discontinuance upon you, including any inability to acquire reasonable substitute service."

ANPI Business, LLC is pleased to have had the opportunity to serve you, and remains committed to making your long distance service transition as smooth as possible. If you have any questions regarding our discontinuance of long distance services, please contact Customer Service at 1-800-262-9043.

Sincerely yours,
ANPI Business, LLC Customer Service

VERIFICATION

I, Scott Sawyer, state that I am General Counsel and Secretary of ANPI Business, LLC; that I am authorized to make this Verification on behalf of ANPI Business, LLC; that I have read the foregoing filing and know the contents thereof; and that the same are true and correct to the best of my knowledge, information and belief and are made in good faith.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 23rd day of March, 2017.

ANPI Business, LLC

DocuSigned by:
Scott Sawyer
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By: Scott Sawyer
Title: General Counsel and Secretary