



Control Number: 39468



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DOCKET NO. 39468

APPLICATION OF QWEST	§	PUBLIC UTILITY COMMISSION
COMMUNICATIONS COMPANY, LLC	§	
FOR AN AMENDMENT TO ITS	§	OF TEXAS
SERVICE PROVIDER CERTIFICATE	§	
OF OPERATING AUTHORITY	§	

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 PUBLIC UTILITY COMMISSION

COMMISSION STAFF’S FINAL RECOMMENDATION

The Staff (Staff) of the Public Utility Commission of Texas (Commission) files this final recommendation regarding the June 3, 2011, filing by Qwest Communications Company, LLC (Applicant) for approval of amendment to its Service Provider Certificate of Operating Authority (SPCOA) No. 60367, (name change only). (Application).

I. PURA/Substantive Rule Requirements

Public Utility Regulatory Act¹ (PURA) §§ 54.151 – 54.159 governs the issuance of an SPCOA. The Commission’s rules outline the requirements for the issuance of an SPCOA and the amendment of such. P.U.C. SUBST. R. 26.113 governs amendments to SPCOAs, and 26.111(i)(1)(c) provides that if the application to amend requests any change other than a name change, the factor set forth in Subsection (c) and (d) of P.U.C. SUBST. R. 26.111 may be considered.

II. Staff Analysis

Gordon Van Sickle, Senior Utility Analyst, of the Commission’s Infrastructure Reliability Division has examined the Application for an amendment to its SPCOA No. 60367 to determine if it meets the requirements of PURA §§ 54.151 - 54.159 and P.U.C. SUBST. R. 26.111. Mr. Van Sickle’s recommendation is included as an attachment to this pleading and provides more specific information concerning the Applicant’s satisfaction of the requirements.

¹ Public Utility Regulatory Act, TEX. UTIL. CODE ANN. §§ 11.001 – 66.017 (Vernon 2007 & Supp. 2008) (PURA).

III. Staff Recommendation

As explained further in the attached recommendation, Staff has determined that the Applicant has met the requirements of PURA §§ 54.151 - 54.159 and P.U.C. SUBST. R. 26.111 for a name change only to its SPCOA No. 60367. **Staff therefore recommends that this Application for an amendment be approved.**

Staff respectfully requests that an order be issued consistent with this recommendation.

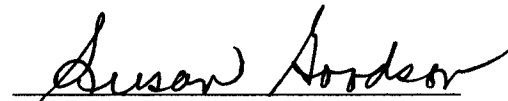
Dated: June 29, 2011

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director-Legal Division

Keith Rogas
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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on June 29, 2011, in accordance with P.U.C. Procedural Rule 22.74.



Susan E. Goodson

Public Utility Commission of Texas

Memorandum

TO: Docket Management
DATE: June 29, 2011
FROM: Gordon H. Van Sickle, Senior Network Analyst – Infrastructure Reliability *GVSh/BC*
SUBJECT: *Docket No. 39468: Application of Qwest Communications Company, LLC for an Amendment to its Service Provider Certificate of Operating Authority*

Summary of Conclusions and Recommendations

Staff (Staff) of the Public Utility Commission of Texas finds that Qwest Communications Company, LLC continues to meet the technical criteria for a Service Provider Certificate of Operating Authority (SPCOA), pursuant to the Public Utility Regulatory Act (TEX. UTIL. CODE ANN. §§54.151 - 54.159) (PURA) and Public Utility Commission of Texas (PUC) Substantive Rule 26.111. Qwest Communications Company, LLC has filed this amendment to change its certificated name from Qwest Communications Company, LLC to CenturyLink QCC. Staff finds that this application does not affect the technical qualifications of Qwest Communications Company, LLC to provide Facilities-based, Data, and Resale telecommunications services for the entire State of Texas. Staff recommends that Qwest Communications Company, LLC be granted an amendment to its existing SPCOA No. 60367 changing its name to “CenturyLink QCC”.

Background Information on Application

On June 3, 2011, Qwest Communications Company, LLC filed an application requesting a name change for its existing SPCOA No. 60367. Order No. 1 was issued on June 3, 2011, requiring a commission staff recommendation. On June 15, 2011, Staff filed its sufficiency recommendation. Order No. 2 was issued on June 16, 2011, finding the application to be sufficient and complete.

Description of Services

Qwest Communications Company, LLC d/b/a CenturyLink QCC is a Delaware Foreign Limited Liability Company that was formed on June 10, 1966. The Texas Secretary of State (SoS) issued an authorization to transact business in the State of Texas to Qwest Communications Company, LLC under file number 8015406 as of May 8, 1989. The d/b/a of CenturyLink, QCC was approved on April 1, 2011. We checked the requested name against the certificate of operating authority (COA), service provider certificate of operating authority (SPCOA) and incumbent local exchange company (ILEC) official lists and found nine similar

names: Centurytel of North West Louisiana, Inc. d/b/a CenturyLink (CCN No. 40009), Centurytel of Lake Dallas, Inc. d/b/a CenturyLink (CCN No. 40047), Centurytel of Port Aransas, Inc. d/b/a CenturyLink (CCN No. 40061), Centurytel of San Marcos d/b/a CenturyLink (CCN No. 40074), Central Telephone Communications of Texas, Inc. d/b/a CenturyLink (CCN No. 40096), United Telecommunications Company of Texas, Inc. (CCN No. 40039), CenturyLink (SPCOA No. 60791), CenturyLink Acquisition (SPCOA No. 60730), and CenturyLink Solutions (SPCOA No. 60469). We checked the Interexchange Carriers (IXCs) list and found no similar names. After reviewing the existing names, Staff concludes that the Applicant's requested name "CenturyLink QCC" is somewhat distinctive, but is acceptable since it is an affiliate (or the same corporation) as the existing CCN and SPCOA Holders listed above.

CenturyLink QCC (Qwest Communications Company, LLC) intends to continue providing Facilities-based, Data, and Resale telecommunications services for the entire State of Texas. CenturyLink QCC will continue to provide at least one customer service representative per 2,500 customers during normal business hours. CenturyLink QCC intends to continue providing the following Business telecommunications services: T1- Private Line, T1 Fractional, and Frame Relay. CenturyLink QCC provided a toll-free customer service number (800) 899-7780. CenturyLink QCC has established a principal office phone number (512) 867-1055, an office fax number (512) 472-0524, a website address (www.qwest.com), and an email address (Scott.Stringer@centurytel.com).

CenturyLink QCC has not requested a change in its existing service area of the entire State of Texas.

Additional Information Requested for Technical Review

Qwest Communications Company, LLC d/b/a CenturyLink QCC was not requested to provide any clarifying or technical information concerning this application.

Technical Qualifications

Qwest Communications Company, LLC d/b/a CenturyLink QCC's management personnel were not reviewed for a name change.

Compliance Check

A check of the Texas Comptroller's Office concerning the Franchise Tax Account Status for Qwest Communications Company, LLC d/b/a CenturyLink, LLC (Taxpayer ID# 10461417395) revealed the following: **IN GOOD STANDING NOT FOR DISSOLUTION OR WITHDRAWAL through August 15, 2011.**

Complaint Check

Qwest Communications Company, LLC d/b/a CenturyLink, QCC and its affiliates reported 25 complaints in the past 24 months. Qwest Communications Company, LLC d/b/a CenturyLink, QCC and its affiliates reported its number of customers for the past 24 months as approximately 900,000. Using the above information, the customer to complaint ratio is below 6%; therefore no further investigation is warranted. Qwest Communications Company, LLC d/b/a CenturyLink QCC has no NOV's.

Conclusion

Based on the information provided by the applicant and my review and analysis of the application filed; Staff finds that Qwest Communications Company, LLC d/b/a CenturyLink, QCC is qualified to be granted a name change to "CenturyLink QCC". Staff recommends that SPCOA No. 60367 be revised to reflect the name change to "CenturyLink QCC".