



Control Number: 49452



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DOCKET NO. 49452

**APPLICATION OF LUKSA
ENTERPRISES, LLC DBA LANDSTAR
TELECOM FOR A SERVICE
PROVIDER CERTIFICATE OF
OPERATING AUTHORITY**

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PUBLIC UTILITY COMMISSION
OF TEXAS

2019 MAY 10 PM 5:52
PUBLIC UTILITY COMMISSION
FILING CLERK

**COMMISSION STAFF'S RECOMMENDATION ON
DEFICIENCY/COMPLETENESS OF THE APPLICATION**

COMES NOW the Staff of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Recommendation on Deficiency/Completeness of the Application. Staff recommends that the application be deemed sufficient for further review. In support thereof, Staff shows the following:

I. BACKGROUND

On April 16, 2019, Luksa Enterprises, LLC d/b/a Landstar Telecom (Luksa Enterprises) filed an application for an SPCOA, pursuant to PURA¹ §§ 54.151-.159 and 16 Texas Administrative Code (TAC) § 26.111. Luksa Enterprises filed an application requesting an SPCOA to provide facilities-based, data and resale telecommunications services throughout the State of Texas. Luksa Enterprises is requesting the SPCOA be issued under the name "Luksa Enterprises, LLC."

In Order No. 1, issued on April 18, 2019, Staff was given a deadline of May 10, 2019, to file a recommendation on the deficiencies/completeness of the application. Therefore, this pleading is timely filed.

II. RECOMMENDATION

After reviewing the application filed in this docket, Staff has concluded that the application should be deemed sufficient for further review. As supported by the attached memorandum of Gordon Van Sickle, Luksa Enterprises has met the technical and managerial requirements of 16 TAC § 26.111. Pursuant to 16 TAC § 26.111(d)(2), an application for SPCOA certification shall be made on a form approved by the Commission, verified by oath or affirmation, and signed by an executive officer of the applicant. Staff has reviewed Luksa's application for an SPCOA and has

¹ Public Utility Regulatory Act Tex. Util. Code §§ 11.001-66.016 (PURA).

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determined that the application was submitted in a Commission-approved format, verified by oath or affirmation and signed by an executive officer of the applicant. This recommendation does not address the merits of the application; such a recommendation will be filed according to the procedural schedule established in Order No. 1.

III. CONCLUSION

For the reasons discussed above, Staff respectfully requests that Luksa Enterprises' application be deemed sufficient for further review.

Dated: May 10, 2019

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Karen S. Hubbard
Managing Attorney

A handwritten signature in black ink, appearing to read "Patrick D. Todd", written over a horizontal line.

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on May 10, 2019, in accordance with 16 TAC § 22.74.

A handwritten signature in black ink, appearing to read "Patrick Todd", written in a cursive style.

Patrick D. Todd

Public Utility Commission of Texas

Memorandum

TO: Patrick Todd - Attorney
Legal Division

FROM: Gordon H. Van Sickle – Senior Utility Analyst
Competitive Markets Division

DATE: May 10, 2019

SUBJECT: Docket No. 49452: *Application of Luksa Enterprises, LLC d/b/a Landstar Telecom for a Service Provider Certificate of Operating Authority*

DEFICIENCY/COMPLETENESS RECOMMENDATION

On April 16, 2019, Luksa Enterprises, LLC d/b/a Landstar Telecom (Luksa) filed an application pursuant to PURA¹ §§ 54.151-.159 and 16 Texas Administrative Code (TAC) § 26.111 for a service provider certificate of operating authority (SPCOA). Luksa filed an application requesting an SPCOA to provide Facilities-based, Data and Resale telecommunications services for the exchanges of the following incumbent local exchange carriers (ILECs) within the State of Texas: AT&T Texas (COA No. 50038), Frontier Southwest Incorporated (COA No. 50039), Central Telephone Company of Texas, Inc. d/b/a Sprint (CCN No. 40096) and United Telephone Company of Texas, Inc. (CCN No. 40039). Luksa is requesting its SPCOA be issued under the name “Luksa Enterprises, LLC.”

Commission Staff (Staff) finds that this application has no deficiencies and is administratively complete.

Pursuant to 16 TAC § 26.111(d)(2), an application for SPCOA certification shall be made on a form approved by the Commission, verified by oath or affirmation, and signed by an executive officer of the applicant. Staff has reviewed Luksa’s application for an SPCOA and has determined that the application was submitted in a Commission-approved format, verified by oath or affirmation and signed by an executive officer of the applicant.

Staff has reviewed Luksa’s application for deficiencies and administrative completeness and determined that this application is sufficient and complete. No deficiencies were noted.

If you have any questions, please contact, Mr. Gordon Van Sickle at 512-936-7343.

¹ Public Utility Regulatory Act Tex. Util. Code §§ 11.001-66.016 (PURA).