

# Morgan Lewis

**Russell M. Blau**

**Brett P. Ferenchak**

russell.blau@morganlewis.com

brett.ferenchak@morganlewis.com

May 1, 2017

## ***VIA E-FILING***

Hon. Kathleen H. Burgess, Secretary  
New York Public Service Commission  
Agency Building 3  
Three Empire State Plaza  
Albany, NY 12223-1350

**Re: Notification of ANPI Business, LLC Regarding the Planned Discontinuance of  
Residential Long Distance Services**

### **Revised Tariff, PSC No. 1 - TELEPHONE**

Dear Ms. Burgess:

On behalf of ANPI Business, LLC (the "Company"), this letter notifies the Commission of the Company's intention to discontinue all residential long distance services, including but not limited to 1+, MTS, and toll free services. Since some small businesses may receive residential long distance services, the discontinuance may also affect certain small business customers in addition to residential customers.

### **Description of the Company**

The Company, a Delaware limited liability company, has its principal office at 2300 Berkshire Lane North, Suite 4, Minneapolis, Minnesota 55441. The Company 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 New York, the Company is authorized to operate as a facilities-based common carrier and reseller of telephone services, including local exchange services (local dial tone), pursuant to a CPCN granted in Case No. 98-C-1102.<sup>1</sup> The Company is also authorized by the FCC to provide interstate and international telecommunications services.

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<sup>1</sup> The CPCN was originally granted in the name of Zone Telecom, Inc., which subsequently converted to a limited liability company known as Zone Telecom, LLC. In 2013, Zone Telecom, LLC changed its name to ANPI Business, LLC.

**Morgan, Lewis & Bockius LLP**

1111 Pennsylvania Avenue, NW  
Washington, DC 20004  
United States

**T** +1.202.739.3000  
**F** +1.202.739.3001

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### **Description of the Service Affected**

The Company intends to discontinue all residential long distance 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 business customers. This discontinuance will affect approximately 69 customers in New York.

The Company has not collected deposits from any affected customers. Any monthly recurring charges will be prorated for the last month of service based on when the affected customer notifies the Company that the customer has selected another provider. That prorated portion of the monthly recurring charges will appear as a credit on the customer's "final invoice" and refunded as needed. Usage charges are billed in arrears.

The Company submits that the public interest will not be harmed by the discontinuance. Further, the proposed discontinuance will not result in material harm to the affected customers because they easily can obtain alternative services from other wireline interexchange carriers or other providers such as interconnected voice over Internet protocol providers. The Company is a non-dominant carrier with respect to the services to be discontinued. The Company will take 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.

The Company will continue to provide other interexchange and local exchange services to other non-residential customers. Therefore, the Company does not seek to surrender its Certificate at this time.

### **Date of Planned Service Discontinuance**

The Company plans to discontinue providing residential long distance services as of June 1, 2017, or as soon thereafter as any regulatory approvals can be obtained. The Company's largest underlying provider, Sprint Communications Company L.P., has notified the Company that the services that the Company uses to provide long distance services to certain of the Company's customers will not be available beyond June 2017. Therefore, it is critical that the Company discontinue residential long distance services as of June 1, 2017.

### **Customer Notice**

The Company 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.

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**Tariff Revisions**

The Company is removing the affected services from its interexchange tariff, PSC No. 1 – Telephone. Specifically, the following revised tariff pages are being filed to remove provisions associated with the affected residential long distance services:

1st Revised Leaf No. 6  
1st Revised Leaf No. 16  
1st Revised Leaf No. 33  
1st Revised Leaf No. 41  
1st Revised Leaf No. 42  
1st Revised Leaf No. 43  
1st Revised Leaf No. 44  
1st Revised Leaf No. 45  
1st Revised Leaf No. 46  
1st Revised Leaf No. 47  
1st Revised Leaf No. 48  
1st Revised Leaf No. 49  
1st Revised Leaf No. 50

The revisions have an effective date of June 1, 2017.

**Designated Contacts**

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

Russell M. Blau  
Brett P. Ferenczak  
Morgan, Lewis & Bockius LLP  
1111 Pennsylvania Ave, N.W.  
Washington, DC 20004  
Tel: 202-739-3000  
Fax: 202-739-3001  
russell.blau@morganlewis.com  
brett.ferenczak@morganlewis.com

With a copy to:  
  
Ryan Tackett  
ANPI Business, LLC  
2300 Berkshire Lane North, Suite 4  
Minneapolis, MN 55441  
Tel: 216-373-4635  
ryan.tackett@voyant.com

\* \* \* \* \*

Please acknowledge receipt and acceptance of this filing. Should you have any questions, please do not hesitate to contact us.

Respectfully submitted,

*/s/ Brett P. Ferenczak*

Russell M. Blau  
Brett Ferenczak

*Counsel to ANPI Business, LLC*

**Exhibit A**

**Customer Notice**

2300 Berkshire Lane North, Suite 4  
Minneapolis, MN 55441



**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](mailto: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.

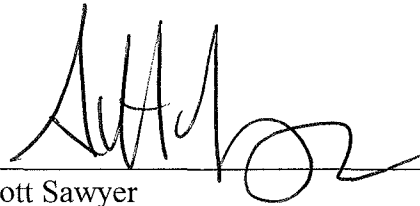
Sincerely yours,  
ANPI Business, LLC Customer Service

STATE OF MINNESOTA  
COUNTY OF HENNEPIN

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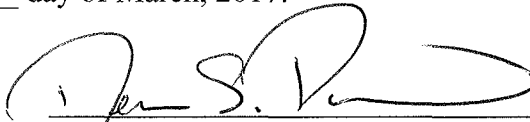
**VERIFICATION**

I, Scott Sawyer, state that I am General Counsel and Secretary of ANPI Business, LLC (the "Company"); that I am authorized to make this Verification on behalf of the Company; that the foregoing filing was prepared under my direction and supervision; and that the contents with respect to the Company are true and correct to the best of my knowledge, information, and belief.



Scott Sawyer  
General Counsel and Secretary  
ANPI Business, LLC

Sworn and subscribed before me this 13 day of March, 2017.



Notary Public

My commission expires 01/31/2018

