

Jean L. Kiddoo  
Brett P. Ferenchak  
jean.kiddoo@bingham.com  
brett.ferenchak@bingham.com

January 31, 2013

*Via E-filing*

Patricia Van Gerpen, Executive Director  
South Dakota Public Utilities Commission  
Capitol Building, 1st Floor  
500 East Capitol Avenue  
Pierre, SD 57501-5070

**Re: Docket No. TC12-191  
Joint Application of Zayo Group, LLC and 360networks (USA) inc. for  
Authority to Complete the Transfer of the Certificate of Public Convenience  
and Necessity to Provide Competitive Telecommunications Services of  
360networks (USA) inc. to Zayo Group, LLC**

**RESPONSE TO DATA REQUEST NO. 1**

Dear Ms. Van Gerpen:

On behalf of Zayo Group, LLC (“Zayo”) and 360networks (USA) inc. (“360networks”) (together, the “Applicants”), this letter responds to Staff’s Data Request No. 1. Specifically, Applicants respond to the following questions:

**1. Please provide Zayo Group LLC’s sales tax number when available.**

**Response:** Zayo’s sales tax number is .1024-4167-ST

**2. Does the applicant agree to being restricted from offering any prepaid services to retail customers (including prepaid calling cards) and not accept or require any deposits or advance payments from retail customers without prior approval of the Commission?**

**Response:** Yes, Zayo agrees to being restricted from offering any prepaid services to retail customers (including prepaid calling cards) and not accept or require any deposits or advance payments from retail customers without prior approval of the Commission.

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20006-1806

T +1.202.373.6000  
F +1.202.373.6001  
bingham.com

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3. **Regarding the Commission order in Docket TC06-063 does the applicant also want to address the 360networks access tariff currently on file with the Commission?**

**Response:** Zayo will submit a replacement access tariff reflect the new name name associated with 360's Certificate following completion of the *Pro Forma* Transactions.

4. **Also regarding the Commission order in Docket TC06-063, is the restriction from providing retail end-user services, limiting 360networks to the provisioning of wholesale services to other telecommunications carriers only, acceptable to the applicant? Does the applicant have an opinion as to the applicability of this restriction in the current proceeding?**

**Response:** Zayo is willing to be subjected to rural safeguards for retail local exchange services.

An original and ten (10) copies of this letter are enclosed for filing. Please date-stamp the enclosed extra copy and return it in the envelope provided. Should you have any questions concerning this filing, please do not hesitate to contact the undersigned at (202) 373-6000.

Respectfully submitted,



Jean L. Kiddoo  
Brett P. Ferenchak

Counsel for Applicants

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