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**SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION**

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

)	
In the Matter of)	
)	
Section 63.71 Application of)	
Mitel Cloud Services Inc.)	WC Docket No.
)	
For Authority Pursuant to Section 214 of)	
the Communications Act of 1934, as)	
amended, to Discontinue the Provision of)	
hosted business interconnected VoIP services.))	

**SECTION 63.71 APPLICATION
OF Mitel Cloud Services Inc.**

Mitel Cloud Services Inc. ("Applicant") seeks authorization pursuant to Section 214(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 214(a), and Section 63.71 of the Commission's rules, 47 C.F.R. § 63.71, to end new sales and grandfather certain hosted business interconnected voice over Internet protocol ("VoIP") services ("Services") in all states and jurisdictions where the Services are offered.

Currently, Applicant is no longer offering the Services to new customers. Modifications in service offerings for customers with existing contracts are subject to the terms of their contracts. Applicant will work with RingCentral, its exclusive UCaaS partner, to provide customers wanting to migrate to RingCentral's Message Voice Phone (MVP) solution with a seamless path. In addition to RingCentral, alternative services are available from several providers.

Applicant submits the following information pursuant to Section 63.71 of the Commission's rules:

1. Name and Address of the Carrier

Mitel Cloud Services Inc.
1146 North Alma School Rd.
Mesa, AZ 85201

Applicant submits the following information pursuant to Section 63.71 of the Commission's rules:

2. Name and Address of the Carrier

Mitel Cloud Services Inc.
1146 North Alma School Rd.
Mesa, AZ 85201

3. Date of Planned Service Discontinuance

Upon receipt of the necessary regulatory approvals, Applicant will continue to no longer offer Services to new customers.

4. Points of Geographic Areas of Service Affected

Throughout the United States, including the District of Columbia and Puerto Rico.

5. Description of Services Affected

The following Applicant hosted business services (which include interconnected VoIP service): MiCloud Flex Retail and MiCloud Office.

6. Brief Description of the Dates and Methods of Notice to All Affected Customers

On January 13, 2022, Applicant posted an end of sale notice on its Channel Partner portal for channel partners who refer new MiCloud Flex Retail and MiCloud Office opportunities to Applicant. These channel partners represent a significant source of prospective new customers for these services. On or before August 15, 2022, Applicant provided notice of end of sale to existing customers as part of their monthly invoice. A sample of the language included within the invoice is attached to this application as Attachment A.

Also, on August 16, 2022, Applicant sent copies of this Application via electronic mail or First Class Mail to the public utility commission and to the Governor of each affected state, federally-recognized tribal nations in each state, and the Secretary of Defense, Attention Special Assistant for Telecommunications, as required by Section 63.71(a) of the Commission's rules.

7. Whether the Carrier is Considered Dominant or Non-dominant with Respect to the Service to be Discontinued

Applicant is considered non-dominant with respect to the services to be discontinued.

CONCLUSION

The public convenience and necessity will not be adversely affected by the end of sale of the services described herein. Therefore, Applicant respectfully requests that the Commission approve this Section 63.71 application.

Respectfully submitted,

Mitel Cloud Services Inc.

By: /s/ Michael P. Donahue
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Counsel for Mitel Cloud Services Inc.

Dated: August 16, 2022

Attachment A

MiCloud Flex Retail and MiCloud Office

Important Messages

You may be aware that Mitel Cloud Services Inc, 1146 N Alma School Rd, Mesa, AZ 85201, United States recently announced the end of general sale of its of its MiCloud Office and MiCloud Flex Retail solutions throughout the United States, including the District of Columbia and Puerto Rico, on or after 2022-06-30 subject to regulatory approvals.

Subject to regulatory approvals, starting July 1st 2022, Mitel is not taking on any new customers.¹ RingCentral™ is now Mitel's exclusive UCaaS partner! Click [here](#) to learn more about migration to RingCentral's award-winning MVP® (Message Video Phone) platform and exclusive promotional offers for Mitel customers including up to 3 months free service and waived early termination fee. Notwithstanding our RingCentral partnership, Mitel remains committed to providing our existing cloud customers with the service they have come to depend on. This includes meeting any expansion needs customers may have for their current service.¹

¹ The FCC will normally authorize this proposed discontinuance of service (or reduction or impairment) 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 Mitel Cloud Services, Inc. Comments should include specific information about the impact of this proposed discontinuance (or reduction or impairment) upon you or your company, including any inability to acquire reasonable substitute service.

CERTIFICATE OF SERVICE

I, Michael P. Donahue, do hereby certify that I have caused the foregoing **SECTION 63.71**

APPLICATION to be:

- 1) Filed with the Secretary of the FCC via ECFS;
- 2) Served via first-class U.S. Mail, postage prepaid, on the Governors of the States and territories listed on the attached service list;
- 3) Served via first-class U.S. Mail, postage prepaid, on the Public Utility Commissions listed on the attached service list;
- 4) Served via first-class U.S. Mail, postage prepaid, or via email on the Regulatory Authority for the Tribal Nations listed on the attached services list; and
- 5) Served via first-class U.S. Mail, postage prepaid, on the Special Assistant for Telecommunications under the Secretary of Defense¹.

/s/ Michael P. Donahue
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Email: mpd@CommLawGroup.com

Counsel for Mitel Cloud Services Inc.

Dated: August 16, 2022

¹ Section 63.71(a) directs applicants to submit a copy of the application to the Secretary of Defense, Special Assistant for Telecommunications. However, due to restructuring within the Department of Defense, the position no longer exists. Commission staff has advised that a copy of the application be sent instead to the Department of Defense Chief Information Officer.

Alabama Public Service
Commission
100 North Union Street
Suite 850
Montgomery, AL 36104

Arkansas Public Service
Commission
1000 Center Street
Little Rock, AR 72201-4314

Connecticut Public Utilities
Regulatory Authority
10 Franklin Square
New Britain, CT 06051

Georgia Public Service
Commission
244 Washington Street
Atlanta, GA 30334

Illinois Commerce Commission
160 North LaSalle Street
Suite C-800
Chicago, IL 60601

Iowa Utilities Board
1375 E. Court Avenue
Des Moines, IA 50319

Maine Public Utilities
Commission
18 State House Station
Augusta, ME 04333-0018

Regulatory Commission of Alaska
701 West 8th Avenue
Suite 300
Anchorage, AK 99501-3469

California Public Utilities
Commission
California State Building
505 Van Ness Ave
San Francisco, CA 94102-3298

Delaware Public Service
Commission
861 Silver Lake Boulevard
Cannon Building
Dover, DE 19904

Hawaii Public Utilities
Commission
465 South King Street
Kekuanao'a Building
Honolulu, HI 96813

Kansas Corporation
Commission
1500 S.W. Arrowhead Road
Topeka, KS 66604

Kentucky Public Service
Commission
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Frankfort, KY 40601

Maryland Public Service
Commission
16th Floor
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Baltimore, MD 21202-6806

Arizona Corporation
Commission
1200 West Washington
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Phoenix, AZ 85007-2996

Colorado Public Utilities
Commission
1560 Broadway
Ste. 250
Denver, CO 80202

Florida Public Service
Commission
2540 Shumard Oak
Boulevard
Gerald Gunter Building
Tallahassee, FL 32399

Idaho Public Utilities
Commission
11331 W. Chinden Blvd.
Building 8, Suite 201-A
Boise, ID 83714

Indiana Utility Regulatory
Commission
PNC Center
101 West Washington
Street, Suite 1500E
Indianapolis, IN 46204

Louisiana Public Service
Commission
PO Box 91154
602 North Fifth Street
Baton Rouge, LA 70821-
9154

Massachusetts Department of
Public Utilities
One South Station
Boston, MA 02110

Michigan Public Service
Commission
7109 West Saginaw Highway
Lansing, MI 48909

Missouri Public Service
Commission
200 Madison Street
Governor Office Building
Jefferson City, MO 65101

Public Utilities Commission of
Nevada
1150 East William Street
Carson City, NV 89701-3109

New Mexico Public Regulation
Commission
1120 Paseo de Peralta
Santa Fe, NM 87501-1269

North Dakota Public Service
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600 E Boulevard Ave
Dept 408
Bismarck, ND 58505-0480

New Mexico Public Regulation
Commission
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Santa Fe, NM 87501-1269

Puerto Rico Energy Bureau
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Suite 202
San Juan, PR 00918

Minnesota Public Utilities
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Suite 350
St. Paul, MN 55101-2147

Montana Public Service
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Helena, MT 59620-2601

New Hampshire Public Utilities
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21 South Fruit Street
Suite 10
Concord, NH 03301-2429

New York State Public Service
Commission
Three Empire State Plaza
Albany, NY 12223-1350

Public Utilities Commission of
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180 East Broad Street
Columbus, OH 43215-3793

Oregon Public Utility
Commission
201 High Street, SE
Suite 100
Salem, OR 97301

Rhode Island Public Utilities
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89 Jefferson Blvd.
Warwick, RI 02888

Mississippi Public Service
Commission
501 North West Street
Woolfolk State Office Bldg.
Jackson, MS 39201-1174

Nebraska Public Service
Commission
PO Box 94927
Lincoln, NE 68509-4927

New Jersey Board of Public
Utilities
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North Carolina Utilities
Commission
4325 Mail Service Center
Raleigh, NC 27699-4300

Oklahoma Corporation
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Jim Thorpe Office Building
2101 North Lincoln Boulevard
Oklahoma City, OK 73105-
2000

Pennsylvania Public Utility
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PO Box 3265
Harrisburg, PA 17105

South Carolina Public Service
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Columbia, SC 29210-8411

South Dakota Public Utilities
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State Capitol
500 East Capitol Avenue
Pierre, SD 57501-5070

Tennessee Public Utility
Commission
502 Deaderick Street
4th Floor
Nashville, TN 37243

Public Utility Commission of
Texas
1701 North Congress Avenue
Austin, TX 78701-3326

Public Service Commission of
Utah
160 East 300 South
4th Floor
Salt Lake City, UT 84111

Vermont Public Utility
Commission
112 State Street
4th Floor
Montpelier, VT 05620-2701

Virginia State Corporation
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1300 East Main Street
Tyler Building
Richmond, VA 23219

Washington Utilities and
Transportation Commission
621 Woodland Square Loop SE
Lacey, WA 98503

Public Service Commission of
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201 Brooks Street
Charleston, WV 25301

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Coquille Indian Tribe	tribalcouncil@coquilletribe.org
Cow Creek Band of Umpqua Tribe of Indians	vpence@cowcreek.com
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Confederated Tribes of the Grand Ronde Community of Oregon	cheryle.kennedy@grandronde.org
Confederated Tribes of Siletz Indians of Oregon	dpigsley@msn.com ; BrendaB@ctsi.nsn.us

Confederated Tribes of the Umatilla Indian Reservation Klamath Tribes	katbrigham@ctuir.org
Las Vegas Tribe of Paiute Indians of the Las Vegas Indian Colony	btso@lvpaiute.com
Confederated Tribes and Bands of the Yakama Nation	delano_saluskin@yakama.com
Confederated Tribes of the Chehalis Reservation	chairman@chehalistribe.org
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Hoh Indian Tribe	lisa.martinez@hohtribe-nsn.org
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Lower Elwha Tribal Community	fgcharles@elwha.org
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Makah Indian Tribe of the Makah Indian Reservation Muckleshoot Indian Tribe	timothy.greene@makah.com jaison.elkins@muckleshoot.nsn.us
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Port Gamble S'Klallam Tribe	council-agenda@pgst.nsn.us
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Quinault Indian Nation	guy.capoeman@quinault.org
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