

**OFFICIAL FILE
ILLINOIS COMMERCE COMMISSION**

**BEFORE THE
ILLINOIS COMMERCE COMMISSION**

ORIGINAL
ILLINOIS COMMERCE
COMMISSION

2012 JAN 24 A 10:49

CHIEF CLERK'S OFFICE

Docket No. 12-055

Petition of)

DSLnet Communications, LLC)

For Withdrawal of its Certificate of Authority)

PETITION

DIECA Communications, Inc. ("DIECA"), as the successor in interest to DSLnet Communications, LLC¹ ("DSLnet" and together with DIECA, the "Company") and by its undersigned counsel, hereby files this verified Petition for Withdrawal of DSLnet's Certificate of Authority. In support of this Petition, the Company states as follows:

1. DSLnet was a Delaware limited liability company. The Company's principal offices are currently located at 2220 O'Toole Ave, San Jose, CA 95131.

2. DSLnet is authorized by the Commission to provide resold and facilities-based local exchange and interexchange telecommunications services pursuant to a Certificate granted in Docket No. 99-0155 on June 3, 1999 (the "Certificate").

3. As a result of the *Pro Forma* Merger, which was completed on December 31, 2011, DSLnet no longer exists as a separate corporate entity and DIECA has assumed DSLnet's operations. DSLnet, therefore, no longer requires the Certificate.

4. DSLnet does not have any intrastate telecommunications customers in the State of Illinois. As a result, there is no need to provide a notice of discontinuance of service.

5. DSLnet does not have any outstanding obligations, including deposits, to any Illinois customers.

6. Questions concerning this Petition should be directed to:

¹ As described in a notification letter filed on November 1, 2011, as well as the certification application of DIECA, Docket No. 11-0612, DSLnet was merged with and into DIECA, with DIECA surviving the merger (the "*Pro Forma* Merger"). As a result of the *Pro Forma* Merger, which occurred on December 31, 2011, DSLnet no longer exists as a separate corporate entity and DIECA has assumed DSLnet's operations.

Katherine K. Mudge
Director, State Affairs & ILEC Relations
MegaPath
2111 W. Braker Ln., Ste. 100
Austin, Texas 78758
(512) 794-6197 (T)
(512) 794-6006 (F)
Katherine.mudge@megapath.com

7 Because DSLnet does not serve any intrastate telecommunications customers or have any active telecommunications operations in Illinois, DSLnet respectfully submits that the withdrawal of its Certificate is reasonable and necessary and will not be disruptive to the present or future public interest, convenience and necessity.

WHEREFORE, DIECA Communications, Inc., as the successor in interest to DSLnet Communications, LLC, respectfully requests that the Commission grant this Petition and issue an Order withdrawing DSLnet Communications, LLC's Certificate, and grant all such other relief as necessary and appropriate to effectuate the relief sought herein.

Respectfully submitted,

By:  _____
Katherine K. Mudge
Director, State Affairs & ILEC Relations
MegaPath
2111 W. Braker Ln., Ste. 100
Austin, Texas 78758
(512) 794-6197 (T)
(512) 794-6006 (F)
Katherine.mudge@megapath.com

COUNSEL FOR THE COMPANY

Dated: January __, 2012

STATE OF CALIFORNIA
COUNTY OF SANTA CLARA

§
§
§

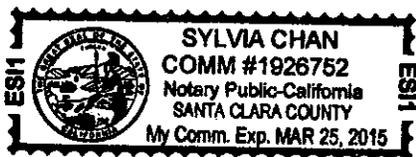
VERIFICATION

I, Douglas Carlen, being duly sworn, deposes and say that I am the General Counsel and Secretary of DIECA Communications, Inc.; that I am authorized to make this Verification on behalf of DIECA Communications, Inc. as successor in interest to DSLnet Communications, LLC; that the foregoing filing was prepared under my direction and supervision; and that the contents are true and correct to the best of my knowledge, information, and belief.



Douglas Carlen
General Counsel and Secretary
DIECA Communications, Inc.

Sworn and subscribed before me this 19 day of Jan, 2012.



Notary Public

My commission expires: Mar 25 2015