

Docket No: 13-0195
Bench Date: 4/3/13
Deadline: N/A

MEMORANDUM

TO: The Commission

FROM: John T. Riley, Administrative Law Judge

DATE: March 19, 2013

SUBJECT: XO Communications Services, LLC.

Petition to Change Corporate Form.

RECOMMENDATION: Enter Order granting Certificates to XO Communications Services, LLC and canceling Certificates to XO Communications Services, Inc.

On March 7, 2013, XO Communications Services, LLC ("Petitioner") filed with the Illinois Commerce Commission ("Commission") a petition requesting authorization for XO Communications Services, Inc. to transfer the certificates granted in Docket 04-0519 to Petitioner, or alternatively to cancel the certificates issued to XO Communications Services, Inc. and reissue them to Petitioner.

Since the petition contained all of the facts necessary for the Commission to provide the requested relief, no hearing was conducted and it was waived. No petitions for leave to intervene were filed and there are no contested issues.

XO Communications Services, Inc., a Delaware corporation, converted to Petitioner, a Delaware limited liability company, on November 21, 2011. In Docket 04-0519, XO Communications Services, Inc. had been granted a Certificate of Interexchange Service Authority to provide facilities-based interexchange service, a Certificate of Service Authority to provide resold local and interexchange service, and a Certificate of Exchange Service Authority to provide facilities-based local exchange service. The attached order states that Staff reviewed the petition and exhibits and filed an affidavit recommending that the petition be approved. The attached order cancels the certificates granted to XO Communications Services, Inc. and issues the same certificates to Petitioner.

The attached order also finds that Petitioner will file the necessary revisions to XO Communications Services, Inc.'s tariffs to reflect the corporate change and it will not change any rates or conditions of service a result of this change in corporate entity. Petitioner will further file with the Office of the Chief Clerk of the Commission all

documentation that was filed with the Illinois Secretary of State pertaining to the change in corporate entity.

Accordingly, I recommend that the Commission enter the attached Order granting Petitioner the requested relief.

JTR:jt