

In The Matter of the Application of)
)
Uniti Dark Fiber LLC) Case No. _____
)
to Provide Telecommunications Services)

Applicant's Legal Name "Applicant"	Uniti Dark Fiber LLC
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	Certificate of Service Authority to Provide Basic Local Telecommunications Service
X	Certificate of Service Authority to Provide Non-Switched Local Telecommunications Service
X	Certificate of Service Authority to Provide Interexchange Telecommunications Service
	Registration to Provide Interconnected Voice over Internet Protocol Service

Type of Organization	Limited Liability Company
Jurisdiction Where Organized	Delaware¹
Mailing Address	2101 Riverfront Drive, Suite A Little Rock, AR 72202
Electronic Mail Address	<u>jeffrey.strenkowski@uniti.com</u>
Telephone Number	501-850-0820

¹ Applicant's Certificate of Registration to transact business in the State of Missouri is attached.

The company's services will be identified in a tariff or website as indicated below:

	Tariff
X	Website. The website address is: www.uniti.com

Attached is an affidavit signed by an officer or general partner of the Applicant stating the various requirements identified in §392.611.4 and/or §392.550 RSMo, plus confirmation the Applicant's service meets the criteria for these services as defined by §386.020 and a copy of Applicant's Certificate of Registration from the Missouri Secretary of State's Office.

WHEREFORE, the Applicant requests the Commission to issue an order granting the Applicant a registration to offer and provide the indicated services identified in this application.

Respectfully submitted,

/s/ Rebekah Raber

Rebekah Raber (MO Bar # 65116)
Morgan, Lewis & Bockius LLP
101 Park Avenue
New York, NY 10178-0060
Tel: 212-309-6771
rebekah.raber@morganlewis.com

Attorney for Uniti Dark Fiber LLC

Dated: September 27, 2022

Missouri Certificate of Registration

STATE OF MISSOURI



John R. Ashcroft
Secretary of State

CERTIFICATE OF REGISTRATION

WHEREAS,

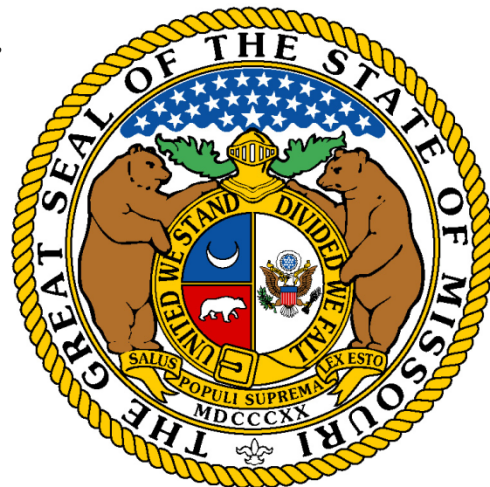
UNITI DARK FIBER LLC
FL001423915

existing under the laws of the State of Delaware has filed with this state its Application of Registration and whereas this Application of Registration conforms to the Missouri Limited Liability Company Act.

NOW, THEREFORE, I, JOHN R. ASHCROFT, Secretary of State of the State of Missouri, by virtue of the authority vested in me by law, do hereby certify and declare that on the 3rd day of May, 2018, the above Foreign Limited Liability Company is duly authorized to transact business in the State of Missouri and is entitled to any rights granted Limited Liability Companies.

IN TESTIMONY WHEREOF, I hereunto set my hand and cause to be affixed the GREAT SEAL of the State of Missouri. Done at the City of Jefferson, this 3rd day of May, 2018.


Secretary of State





State of Missouri

John R. Ashcroft, Secretary of State

Corporations Division

PO Box 778 / 600 W. Main St., Rm. 322

Jefferson City, MO 65102

FL001423915
Date Filed: 5/3/2018
John R. Ashcroft
Missouri Secretary of State

Application for Registration of a Foreign Limited Liability Company

(Submit with filing fee of \$105.00)

1. The name of the foreign limited liability company is Uniti Dark Fiber LLC
 2. The name under which the foreign limited liability company will conduct business in Missouri is (must contain "limited company", "limited liability company", "LC", "LLC", "L.C.", or "L.L.C.") (must be filled out if different from line (1)):
Uniti Dark Fiber LLC
 3. The foreign limited liability company was formed under the laws of Delaware on the
(state or jurisdiction)
date of 12/2/2015
(month/day/year)
 4. The purpose of the foreign limited liability company or the general character of the business it proposes to transact in this state is:
Provider of wireless infrastructure services and products and all other business permitted under Missouri law
 5. The name and address of the limited liability company's registered agent in Missouri is (this line must be completed and include a street address):
C T CORPORATION
SYSTEM 120 South Central Ave. Clayton MO 63105
Name Address (PO Box may only be used in conjunction with a physical street address) City/State/Zip
- The Secretary of State is appointed agent for service of process if the foreign limited liability company fails to maintain a registered agent. **Note:** failure to maintain a registered agent constitutes grounds to cancel the registration of the foreign limited liability company.*
6. The address of the registered office in the jurisdiction organized. If none required, then the principal office address of the foreign limited liability company is:
1209 Orange Street Corporation Trust Center Wilmington DE 19801
Address (PO Box may only be used in conjunction with a physical street address) City/State/Zip
 7. This application must include a current certificate of good standing/existence from the secretary of state or other similar official in the state of domicile. Such document should be dated within 60 calendar days from filing.

(Please see next page)

LLC-4 (08/2013)

Name and address to return filed document:

Name: Kutak Rock LLP

Address: Email: christina.velasquez@kutakrock.com

City, State, and Zip Code: _____

8. ☐ Pursuant to Section 347.186, the foreign limited liability company may establish a designated series in its operating agreement. The names of the series must include the full name of the limited liability company under which it has been admitted to transact business in this state and are the following:

New Series:

- ☐ The limited liability company gives notice that the series has limited liability.

New Series:

- ☐ The limited liability company gives notice that the series has limited liability.

New Series:

- ☐ The limited liability company gives notice that the series has limited liability.

(Each separate series must also file an Attachment Form LLC 4A.)

In Affirmation thereof, the facts stated above are true and correct:

(The undersigned understands that false statements made in this filing are subject to the penalties provided under Section 575.040, RSMo)

Keith Harvey
Authorized Signature

KEITH HARVEY
Printed Name

05/03/2018
Date

Delaware

The First State

Page 1

*I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF
DELAWARE, DO HEREBY CERTIFY "UNITI DARK FIBER LLC" IS DULY FORMED
UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND
HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS
OF THE THIRTEENTH DAY OF APRIL, A.D. 2018.*

*AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE BEEN
PAID TO DATE.*



5896639 8300

SR# 20182688267

You may verify this certificate online at corp.delaware.gov/authver.shtml

A handwritten signature of Jeffrey W. Bullock in black ink, written over a horizontal line. Below the line, the text "Jeffrey W. Bullock, Secretary of State" is printed.

Jeffrey W. Bullock, Secretary of State

Authentication: 202512433

Date: 04-13-18

STATE OF MISSOURI



John R. Ashcroft
Secretary of State

CERTIFICATE OF REGISTRATION

WHEREAS,

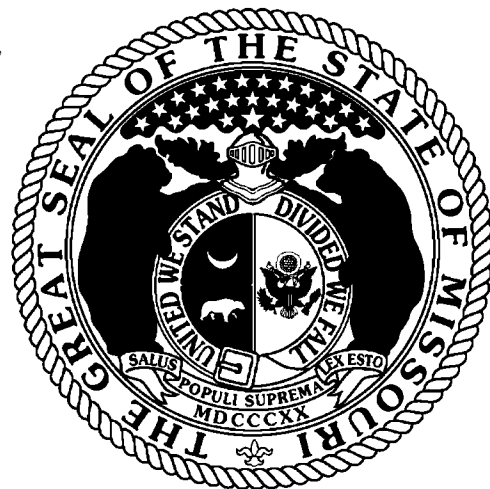
UNITI DARK FIBER LLC
FL001423915

existing under the laws of the State of Delaware has filed with this state its Application of Registration and whereas this Application of Registration conforms to the Missouri Limited Liability Company Act.

NOW, THEREFORE, I, JOHN R. ASHCROFT, Secretary of State of the State of Missouri, by virtue of the authority vested in me by law, do hereby certify and declare that on the 3rd day of May, 2018, the above Foreign Limited Liability Company is duly authorized to transact business in the State of Missouri and is entitled to any rights granted Limited Liability Companies.

IN TESTIMONY WHEREOF, I hereunto set my hand and cause to be affixed the GREAT SEAL of the State of Missouri. Done at the City of Jefferson, this 3rd day of May, 2018.


Secretary of State



Certificate of Formation

Delaware

The First State

Page 1

*I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF
DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT
COPY OF THE CERTIFICATE OF FORMATION OF "CSL FIBER LLC", FILED
IN THIS OFFICE ON THE SECOND DAY OF DECEMBER, A.D. 2015, AT
6:38 O`CLOCK P.M.*



Jeffrey W. Bullock, Secretary of State

5896639 8100
SR# 20151165710

You may verify this certificate online at corp.delaware.gov/authver.shtml

Authentication: 10539362
Date: 12-03-15

**STATE OF DELAWARE
LIMITED LIABILITY COMPANY
CERTIFICATE OF FORMATION**

State of Delaware
Secretary of State
Division of Corporations
Delivered 06:38 PM 12/02/2015
FILED 06:38 PM 12/02/2015
SR 20151165710 - File Number 5896639

December 2, 2015

First: The name of the limited liability company is CSL Fiber LLC.

Second: The address of its registered office in the State of Delaware is 1209 Orange Street in the City of Wilmington, Delaware 19801. The name of its registered agent at such address is The Corporation Trust Company.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Formation as of the date first written above.



Geoffrey D. Neal, Authorized Person

Delaware

The First State

Page 1

*I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF
DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT
COPY OF THE CERTIFICATE OF AMENDMENT OF "CSL FIBER LLC",
CHANGING ITS NAME FROM "CSL FIBER LLC" TO "UNITI FIBER LLC",
FILED IN THIS OFFICE ON THE SEVENTH DAY OF NOVEMBER, A.D. 2016,
AT 11:42 O`CLOCK A.M.*


Jeffrey W. Bullock, Secretary of State

5896639 8100
SR# 20166524640

You may verify this certificate online at corp.delaware.gov/authver.shtml

Authentication: 203291843
Date: 11-07-16

State of Delaware
Secretary of State
Division of Corporations
Delivered 11:42 AM 11/07/2016
FILED 11:42 AM 11/07/2016
SR 20166524640 - File Number 5896639

**STATE OF DELAWARE
CERTIFICATE OF AMENDMENT
TO
CERTIFICATE OF FORMATION
OF
CSL FIBER LLC**

November 7, 2016

1. The name of the limited liability company is CSL Fiber LLC.
2. The Certificate of Formation of the limited liability company is hereby amended by deleting and replacing Article First in its entirety as follows:

First: The name of the limited liability company is Uniti Fiber LLC.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Amendment
as of the date first written above.



Daniel L. Heard, Authorized Person

Delaware

The First State

Page 1

*I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF
DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT
COPY OF THE CERTIFICATE OF AMENDMENT OF "UNITI FIBER LLC",
CHANGING ITS NAME FROM "UNITI FIBER LLC" TO "UNITI DARK FIBER
LLC", FILED IN THIS OFFICE ON THE SIXTH DAY OF MARCH, A.D.
2017, AT 5:52 O`CLOCK P.M.*

A handwritten signature of Jeffrey W. Bullock in black ink, written over a horizontal line.

Jeffrey W. Bullock, Secretary of State

5896639 8100
SR# 20171619645

You may verify this certificate online at corp.delaware.gov/authver.shtml

Authentication: 202150532
Date: 03-06-17

**STATE OF DELAWARE
CERTIFICATE OF AMENDMENT
TO
CERTIFICATE OF FORMATION
OF
UNITI FIBER LLC**

State of Delaware
Secretary of State
Division of Corporations
Delivered 05:52 PM 03/06/2017
FILED 05:52 PM 03/06/2017
SR 20171619645 - File Number 5896639

March 6, 2017

1. The name of the limited liability company is Uniti Fiber LLC.
2. The Certificate of Formation of the limited liability company is hereby amended by deleting and replacing Article First in its entirety as follows:

First: The name of the limited liability company is Uniti Dark Fiber LLC.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Amendment as of the date first written above.

A handwritten signature in dark ink, appearing to read "Daniel L. Heard", written over a horizontal line.

Daniel L. Heard, Authorized Person

AFFIDAVIT

I, Jeffrey R. Strenkowski, a natural person, do hereby swear and affirm that I am Vice President and Deputy General Counsel, and that the following information and statements are true and correct to the best of my knowledge and belief:

(1) Applicant's basic information:

Legal Name	Uniti Dark Fiber LLC ("Uniti Dark Fiber")
Principal Place of Business	2101 Riverfront Drive, Suite A Little Rock, AR 72202
Principal Executive Officers	Kenneth Gunderman - President and Chief Executive Officer; Daniel Heard - Executive Vice President – General Counsel and Secretary; Paul Bullington - Senior Vice President, Interim Chief Financial Officer and Treasurer; Mike Friloux - Senior Vice President, Chief Technology Officer; Ronald J. Mudry - Senior Vice President, Chief Revenue Officer; Andy Newton - Senior Vice President, Fiber Operations; Greg Ortyl - Senior Vice President, Leasing Strategy; Keith Harvey - Senior Vice President, Deputy General Counsel; Jennifer Ragsdale - Senior Vice President, Human Resources Allison Taylor Senior Vice President, Operations; Jeffrey Strenkowski - Vice President, Deputy General Counsel of Governmental Affairs; Julie Plowman - Vice President, Deputy General Counsel; Kelly McGriff - Vice President, Deputy General Counsel; Ricky Chura - Vice President, Chief Information Officer;

	William Ditullio - Vice President, Investor Relations and FP&A
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(2) Area where the Applicant proposes to offer telecommunications or IVoIP services:

Identify area by local telephone company exchange, in whole or in part:	Uniti Dark Fiber requests authority to provide (a) non-switched local exchange and (b) interexchange telecommunications services throughout the State of Missouri.
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(3) That the Applicant is legally, financially, and technically qualified to provide the requested authorization to provide the indicated telecommunications and/or interconnected voice over internet protocol services;

(4) That the Applicant is ready, willing, able, and will comply with all applicable state and federal laws and regulations imposed upon providers of the indicated telecommunications and/or interconnected voice over Internet protocol services;

(5) That the Applicant will comply with applicable assessment requirements. These assessments include but are not necessarily limited to:

- (a) Relay Missouri assessment requirements identified in 20 CSR 4240-28.012(2)(C);
- (b) Missouri universal service fund assessment requirements identified in 20 CSR 4240-28.012(2)(B);
- (c) Missouri Public Service Commission assessment requirements identified in 20 CSR 4240-28.012(2)(A);
- (d) Local enhanced 911;
- (e) Any applicable license tax;

(6) That the Applicant will comply with applicable reporting requirements identified in 20 CSR 4240-28.012 including maintaining an updated list of company contacts in the Missouri Commission's Electronic Filing and Information System;

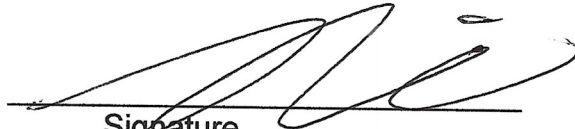
(7) That the Applicant has established a process for handling inquiries from customers concerning billing issues, service issues, and other consumer-related complaints;

and

(8) The Applicant's service meets the criteria as defined within §386.020 for the indicated services sought for certification and/or registration.

(9) By signing this form, I hereby certify that neither I, nor any other member of this filing party, has had communications with a Commissioner, Commission Advisor, Regulatory Law Judge, member of the General Counsel or any member of their support team in the sixty (60) days prior to the filing date of this form regarding any substantive issue included in this filing. If any communication of this sort has occurred in the previous sixty (60) day period, I further certify this application was held until sixty (60) days have passed from the date of the subject communication, or we have requested a waiver for good cause as allowed by Commission Rule 20 CSR 4240-4.017(1)(D).

This concludes my affidavit.

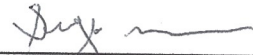

Signature

Jeffrey R. Strenkowski
Printed Name

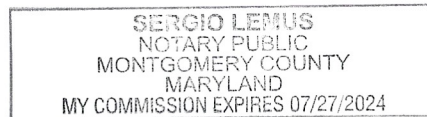
VP, Deputy General Counsel
(Title)

State of Maryland
County of Montgomery

Subscribed and sworn before me this 27 day of September, 2022.


Notary Public

Notary Seal:



CERTIFICATE OF SERVICE

I, Thomas J. Garrity, III hereby certify that a true and correct copy of the above and foregoing document was delivered by electronic mail, on this 27th day of September, 2022, to the following parties:

General Counsel
Missouri Public Service Commission
200 Madison Street, P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

Office of Public Counsel
Governor Office Bldg., Suite 650
P.O. Box 2230
Jefferson City, MO 65102-2230
opcservice@ded.mo.gov

/s/ Thomas J. Garrity, III

Thomas J. Garrity, III
Morgan, Lewis & Bockius LLP