

STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE

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PUBLIC SERVICE COMMISSION



LAWRENCE G. MALONE General Counsel

> DEBRA RENNER Acting Secretary

March 11, 1999

Mr. Clayton A. Thomas, President Net2000 Group, Inc. 8180 Greensboro Dr., Suite 500 McLean, VA 22102

Re: <u>Case No. 97-C-2027</u>

Dear Mr. Thomas:

This is to advise you that Net2000 Group, Inc.'s request to amend its certificate of public convenience and necessity to operate as a facilities-based common carrier and reseller of telephone services, including local exchange services (local dial-tone) within New York State, has been approved. This authority does not allow provision of emergency operator services in accordance with Part 649.6 of the Commission's rules.

Before providing telephone services in New York State, Net2000 Group, Inc. must file with the Secretary to the Commission and have an approved tariff of rates and terms and conditions of service. The tariff must be submitted within 60 days and may not become effective on less than 30 days notice to the Commission.

Under the Commission's Competition II Order, local exchange carriers are required to provide monthly service quality information to Department staff (see enclosure). In addition, facilities-based local exchange carriers are required to provide certain construction budget information annually as specified each December by the Director of the Office of Communications. Mr. Clayton A. Thomas March 11, 1999 Page 2

Before commencing construction of telephone lines pursuant to the authorization given by this certification, all required local consents and/or franchises must be obtained as set forth in Public Service Law §99(1), Transportation Corporations Law §27 and Commission rules and regulations, 16 NYCRR §21.1(f). Additionally, as a facilities-based common carrier, the company is subject to the standards and practices set forth in Chapter VI of the Commission rules and regulations.

This certification is based upon the accuracy of information provided in Net2000 Group, Inc.'s application, and such certification may be revoked if the company's application is found to have contained false or misleading information; for Net2000 Group, Inc.'s failure to file and/or maintain current tariffs; or, for violation of other Commission rules and regulations.

By direction and delegation of the Commission,

Janet Hand Deixler Director Office of Communications

Enclosure