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Via Electronic Filing

LEON L. NOWALSKY EDWARD P. GOTHARD

Beth Salak, Director Office of Telecommunications Florida Public Service Commission 2540 Shumard Oak BLvd. Tallahassee, FL 32399-0850

RE:

Notification of Pro Forma Transaction

on behalf of FiberLight, LLC

Dear Ms. Salak:

On behalf of FiberLight, LLC ("FiberLight"), this letter notifies the Commission of a pro forma transaction involving the reorganization of FiberLight's corporate structure. The intent of this reorganization is to place the majority ownership of FiberLight into a holding company, Thermo Acquisitions, Inc., a Delaware corporation ("TA"), thereby making FiberLight a majority owned subsidiary of TA. The pre-transaction ownership of FiberLight will be substantially mirrored in the post-transaction ownership of TA, such that the controlling owners of FiberLight will become controlling shareholders of TA. It is our understanding, based upon review of the applicable statutes and regulations, that this transaction does not require prior Commission approval.

Introduction

On February 23, 2018, all but one of the owners of FiberLight entered into agreements to contribute their membership interests in FiberLight to TA, in exchange for shares of stock of TA. The intent of this reorganization is to place the majority ownership of FiberLight into a holding company, TA, so that following consummation of the transaction, FiberLight will become a subsidiary of TA.

The entities and individuals who own FiberLight will remain substantially the same throughout the reorganization, with more than fifty-percent (50%) ownership and equity in TA remaining with the original owners of FiberLight. The controlling owners of Fiberlight (the "Controlling Shareholders") are controlling shareholders of TA.

Subject to receipt of applicable regulatory approvals, FiberLight proposes to consummate the *proforma* intra-company transactions.

¹ One of the shareholders of FiberLight, whose ownership percentage is .00007405% has not contributed his shares of FiberLight into TA. Therefore, the non-contributing shareholder's less than one percent (1%) ownership shall remain in FiberLight.

Description of the Parties:

FiberLight is a Delaware limited liability company with principal offices at 11700 Great Oaks Way, Suite 100, Alpharetta, GA 30022. TA is a holding company organized in the State of Delaware with principal office located at 1735 19th Street, Suite 200, Denver, Colorado 80202.

In this State, FiberLight is authorized to provide facilities-based telecommunications services in this State pursuant to authority granted in Docket No. 20080620 on February 5, 2009.

Contacts

Correspondence concerning this notice should be sent to:

Leon Nowalsky
Nowalsky & Gothard, APLLC
1420 Veterans Blvd.
Metairie, Louisiana
Phone (504) 832-1984
Email: lnowalsky@nbglaw.com

Description of the Pro Forma Transactions

On February 23, 2018, the Controlling Owners² of FiberLight contributed their membership interests in FiberLight to TA in exchange for shares of common stock of TA, and the Controlling Owners continue to collectively own more than 50.1% of the stock of TA.

The proposed Pro Forma transaction will not result in any changes to the services received by customers of FiberLight, including rates, terms and conditions of service. Each of the affected customers will receive notice of the Pro Forma transaction. A sample notice that will be sent to customers is provided as Exhibit A.

Public Interest Considerations

The Parties submit that the *pro forma* intra-company transaction described herein is in the public interest. The transaction will simplify FiberLight's ability to obtain the financing necessary to continue to grow its business, reduce its accounting burdens and provide other operational efficiencies.

The transaction will be transparent to customers and will not result in a change in their services. The rates, terms and conditions of their services will not change as a result of this intra-company transaction, as FiberLight will be the provider of telecommunications services to the customers both pre and post transaction.

² The Controlling Owners (10% or more ownership or equity which, when combined, exceeds 50.1% of the equity of FiberLight) consist of Thermo Development, Inc., a Colorado corporation, FL Investment Holdings LLC, a Delaware limited liability company, and NT Assets, LLC, a Delaware limited liability company.

Lastly, the Parties involved in this transaction will maintain the same corporate officers and there will be no change in the managerial personnel who are serving the customers affected by this transaction.

Should you have any additional questions please contact the undersigned.

Sincerely,

L. Nowalsky
Leon Nowalsky
/
M

LLN/rph Enclosure

EXHIBIT "A"

Customer Notice

Customer Notice/Bill Insert

Dear Customer:

FiberLight, LLC ("FiberLight") entered into an agreement involving the reorganization of FiberLight's corporate structure. The intent of this reorganization is to place the majority ownership of FiberLight into a holding company, Thermo Acquisitions, Inc. ("TA"), thereby making FiberLight a majority owned subsidiary of TA.

The change in the ownership of FiberLight will not affect or disrupt your current service in any way. You can expect the same outstanding level of service and customer care as well as additional resources that will be leveraged to ensure that you receive the highest levels of customer support. In addition, your rates and the terms and conditions of your existing service will remain the same.

You will not incur any carrier-change charges from your local telephone company as a result of this transaction.

You have a choice of telecommunications service providers and have the right to choose another provider for your services. If you decide to switch to a different provider and you have **not** informed FiberLight by the date of the transfer, your service will continue with and be serviced by FiberLight.

FiberLight appreciates the opportunity to be your telecom provider. FiberLight looks forward to continuing to provide your business with world-class customer service and the most reliable, cutting-edge business-grade telecommunication services available today.

FiberLight, LLC is a premier provider of fiber optic broadband services for business clients across the US. To learn more about FiberLight please visit www.fiberlight.com

If you have any questions, please contact a FiberLight customer service representative at (800) 672-0181.

Sincerely,

FiberLight, LLC