



PUBLIC NOTICE

Federal Communications Commission
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DA 06-771
March 31, 2006

**COMMENTS INVITED ON APPLICATION OF VERIZON AVENUE CORP.
(F/K/A ONEPOINT COMMUNICATIONS CORP.), VIC-RMTS-DC, L.L.C.,
ONEPOINT COMMUNICATIONS-GEORGIA, L.L.C., AND ONEPOINT
COMMUNICATIONS-COLORADO, L.L.C. TO DISCONTINUE DOMESTIC
TELECOMMUNICATIONS SERVICES**

WC Docket No. 06-73
Comp. Pol. File No. 752

Comments Due: April 14, 2006

Section 214 Application

Applicants: Verizon Avenue Corp. (f/k/a OnePoint Communications Corp.), VIC-RMTS-DC, L.L.C., OnePoint Communications-Georgia, L.L.C., and OnePoint Communications-Colorado, L.L.C.

On **March 1, 2006**, **Verizon Avenue Corp. (f/k/a OnePoint Communications Corp.), VIC-RMTS-DC, L.L.C., OnePoint Communications-Georgia, L.L.C., and OnePoint Communications-Colorado, L.L.C.** (collectively, Verizon Avenue or Applicants), located at **12901 Worldgate Drive, Herndon, Virginia 20170**, filed an application with the Federal Communications Commission (FCC or Commission) requesting authority, under section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and section 63.71 of the Commission's rules, 47 C.F.R. § 63.71, to discontinue its provision of certain domestic telecommunications services in 27 states and the District of Columbia. On March 30, 2006, Verizon Avenue filed an amendment correcting certain deficiencies in its application. Accordingly, the application is deemed complete as of March 30, 2006.

In its application, Verizon Avenue indicates that applicants offer local, intraLATA, interLATA, and international telecommunications services in Arizona, California, Colorado, Connecticut, District of Columbia, Delaware, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Maryland, Massachusetts, Michigan, New Jersey, New York, North Carolina, Ohio, Oregon, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, Washington, and West Virginia. Verizon Avenue seeks authority to discontinue the specified services on May 1, 2006.¹ Verizon Avenue states that the affected customers are distributed as follows: Arizona (80), California (454), Colorado (61), District of Columbia (3), Florida (3), Georgia (20), Illinois (693), Maryland (164), North Carolina (15), Ohio (278), Pennsylvania (15), South Carolina (12), and Virginia (113), and that the applicants do not currently serve any

¹ Discontinuance of international service is governed by 47 C.F.R. § 63.19.

customers in the remaining states. Verizon Avenue asserts that, between February 27, 2006 and March 1, 2006, it provided all affected customers with written notice of its proposal to discontinue service by letters sent via U.S. mail, in accordance with the requirements of section 63.71 of the Commission's rules. Finally, Verizon Avenue asserts that applicants are non-dominant with regard to the affected services.

In accordance with section 63.71(c) of the Commission's rules, Verizon Avenue's application will be deemed to be automatically granted on the thirty-first (31st) day after the release date of this public notice, unless the Commission notifies Verizon Avenue that the grant will not be automatically effective. Accordingly, pursuant to section 63.71(c), absent further Commission action, Verizon Avenue may terminate service to its affected customers on **May 1, 2006**. The Commission will normally authorize proposed discontinuances of service unless it is shown that customers or other end users would be unable to receive service or a reasonable substitute from another carrier, or that the public convenience and necessity would be otherwise adversely affected.

This proceeding is considered a "permit but disclose" proceeding for purposes of the Commission's ex parte rules, 47 C.F.R. §§ 1.1200-1.1216. Comments objecting to this application must be filed with the Commission on or before **April 14, 2006**. Such comments should refer to **WC Docket No. 06-73** and **Comp. Pol. File No. 752**. Comments should include specific information about the impact of this proposed discontinuance on the commenter, including any inability to acquire reasonable substitute service. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies. *See Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998). Comments filed through the ECFS can be sent as an electronic file via the Internet to <http://www.fcc.gov/cgb/ecfs/>. Filers should follow the instructions provided on the website for submitting comments. Generally, only one copy of an electronic submission must be filed. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, filers should send an e-mail to ecfs@fcc.gov, and include the following words in the body of the message, "get form." A sample form and directions will be sent in response.

Parties who choose to file by paper must send an original and four (4) copies of the comments to the Office of the Secretary, Federal Communications Commission, 445 12th Street, S.W., Room TW-A325, Washington, D.C. 20554. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission. The Commission's contractor will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express, and Priority mail should be addressed to 445 12th Street, S.W., Washington, D.C. 20554.

Two (2) copies of the comments should also be sent to the Competition Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12th Street, S.W., Room 5-C327, Washington, D.C. 20554, Attention: Carmell Weathers. In addition, comments should be served upon the

Applicants. Commenters are also requested to fax their comments to the FCC at (202) 418-1413, Attention: Carmell Weathers.

The application will be available for public inspection and copying during regular business hours at the FCC Reference Center, Portals II, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554, (202) 418-0270. A copy of the application may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, telephone (202) 488-5300, facsimile (202) 488-5563, or via e-mail at FCC@BCPIWEB.COM. People with Disabilities: To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (TTY).

For further information, contact Carmell Weathers, (202) 418-2325 (voice), carmell.weathers@fcc.gov, or John Adams, (202) 418-0394 (voice), john.adams@fcc.gov of the Competition Policy Division, Wireline Competition Bureau. The TTY number is (202) 418-0484. For further information on procedures regarding section 214 please visit http://www.fcc.gov/wcb/cpd/other_adjud.

-FEDERAL COMMUNICATIONS COMMISSION-