



# PUBLIC NOTICE

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**DA 06-873**  
**Released: April 18, 2006**

## NOTICE OF REMOVAL OF DOMESTIC SECTION 214 APPLICATION FROM STREAMLINED TREATMENT

**WC Docket No. 06-47**

The application listed in this notice has been removed from streamlined treatment pursuant to the Commission's streamlined procedures for domestic section 214 transfer of control applications.<sup>1</sup> Section 63.03(c)(1)(v) of the Commission's rules provides that at any time after an application is filed, the Commission, acting through the Chief of the Wireline Competition Bureau, may notify an applicant that its application is being removed from streamlined processing where the Commission "determines that the application requires further analysis to determine whether a proposed transfer of control would serve the public interest."<sup>2</sup>

### **Domestic Section 214 Application Filed for the Transfer of Control of the CTC Communications Group, Inc. and the Choice One Communications, Inc. Subsidiaries to Surviving Corporation, WC Docket No. 06-47**

On March 27, 2006, the Commission released a public notice accepting for streamlined processing a domestic section 214 application involving CTC Communications Group, Inc., ("CTC Group") and Choice One Communications Inc. ("Choice One")(together "Applicants").<sup>3</sup> Specifically, the Applicants seek authority to transfer control of the CTC Group subsidiaries and the Choice One subsidiaries as a result of the merger of CTC Group with and into Choice One. On April 10, 2006, the Department of Homeland Security with the concurrence of the Department of Justice, including the Federal Bureau of Investigation (collectively, the "Executive Branch Agencies") filed with the Commission a letter requesting that the

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<sup>1</sup> 47 C.F.R. § 63.03; *Implementation of Further Streamlining Measures for Domestic Section 214 Authorizations*, 17 FCC Red 5517 (2002) (*Streamlining Order*).

<sup>2</sup> See 47 C.F.R. § 63.03(c)(1)(v).

<sup>3</sup> *Domestic Section 214 Application Filed for the Transfer of Control of the CTC Communications Group, Inc. and the Choice One Communications, Inc. Subsidiaries to Surviving Corporation*, WC Docket No. 06-47, Public Notice, DA 06-667 (rel. Mar. 27, 2006).

Commission defer grant of this application while the Executive Branch Agencies address potential national security, law enforcement, and public safety concerns.<sup>4</sup>

This application is being removed from streamlined review in response to the request filed by the Executive Branch Agencies. Final action on this application should be expected once the Commission has received notification from the Executive Branch Agencies that the evaluation has been completed, but not later than 180 days from public notice that the application was accepted for filing.<sup>5</sup>

For further information, please contact Tracey Wilson-Parker at (202) 418-1394 or Denise Coca at (202) 418-0574, Competition Policy Division, Wireline Competition Bureau.

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<sup>4</sup> See Letter from Stewart A. Baker, Assistant Secretary for Policy, United States Department of Homeland Security, to Marlene H. Dortch, FCC, WC Docket No. 06-47 and ITC-T/C-20060222-00100, ITC-T/C-20060222-00101, ITC-T/C-20060222-00102, ITC-T/C-20060222-00103, ITC-T/C-20060222-00105, and ITC-T/C-20060222-00106 (dated April 10, 2006).

<sup>5</sup> See 47 C.F.R. § 63.03(c)(2).