



# PUBLIC NOTICE

**Federal Communications Commission**  
**445 12<sup>th</sup> St., S.W.**  
**Washington, D.C. 20554**

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**TTY: 1-888-835-5322**

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**DA 08-2549**  
**Released: November 21, 2008**

**DOMESTIC SECTION 214 APPLICATION FILED FOR THE TRANSFER OF CERTAIN  
CUSTOMERS OF NORLIGHT, INC. D/B/A CINERGY COMMUNICATIONS TO  
JACKSON ENERGY AUTHORITY**

**STREAMLINED PLEADING CYCLE ESTABLISHED**

**WC Docket No. 08-223**

**Comments Due: December 5, 2008**  
**Reply Comments Due: December 12, 2008**

On November 5, 2008, Norlight, Inc. d/b/a Cinergy Communications (Norlight) and Jackson Energy Authority (JEA) (together, Applicants) filed an application pursuant to section 63.03 of the Commission's rules to enable JEA to acquire certain customers of Norlight.<sup>1</sup> Norlight, a Kentucky corporation, is certified to provide competitive local exchange and long distance services in 26 states. Norlight is a wholly owned subsidiary of Q-Comm Corporation, a Nevada holding company.<sup>2</sup> JEA, a Tennessee corporation, is certified to provide competitive local exchange and long distance services in Tennessee. JEA is a public utility authority in the State of Tennessee that is wholly owned by its ratepayers. Applicants state that no entity owns 10 percent or more of the equity of JEA, and that it does not have any telecommunications affiliates. Pursuant to the terms of the proposed transaction, JEA will acquire Norlight's residential and business local and long distance customers in Jackson, Tennessee. Following the proposed transaction, JEA will provide services to these customers by reselling Norlight's services. Applicants assert that the proposed transaction is entitled to presumptive streamlined treatment under section 63.03(b)(2)(i) of the Commission's rules and that a grant of the application will serve the public interest, convenience, and necessity.<sup>3</sup>

Application Filed for the Transfer of Certain Customers of Norlight, Inc. to Jackson Energy Authority, WC Docket No. 08-223 (filed Nov. 5, 2008).

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<sup>1</sup> 47 C.F.R. § 63.03; *see* 47 U.S.C. § 214. Applicants filed supplements to their domestic section 214 application on November 18 and November 21, 2008.

<sup>2</sup> Applicants state that Norlight was formerly known as Cinergy Communications Company prior to a name change that occurred in 2007.

<sup>3</sup> 47 C.F.R. § 63.03(b)(2)(i).

## **GENERAL INFORMATION**

The Wireline Competition Bureau finds, upon initial review, that the transfer of control identified herein is acceptable for filing as a streamlined application. The Commission reserves the right to return any transfer of control application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules and policies. Pursuant to section 63.03(a) of the Commission's rules, 47 C.F.R. § 63.03(a), interested parties may file comments **on or before December 5, 2008**, and reply comments **on or before December 12, 2008**. Unless otherwise notified by the Commission, the Applicants may transfer control on the 31<sup>st</sup> day after the date of this notice.<sup>4</sup> Comments must be filed electronically using (1) the Commission's Electronic Comment Filing System (ECFS) or (2) the Federal Government's eRulemaking Portal. See 47 C.F.R. § 63.03(a) ("All comments on streamlined applications shall be filed electronically . . . ."); *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- Comments may be filed electronically using the Internet by accessing the ECFS, <http://www.fcc.gov/cgb/ecfs/>, or the Federal eRulemaking Portal, <http://www.regulations.gov>. Filers should follow the instructions provided on the website for submitting comments.
- For ECFS filers, if multiple docket or rulemaking numbers appear in the caption of this proceeding, filers must transmit one electronic copy of the comments for each docket or rulemaking number referenced in the caption. 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, filers should send an e-mail to [ecfs@fcc.gov](mailto: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.

### **In addition, email one copy of each pleading to each of the following:**

- 1) The Commission's duplicating contractor, Best Copy and Printing, Inc., [fcc@bcpiweb.com](mailto:fcc@bcpiweb.com); phone: 202 / 488-5300; fax: 202 / 488-5563;
- 2) Tracey Wilson-Parker, Competition Policy Division, Wireline Competition Bureau, [tracey.wilson-parker@fcc.gov](mailto:tracey.wilson-parker@fcc.gov);
- 3) Jodie May, Competition Policy Division, Wireline Competition Bureau, [jodie.may@fcc.gov](mailto:jodie.may@fcc.gov);
- 4) David Krech, International Bureau, Policy Division, International Bureau, [david.krech@fcc.gov](mailto:david.krech@fcc.gov);
- 5) Jim Bird, Office of General Counsel, [jim.bird@fcc.gov](mailto:jim.bird@fcc.gov).

Filings and comments are available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. They may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554; telephone: 202 / 488-5300; fax: 202 / 488-5563; email: [fcc@bcpiweb.com](mailto:fcc@bcpiweb.com); url: [www.bcpiweb.com](http://www.bcpiweb.com).

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<sup>4</sup> Such authorization is conditioned upon receipt of any other necessary approvals from the Commission in connection with the proposed transaction.

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For further information, please contact Tracey Wilson-Parker at 202 / 418-1394 or Jodie May at 202 / 418-0913.

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