



PUBLIC NOTICE

Federal Communications Commission
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DA 09-1582
Released: July 23, 2009

**DOMESTIC SECTION 214 APPLICATION FILED FOR THE ACQUISITION OF CERTAIN
ASSETS OF TELENATIONAL COMMUNICATIONS, INC. D/B/A
T.N.C. COMMUNICATIONS, INC. BY EAST TEXAS TELECOMMUNICATIONS LLC**

STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 09-116

Comments Due: August 6, 2009
Reply Comments Due: August 13, 2009

On June 24, 2009, Telenational Communications, Inc. d/b/a T.N.C. Communications, Inc. (Telenational) and East Texas Telecommunications LLC (ETT, together, Applicants) filed an application pursuant to section 63.03 of the Commission's rules¹ seeking approval to transfer certain assets and customers of Telenational to ETT. Telenational, a Delaware corporation, is a wholly owned subsidiary of RapidLink, Inc., a publicly traded Delaware corporation. RapidLink, Inc. provides, through its operating subsidiaries, competitive telecommunications services in several states. Telenational provides competitive local exchange and long distance services in Texas and is certified to provide long distance services nationwide, except in Tennessee, Delaware, Hawaii, Alaska, and the District of Columbia. ETT, a Texas limited liability company, does not currently provide telecommunications services. The following two U.S. citizens own ETT: Terry Peck (45 percent) and David Tropper (55 percent). Pursuant to the terms of the proposed transaction, ETT will acquire 1,621 local exchange and long distance customers of Telenational located in and around Kaufman and Henderson Counties in Texas. Applicants state that Telenational will continue to provide service in its remaining service areas in Texas after the transaction is completed. 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.²

Domestic Section 214 Application Filed for the Acquisition of Certain Assets of
Telenational Communications, Inc. d/b/a T.N.C. Communications, Inc. by East Texas
Telecommunications LLC, WC Docket No. 09-116 (filed June 24, 2009).

¹ 47 C.F.R. § 63.03; *see* 47 U.S.C. § 214. Applicants are also filing applications for transfer of control associated with authorization for international services. Any action on this domestic section 214 application is without prejudice to Commission action on other related, pending applications. Applicants filed a supplement to their domestic section 214 application on July 23, 2009.

² 47 C.F.R. § 63.03(b)(2)(i).

GENERAL INFORMATION

The transfer of assets identified herein has been found, upon initial review, to be acceptable for filing as a streamlined application. The Commission reserves the right to return any transfer 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 CFR § 63.03(a), interested parties may file comments **on or before August 6, 2009**, and reply comments **on or before August 13, 2009**. Unless otherwise notified by the Commission, the Applicants may transfer control on the 31st day after the date of this notice.³ Comments must be filed electronically using (1) the Commission's Electronic Comment Filing System (ECFS) or (2) the Federal Government's e-Rulemaking 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 e-Rulemaking 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 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, e-mail one copy of each pleading to each of the following:

- 1) The Commission's duplicating contractor, Best Copy and Printing, Inc., 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;
- 3) Jodie May, Competition Policy Division, Wireline Competition Bureau, jodie.may@fcc.gov;
- 4) David Krech, Policy Division, International Bureau, david.krech@fcc.gov; and
- 5) Jim Bird, Office of General Counsel, 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; e-mail: fcc@bcpiweb.com; url: www.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).

³ Such authorization is conditioned upon receipt of any other necessary approvals from the Commission in connection with the proposed transaction.

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

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