



PUBLIC NOTICE

Federal Communications Commission
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DA 09-181
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NOTICE OF NON-STREAMLINED DOMESTIC SECTION 214 APPLICATION GRANTED

WC Docket No. 08-224

Pursuant to section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and sections 0.91, 0.291, and 63.03 of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, and 63.03, the Wireline Competition Bureau (Bureau) approves the application of Midcontinent Communications (Midcontinent) and BEK Communications Cooperative (BEK) to transfer certain assets from Midcontinent to BEK.

The Bureau finds, upon consideration of the record, that the proposed transfer will serve the public interest, convenience, and necessity, and therefore grants the requested authorization.¹ Pursuant to section 1.103 of the Commission's rules, 47 C.F.R. § 1.103, the consent granted herein is effective upon the release of the Public Notice. Petitions for reconsideration under section 1.106 or applications for review under section 1.115 of the Commission's rules, 47 C.F.R. §§ 1.106, 1.115, may be filed within 30 days of the date of this Public Notice.

For further information, please contact Tracey Wilson-Parker at 202 / 418-1394, Competition Policy Division, Wireline Competition Bureau.

¹ See *Joint Applications of Telephone and Data Systems, Inc. and Chorus Communications, Ltd. For Authority to Transfer Control of Commission Licenses and Authorizations Pursuant to Sections 214 and 310(d) of the Communications Act and Parts 22, 63 and 90 of the Commission's Rules*, Memorandum Opinion and Order, 16 FCC Rcd 15293, 15296-99 (CCB/WTB 2001) (authorizing transfer of control involving an incumbent LEC and a competitive in-region provider of local exchange and exchange access services where overlap was limited and the transaction overall resulted in public interest benefits); *Wireline Competition Bureau Grants Consent for Acquisition of Certain Assets of Adelphia Business Solutions by BellSouth*, WC Docket No. 02-181, Public Notice, 18 FCC Rcd 11438 (WCB 2003) (authorizing transfer of resale customers from a competitive LEC to the incumbent LEC where the competitive LEC was exiting the market and the transaction was in the public interest).