



PUBLIC NOTICE

Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554

News Media Information 202 / 418-0500
Internet: <http://www.fcc.gov>
TTY: 1-888-835-5322

DA 12-1837
Released: November 14, 2012

**DOMESTIC SECTION 214 APPLICATION FILED FOR THE TRANSFER OF CONTROL OF
US METROPOLITAN TELECOM, LLC FROM FIBERCON HOLDINGS, LLC
TO SUMMIT VISTA INC.**

STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 12-331

Comments Due: November 28, 2012
Reply Comments Due: December 5, 2012

On November 9, 2012, FiberCon Holdings, LLC (FiberCon), US Metropolitan Telecom, LLC (US Metro), and Summit Vista Inc. (Summit Vista) (collectively, Applicants) filed an application, pursuant to section 63.03 of the Commission's rules,¹ to transfer control of US Metro from FiberCon to Summit Vista.

US Metro, a Florida limited liability company, provides resold local and interstate telecommunications services and facilities-based local services to commercial subscribers in Florida. US Metro is wholly owned by FiberCon, a Florida limited liability company.

Summit Vista, a Florida corporation, is a wholly owned subsidiary of Cable Bahamas Ltd. (CBL), a publicly traded corporation under the laws of the Commonwealth of The Bahamas (The Bahamas). By itself and through its subsidiaries, CBL provides in The Bahamas broadband cable television, Internet and telecommunications services. The largest single shareholder of CBL, holding 22.32 percent of its equity, is the National Insurance Board of The Bahamas. No other individuals or entities hold a 10 percent or greater direct or indirect equity or voting interest in the company. Trinity Communications Ltd., a Delaware corporation, is a wholly owned subsidiary of Caribbean Crossings Ltd., itself a wholly owned subsidiary of CBL. Caribbean Crossings Ltd. owns and operates The Bahamas Internet Cable System (BICS) extending between the United States and The Bahamas.

Pursuant to the Agreement and Plan of Merger, by and among CBL, Summit Vista, FiberCon, and US Metro, FiberCon agrees to transfer all of its interest in US Metro to Summit Vista. After consummation of the proposed transaction, US Metro shall continue to operate as a wholly owned subsidiary of Summit Vista. 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

¹ 47 C.F.R. § 63.03; *see* 47 U.S.C. § 214. Applicants filed a supplement to their application on November 14, 2012.

² 47 C.F.R. § 63.03(b)(2)(i).

GENERAL INFORMATION

The transfer of control 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 November 28, 2012**, and reply comments **on or before December 5, 2012**. Unless otherwise notified by the Commission, the Applicants may transfer control on the 31st day after the date of this notice.³ Comments should be filed using the Commission's Electronic Comment Filing System (ECFS). See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- Electronic Filers: Comments may be filed electronically using the Internet by accessing the ECFS: <http://fjallfoss.fcc.gov/ecfs2/>.

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) Myrva Charles, Competition Policy Division, Wireline Competition Bureau, myrva.charles@fcc.gov;
- 3) Dennis Johnson, Competition Policy Division, Wireline Competition Bureau, dennis.johnson@fcc.gov;
- 4) 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).

For further information, please contact Myrva Charles at (202) 418-1506 or Dennis Johnson at (202) 418-0809.

- FCC -

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