



PUBLIC NOTICE

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

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DA 12-897
Release Date: June 7, 2012

**WIRELESS TELECOMMUNICATIONS BUREAU AND WIRELINE COMPETITION BUREAU
SEEK COMMENT ON
PETITION FOR FCC AGREEMENT TO REDEFINE STUDY AREAS OF
FIVE RURAL TELEPHONE COMPANIES IN PENNSYLVANIA
BY KEYSTONE WIRELESS, LLC D/B/A/ IMMIX WIRELESS**

WC Docket No. 09-197
WT Docket No. 10-208
AU Docket No. 12-25

Comment Date: June 14, 2012

Reply Comment Date: June 20, 2012

The Wireless Telecommunications Bureau and the Wireline Competition Bureaus (the Bureaus) seek comment on a petition filed on May 25, 2012 by Keystone Wireless, LLC, d/b/a Immix Wireless (Keystone), pursuant to section 54.207 of the Commission's rules.¹ In its petition, Keystone requests the Commission's agreement with the Pennsylvania Public Utility Commission to redefine the service areas of five rural telephone companies: Conestoga Telephone and Telegraph Company (Conestoga), Mahanoy & Mahantongo Telephone Company (Mahanoy & Mahantongo), United Telephone Company of Pennsylvania (United), Windstream Pennsylvania, Inc. (Windstream), and Commonwealth Telephone Company (Commonwealth).²

Section 54.207 of the Commission's rules, which implements section 214(e)(5) of the Communications Act of 1934, as amended (the Act), provides that a rural telephone company's service area will be its study area "unless and until the Commission and the states, after taking into account the recommendations of a Federal-State Joint Board instituted under section 410(c) of the Act, establish a different definition of service area for such company."³

This public notice is required by section 54.207(c)(2) of the Commission's rules.⁴ If the Commission initiates a proceeding to consider the Petition, it must do so within 90 days of the release

¹ Petition for FCC Agreement to Redefine Study Areas of Five Rural Telephone Companies in Pennsylvania by Keystone Wireless, LLC d/b/a Immix Wireless, WC Docket No. 09-197, WT Docket No. 10-208, AU Docket No. 12-25 (filed May 25, 2012) (Petition); 47 C.F.R. § 54.207.

² Petition at 1.

³ 47 C.F.R. § 54.207(b); 47 U.S.C. § 214(e)(5).

⁴ 47 C.F.R. § 54.207(c)(2).

date of this public notice, pursuant to the Commission's rules.⁵ If the Commission does not act on the Petition by **September 5, 2012**, the definition proposed by the Pennsylvania Public Utility Commission will be deemed approved by the Commission and shall take effect in accordance with state procedures.⁶

Interested parties may file **comments on or before June 14, 2012**, and **reply comments on or before June 20, 2012**. All pleadings are to reference **WC Docket No. 09-197, WT Docket No. 10-208, and AU Docket No. 12-25**. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies.⁷

- Electronic Filers: Comments may be filed electronically using the Internet by accessing the ECFS: <http://fjallfoss.fcc.gov/ecfs2/>.
- Paper Filers: Parties who choose to file by paper must file an original and one copy of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

All hand-delivered or messenger-delivered paper filings for the Commission's Secretary must be delivered to FCC Headquarters at 445 12th St., S.W., Room TW-A325, Washington, D.C. 20554. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. The filing hours are 8:00 a.m. to 7:00 p.m. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class, Express, and Priority mail must be addressed to 445 12th Street, S.W., Washington D.C. 20554.

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).

In addition, one copy of each pleading must be sent to each of the following:

- (1) The Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, www.bcpweb.com; phone: (202) 488-5300 fax: (202) 488-5563; and
- (2) Erik Salovaara, Auctions and Spectrum Access Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Portals I, Room 6514, Washington, D.C. 20554.

Filings and comments are also 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, or via e-mail www.bcpweb.com.

⁵ 47 C.F.R. § 54.207(c)(3).

⁶ See 47 C.F.R. § 54.207(c)(3)(ii).

⁷ See *Electronic Filing of Documents in Rulemaking Proceedings*, GC Docket No. 97-113, Report and Order, 13 FCC Red 11322 (1998).

This matter shall be treated as a “permit-but-disclose” proceeding in accordance with the Commission’s *ex parte* rules.⁸ Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentations must contain summaries of the substance of the presentation and not merely a listing of the subjects discussed. More than a one or two sentence description of the views and arguments presented generally is required.⁹ Other rules pertaining to oral and written *ex parte* presentations in permit-but-disclose proceedings are set forth in section 1.1206(b) of the Commission’s rules.¹⁰

For further information, please contact Erik Salovaara, Auctions and Spectrum Access Division, Wireless Telecommunications Bureau at (202) 418-0660.

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⁸ 47 C.F.R. §§ 1.1200 *et seq.*

⁹ *See* 47 C.F.R. § 1.1206(b)(1).

¹⁰ 47 C.F.R. § 1.1206(b).