



PUBLIC NOTICE

Federal Communications Commission
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Released: September 19, 2013

DOMESTIC SECTION 214 APPLICATION FILED FOR THE ACQUISITION OF ASSETS OF INTERNET SOLVER, INC. BY ALLIANCE CONNECT, LLC

STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 13-223

Comments Due: October 3, 2013

Reply Comments Due: October 10, 2013

On August 30, 2013, Internet Solver, Inc. (Internet Solver) and Alliance Connect, LLC (ACL), (together, Applicants) filed an application pursuant to section 63.03 of the Commission's rules¹ to assign all of the assets of Internet Solver to ACL. Applicants consummated this transaction without Commission approval on June 1, 2013.²

Internet Solver, an Iowa corporation, provides competitive telecommunications services in the service territories of CenturyLink, Frontier, and Windstream in Iowa. ACL provides competitive local exchange carrier (LEC) services in Iowa in the service territories of CenturyLink, Frontier, and Windstream. ACL is a wholly owned subsidiary of Alliance Technologies, Inc. (ATI). ATI is owned by Iowa Network Services, Inc. (INS) (75 percent) and Mr. Steve Sikkink (25 percent), a U.S. citizen. Applicants state that INS is owned by a number of rural Iowa incumbent LECs, none of which holds an ownership and/or voting interest of 10 percent or more in INS. All entities are U.S.-based.

Applicants state that on June 1, 2013, ATI acquired substantially all of the assets of Internet Solver, including Internet Solver's licenses, authorizations, customer accounts and receivables, customer and vendor contracts and agreements, equipment, and intellectual property. ATI and ACL also executed

¹ 47 C.F.R. § 63.03; *see* 47 U.S.C. § 214. Applicants also filed an application 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.

² On September 18, 2013, the Wireline Competition Bureau granted Applicants' request for Special Temporary Authority for a period of 60 days for authorization to continue to provide service pending approval of this application. A grant of the application will be without prejudice to any enforcement action by the Commission for non-compliance with the Communications Act of 1934, as amended, or the Commission's rules. Letter from Michael P. Donahue and Joanna G. Wallace, Counsel for Internet Solver, Inc., and James U. Troup and Tony S. Lee, Counsel for Alliance Connect, LLC, to Marlene H. Dortch, Secretary, FCC, WC Docket No. 13-223 (filed Sept. 18, 2013).

an intra-corporate assignment agreement whereby ATI will transfer all of the acquired assets to ACL upon receipt of all regulatory approvals. Applicants assert that the proposed transaction is entitled to presumptive streamlined treatment under section 63.03(b)(2)(ii) of the Commission's rules and that a grant of the application will serve the public interest, convenience, and necessity.³

Domestic Section 214 Application Filed for the Acquisition of Assets of Internet Solver, Inc. by Alliance Connect, LLC, WC Docket No. 13-223 (filed Aug 30, 2013).

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 October 3, 2013**, and reply comments **on or before October 10, 2013**. Pursuant to section 63.52 of the Commission's rules, 47 C.F.R. § 63.52, commenters must serve a copy of comments on the Applicants no later than the above comment filing date. Unless otherwise notified by the Commission, the Applicants may transfer control on the 31st day after the date of this notice.

Pursuant to section 63.03 of the Commission's rules, 47 CFR § 63.03, parties to this proceeding should file any documents in this proceeding using the Commission's Electronic Comment Filing System (ECFS): <http://fjallfoss.fcc.gov/ecfs2/>.

In addition, e-mail one copy of each pleading to each of the following:

- 1) Tracey Wilson, Competition Policy Division, Wireline Competition Bureau, tracey.wilson@fcc.gov;
- 2) Dennis Johnson, Competition Policy Division, Wireline Competition Bureau, dennis.johnson@fcc.gov;
- 3) David Krech, Policy Division, International Bureau, david.krech@fcc.gov; and
- 4) Jim Bird, Office of General Counsel, jim.bird@fcc.gov.

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).

The proceeding in this Notice shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's ex parte rules. Persons making ex parte presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different deadline applicable to the Sunshine period applies). Persons making oral ex parte presentations are reminded that memoranda summarizing the presentation must (1) list all persons attending or otherwise participating in the meeting at which the ex parte presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter's written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them

³ 47 C.F.R. § 63.03(b)(2)(ii).

in the memorandum. Documents shown or given to Commission staff during ex parte meetings are deemed to be written ex parte presentations and must be filed consistent with rule 1.1206(b), 47 C.F.R. § 1.1206(b). Participants in this proceeding should familiarize themselves with the Commission's ex parte rules.

For further information, please contact Tracey Wilson at (202) 418-1394 or Dennis Johnson at (202) 418-0809.

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