



PUBLIC NOTICE

Federal Communications Commission
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DA 14-373
Released: March 19, 2014

DOMESTIC SECTION 214 APPLICATION FILED FOR THE TRANSFER OF CONTROL OF EQUIVOICE HOLDINGS, INC.

STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 14-38

Comment Date: April 2, 2014
Reply Comment Date: April 9, 2014

On March 11, 2014, Marcus McEwen, together with Scott Grau and Richard Pierce, (collectively, Applicants) filed an application pursuant to section 63.03 of the Commission's rules¹ to transfer control of Equivoice Holdings, Inc. (Equivoice Holdings).

Equivoice Holdings is currently owned and controlled equally by three U.S. citizens: Marcus McEwen, Scott Grau, and Richard Pierce (each holds a 33.3 percent ownership interest). Equivoice Holdings wholly owns two subsidiaries: Equivoice, Inc. (Equivoice) and Equivoice Cruise, Inc. (Equivoice Cruise). Equivoice provides domestic telecommunications and VoIP services and Equivoice Cruise provides non-interconnected VoIP services.

Pursuant to a Purchase Agreement, Mr. McEwen will sell his 33.3 percent ownership interest in Equivoice Holdings and one of its wholly-owned subsidiaries, Equivoice Cruise to Mr. Grau and Mr. Pierce in exchange for cash and a 100 percent ownership interest in Equivoice. After the transaction, Mr. McEwen will no longer have an ownership interest in Equivoice Holdings, but will own 100 percent of Equivoice. Mr. Grau and Mr. Pierce will each own 50 percent of Equivoice Holdings, which will in turn own 100 percent of Equivoice Cruise. Mr. Grau and Mr. Pierce will have equal voting interests in Equivoice Holdings and Equivoice Cruise. 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 Transfer of Control of Equivoice Holdings, Inc.
WC Docket No. 14-38 (filed Mar. 11, 2014).

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

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 April 2, 2014**, and reply comments **on or before April 9, 2014**. 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) Myrva.Charles, Competition Policy Division, Wireline Competition Bureau, myrva.charles@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 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 Myrva Charles at (202) 418-1506 or Dennis Johnson at (202) 418-0809.

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