



# PUBLIC NOTICE

**Federal Communications Commission**  
**445 12<sup>th</sup> St., S.W.**  
**Washington, D.C. 20554**

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

**DA 15-657**  
**June 3, 2015**

**DOMESTIC SECTION 214 APPLICATION FILED FOR THE  
TRANSFER OF CONTROL OF SUNESYS, LLC AND SUNESYS OF VIRGINIA, INC.  
TO CROWN CASTLE OPERATING COMPANY**

**STREAMLINED PLEADING CYCLE ESTABLISHED**

**WC Docket No. 15-123**

**Comments Due: June 17, 2015**  
**Reply Comments Due: June 24, 2015**

Castle Operating Company (CCOC) and Quanta Services, Inc. (QSI) (together, Applicants) filed an application pursuant to section 214 of the Communications Act of 1934, as amended (Act),<sup>1</sup> seeking approval to transfer control of Sunesys, LLC (Sunesys) and Sunesys of Virginia, Inc. (Sunesys-VA) from Quanta Services, Inc. to CCOC.

Sunesys, a Delaware limited liability company and subsidiary of Quanta Fiber Networks, Inc. (QFN),<sup>2</sup> provides telecommunications services in California, Delaware, Florida, Georgia, Illinois, Maryland, New Jersey, Ohio, and Pennsylvania. Sunesys is also authorized to provide intrastate telecommunications services in the District of Columbia, Massachusetts, New York, and North Carolina, but does not currently provide telecommunications services in those jurisdictions. Sunesys-VA, a Virginia Corporation, provides telecommunications services in Virginia.

CCOC, a Delaware corporation, is a subsidiary of Crown Castle International Corp. (CCIC), a Delaware corporation, and does not currently provide domestic telecommunications services. CCOC's operating subsidiaries (collectively, the Operating Companies) provide transport, backhaul, and DAS/Small Cell services in Arizona, California, Colorado, Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Kansas, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Montana, Nebraska, Nevada, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, Texas, Utah, Virginia, Washington, West Virginia, and Wisconsin. In addition, one or more of the Operating Companies are authorized to provide intrastate telecommunications services, but none of the Operating Companies currently provide such services, in Alabama, Arkansas, Connecticut, Delaware, the District of Columbia, Idaho, Kentucky, Missouri, New Hampshire, North Dakota, and Tennessee. CCIC is a publicly traded company with no ten percent or greater interest holders.

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<sup>1</sup> 47 C.F.R § 63.03; *see* 47 U.S.C. § 214.

<sup>2</sup> QFN is a wholly owned subsidiary of QSI.

Pursuant to the terms of a Stock Purchase Agreement, dated April 29, 2015, CC SCN Fiber LLC, a subsidiary of CCOC and a Delaware limited liability company, will acquire all of the issued and outstanding stock of QFN from QSI.<sup>3</sup> As a result, Sunesys will become an indirect, wholly owned subsidiary of CCOC and, ultimately, CCIC. Applicants state that customers will continue to receive service under the same rates, terms, and conditions. 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.<sup>4</sup>

Domestic Section 214 Application Filed for the Transfer of Control of Sunesys, LLC and Sunesys of Virginia, Inc. to Crown Castle Operating Company, WC Docket No. 15-123 (filed May 26, 2015).

## **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 June 17, 2015**, and reply comments **on or before June 24, 2015**. 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://apps.fcc.gov/ecfs/>.

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

- 1) Margoux Brown, Competition Policy Division, Wireline Competition Bureau, [Margoux.brown@fcc.gov](mailto:Margoux.brown@fcc.gov);
- 2) Dennis Johnson, Competition Policy Division, Wireline Competition Bureau, [dennis.johnson@fcc.gov](mailto:dennis.johnson@fcc.gov);
- 3) Jim Bird, Office of General Counsel, [jim.bird@fcc.gov](mailto:jim.bird@fcc.gov).

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<sup>3</sup> In addition, CCOC anticipates undertaking a series of *pro forma* transactions to merge subsidiaries and reallocate assets.

<sup>4</sup> 47 C.F.R. 63.03(b)(2)(i).

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 Margoux Brown at (202) 418-1584 or Dennis Johnson at (202) 418-0809.

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