



PUBLIC NOTICE

Federal Communications Commission
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DA 16-1312
November 22, 2016

DOMESTIC SECTION 214 APPLICATION FILED FOR THE TRANSFER OF CONTROL OF INTELIGENT, INC. TO ONVOY, LLC

STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 16-389

Comments Due: December 6, 2016

Reply Comments Due: December 13, 2016

Onvoy, LLC (Onvoy) and Inteligent, Inc. (Inteligent) (collectively, Applicants) filed an application pursuant to section 214 of the Communications Act of 1934, as amended, and section 63.03 of the Commission's rules, requesting approval to transfer control of Inteligent to Onvoy.¹

Inteligent, a Delaware corporation, and its subsidiaries provide telecommunications services in the District of Columbia, Puerto Rico and every states except Alaska. One company, BlackRock, Inc., has a 12.2 percent interest in Inteligent and no other person or entity owns or controls 10 percent or more of Inteligent. Onvoy, a Minnesota limited liability company, provides or is authorized to provide competitive LEC and/or interexchange services in the District of Columbia and in every U.S. state except Alaska, Hawaii, Mississippi, and Tennessee. Onvoy has several subsidiaries that provide competitive communications services.² Onvoy is indirectly held by GTCR Partners X/A&C LP and its general partner, GTCR Investment X LLC, both Delaware entities.³

Pursuant to the terms of the proposed transaction, Onvoy will acquire all of the outstanding equity interest in Inteligent. Specifically, Onvoy Igloo Merger Sub, Inc. (Merger Sub), a wholly owned, direct subsidiary of Onvoy created for purposes of the merger, will merge with and into Inteligent, whereupon the separate existence of Merger Sub will cease and Inteligent will be the surviving corporation. As a result, Inteligent will become a wholly owned, direct subsidiary of Onvoy.

¹ See 47 C.F.R § 63.03; 47 U.S.C. § 214. Applicants also filed applications for the transfer of authorizations associated with international services. Any action on this domestic section 214 application is without prejudice to Commission action on other related, pending applications.

² See Application for a complete list of Inteligent's subsidiaries and Onvoy's subsidiaries and affiliates.

³ The following U.S. citizens are members of the board of managers of GTCR Investment X LLC: Mark M. Anderson, Craig A Bondy, Philip A Canfield, Aaron D. Cohen, Sean L Cunningham, David A. Donnini, Constantine S. Mihas, and Collin E. Roche.

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.⁴

Domestic Section 214 Application Filed for the Transfer of Control of Inteliquent, Inc. to Onvoy, LLC, WC Docket No. 16-389 (filed Nov. 10, 2016).

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 December 6, 2016**, and reply comments **on or before December 13, 2016**. 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) Myrva Freeman, Competition Policy Division, Wireline Competition Bureau, myrva.freeman@fcc.gov;
- 2) Dennis Johnson, Competition Policy Division, Wireline Competition Bureau, dennis.johnson@fcc.gov;
- 3) Jim Bird, Office of General Counsel, jim.bird@fcc.gov;
- 4) David Krech, International Bureau, david.krech@fcc.gov; and
- 5) Sumita Mukhoty, International Bureau, sumita.mukhoty@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), 1-888-835-5322 (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)

⁴ 47 C.F.R. § 63.03(b)(2)(ii).

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 Freeman at (202) 418-1506 or Dennis Johnson at (202) 418-0809.

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