



PUBLIC NOTICE

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

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

DA 16-96
January 28, 2016

DOMESTIC SECTION 214 APPLICATION FILED FOR THE TRANSFER OF CONTROL OF DTC HOLDING CO.

STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 16-15

Comments Due: February 11, 2016
Reply Comments Due: February 18, 2016

DTC Holding Co. (DTC) and the William R. Sandman Revocable Trust (Trust) (together, 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 DTC and its wholly-owned subsidiaries, Diller Telephone Company and Diode Telecom, Inc., from the Trust to DTC.¹

DTC and its subsidiaries are Nebraska corporations. Diller serves approximately 730 incumbent local exchange carrier access lines in the Diller, Odell, Virginia, and Harbine exchanges in southeastern Nebraska and a small portion of Kansas. Diode provides long distance service to subscribers in the exchanges. DTC's voting stock is currently held approximately 53 percent by the Trust and approximately 47 percent by the Steven P. Sandman Revocable Trust. All entities are U.S.-based.

Applicants state that The Trust now wishes to execute a further reorganization through the sale of voting shares to Chandler Sandman, a U.S. citizen, after which the Trust's voting interest will no longer constitute a controlling interest. Specifically, the Trust will hold only 49.999 percent of the voting shares. Additional 2016 transfers of non-voting stock are expected to reduce the Trust's percentage of total equity in DTC to below 50 percent. Applicants further state that, following these transfers, no entity or individual will own more than 50 percent of either voting stock or total equity, although the Trust will continue to own the largest percentages. In addition, William R. Sandman, a U.S. citizen and the sole trustee of the Trust, will retain his position as President of DTC and its subsidiaries.

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 and wireless services. Any action on this domestic Section 214 application is without prejudice to Commission action on other related, pending applications. Applicants filed a supplement to their domestic Section 214 application on January 28, 2016.

Applicants assert that the proposed transaction is entitled to presumptive streamlined treatment under Section 63.03(b) (2)(iii) 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 DTC Holding Co., WC Docket No. 16-15 (filed Jan. 14, 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 February 11, 2016**, and reply comments **on or before February 18, 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) Tracey Wilson, Competition Policy Division, Wireline Competition Bureau, tracey.wilson@fcc.gov;
- 2) Jodie May, Competition Policy Division, Wireline Competition Bureau, jodie.may@fcc.gov;
- 3) Jim Bird, Office of General Counsel, jim.bird@fcc.gov;
- 4) David Krech, International Bureau, david.krech@fcc.gov;
- 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)

² 47 C.F.R. § 63.03(b)(2)(iii).

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 Tracey Wilson at (202) 418-1394 or Jodie May at (202) 418-0913.

- FCC -