



PUBLIC NOTICE

Federal Communications Commission
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DA 19-59
February 7, 2019

DOMESTIC SECTION 214 APPLICATION FILED FOR THE TRANSFER OF CONTROL OF HCI TELCOM INC. TO IDEATEK EQUITY GROUP, LLC

STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 18-399

Comments Due: February 21, 2019
Reply Comments Due: February 28, 2019

By this Public Notice, the Wireline Competition Bureau seeks comment from interested parties on an application filed by HCI Telecom Inc. (HCI) and IdeaTek Equity Group, LLC (IdeaTek) (collectively, the Applicants), pursuant to section 214 of the Communications Act of 1934, as amended, and sections 63.03-04 of the Commission's rules, requesting consent to transfer control of HCI to IdeaTek.¹

HCI, a Kansas corporation, provides competitive domestic local exchange and exchange access services in the state of Kansas. IdeaTek, a Kansas limited liability holding company, does not provide telecommunications services itself but wholly owns IdeaTek Telecom, LLC (IdeaTek Telecom), a Kansas limited liability company. IdeaTek Telecom provides competitive local exchange carrier and eligible telecommunications carrier services in the state of Kansas. Mr. Daniel P. Friesen, a U.S. citizen, holds 95 percent of IdeaTek. Applicants state that neither IdeaTek Equity Group, LLC nor Mr. Friesen hold an interest above 10 percent or greater in any other telecommunications company.

Pursuant to the terms of the proposed transaction, all the issued and outstanding shares of HCI will be purchased by IdeaTek. Applicants state that, following the consummation of the transaction, HCI will continue to operate as separate entity, with IdeaTek as its parent. Applicants assert 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

¹ See 47 U.S.C. § 214; 47 CFR §§ 63.03-04. On January 31, 2019, Applicants filed a supplement to their domestic section 214 application.

² 47 CFR § 63.03(b)(2)(i).

Domestic Section 214 Application Filed for the Transfer of Control of HCI Telecom Inc. to IdeaTek Equity Group, LLC, WC Docket No. 18-399 (filed Dec. 27, 2018).

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 21, 2019**, and reply comments **on or before February 28, 2019**. Pursuant to section 63.52 of the Commission's rules, 47 CFR § 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 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) Greg Kwan, Competition Policy Division, Wireline Competition Bureau, gregory.kwan@fcc.gov; and
- 3) 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), 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) 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 CFR § 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 Gregory Kwan at (202) 418-1191.

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