



PUBLIC NOTICE

Federal Communications Commission
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Washington, D.C. 20554

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

DA 20-1280

Released: October 29, 2020

**DOMESTIC SECTION 214 APPLICATION FILED FOR THE
TRANSFER OF CONTROL OF MAGNA5 RTC LLC D/B/A RICHMOND TELEPHONE TO
PROPER CONNECTIONS, LLC**

STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 20-349

Comment Date: November 12, 2020

Reply Comment Date: November 19, 2020

By this Public Notice, the Wireline Competition Bureau seeks comment from interested parties on an application filed by Magna5 Holdings LLC (Magna5 Holdings) and Proper Connections, LLC (Proper Connections) (collectively, 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 Magna5 RTC LLC d/b/a Richmond Telephone (Richmond Telephone) to Proper Connections.¹

Richmond Telephone, a Delaware limited liability company, is an incumbent local exchange carrier (LEC) serving Richmond, Massachusetts. Richmond Telephone is a wholly owned subsidiary of Magna 5 Holdings, a Delaware limited liability company, which, through its affiliates, provides residential and enterprise communications services.² Magna5 Holdings is controlled by NewSpring Holdings Management Company LLC, a Delaware limited liability company, and is affiliated with NewSpring Holdings LLC, a Delaware limited liability company and U.S. based private equity fund.

Proper Connections, a New York limited liability technology consulting company, does not currently provide telecommunications services nor is it affiliated with any provider of telecommunications services. Proper Connections is owned by Christina Proper (50%) and Dylan Proper (40%), both U.S. citizens.

Pursuant to the terms of the proposed transaction, Proper Connections will acquire all the membership interests of Richmond Telephone from Magna5 Holdings. Richmond Telephone will therefore become a wholly owned direct subsidiary of Proper Connections. Applicants request streamlined treatment of the proposed transaction under the Commission's rules and assert that a grant

¹ See 47 U.S.C. § 214; 47 CFR §§ 63.03-04. On October 29, 2020, Applicants filed a supplement to their domestic section 214 application. Any action on this domestic section 214 application is without prejudice to Commission action on other related, pending applications.

² Magna5 Holdings, through its affiliate, Magna5 LLC, a Delaware limited liability company, holds authorizations to provide telecommunications services in multiple states.

of the application would serve the public interest, convenience, and necessity. We accept this application for filing under section 63.03(b)(1)(ii) of the Commission's rules.³

Domestic Section 214 Application Filed for the Transfer of Control of
Magna5 RTC LLC d/b/a Richmond Telephone to Proper Connections, LLC,
WC Docket No. 20-349 (filed Oct. 26, 2020).

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 November 12, 2020**, and reply comments **on or before November 19, 2020**. 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) Myrva Charles, Competition Policy Division, Wireline Competition Bureau, myrva.charles@fcc.gov;
- 2) Gregory Kwan, Competition Policy Division, Wireline Competition Bureau, gregory.kwan@fcc.gov;
- 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.

³ 47 CFR § 63.03(b)(1)(ii).

To allow the Commission to consider fully all substantive issues regarding the application in as timely and efficient a manner as possible, petitioners and commenters should raise all issues in their initial filings. New issues may not be raised in responses or replies.⁴ A party or interested person seeking to raise a new issue after the pleading cycle has closed must show good cause why it was not possible for it to have raised the issue previously. Submissions after the pleading cycle has closed that seek to raise new issues based on new facts or newly discovered facts should be filed within 15 days after such facts are discovered. Absent such a showing of good cause, any issues not timely raised may be disregarded by the Commission.

For further information, please contact Myrva Charles at (202) 418-1506 or Gregory Kwan at (202) 418-1191.

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⁴ See 47 CFR § 1.45(c).