



PUBLIC NOTICE

Federal Communications Commission
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News Media Information 202 / 418-0500
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DA 18-210
March 1, 2018

**DOMESTIC SECTION 214 APPLICATION FILED FOR THE TRANSFER OF CONTROL
OF JIVE COMMUNICATIONS, INC. TO LOGMEIN, INC.**

STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 18-42

Comments Due: March 15, 2018
Reply Comments Due: March 22, 2018

By this Public Notice, the Wireline Competition Bureau seeks comment from interested parties on an application filed by Jive Communications, Inc. (Jive) and LogMeIn, Inc. (LogMeIn) (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 approval to transfer control of Jive to LogMeIn.¹

Jive, a Delaware corporation, provides domestic toll resale services throughout the United States. LogMeIn, a publicly traded Delaware corporation, provides competitive telecommunications services in multiple states through one or more of the following wholly owned, indirect subsidiaries: GetGo Communications, LLC; Grasshopper Group, LLC (Grasshopper); and LogMeIn Audio LLC. Applicants state that LogMeIn is a publicly traded company with only one ten percent or greater interest holder, FMR LLC (10.32 percent interest), a Delaware limited liability company.² Applicants state that FMR LLC is owned and controlled by Abigail P. Johnson (and family), a U.S. citizen who serves as the CEO, Chairman, and Director of FMR LLC.

Pursuant to the terms of the proposed transaction, Jazz Merger Sub, Inc. (Merger Sub), a Delaware corporation and indirect subsidiary of LogMeIn created for the purposes of this transaction, will merge with and into Jive, with Jive as the surviving entity. As a result, Jive will be

¹ See 47 U.S.C. § 214; 47 CFR §§ 63.03-04. Applicants also filed applications for the transfer of authorizations associated with international licenses. On February 28, 2018, 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 Applicants state that FMR LLC holds a 10 percent or greater interest in the following Delaware corporations, which may provide competitive telecommunications services: Jj2 Global, Inc. (14.37%); Presidio, Inc. (11.36%); Twilio, Inc. (18.26%); and Gogo Inc. (12.34%).

a wholly owned, indirect subsidiary of LogMeIn. 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.³

Domestic Section 214 Application Filed for the Transfer of Control of
Jive Communications, Inc. to LogMeIn, Inc., WC Docket No. 18-42 (filed Feb. 12, 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 March 15, 2018**, and reply comments **on or before March 22, 2018**. 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) David Krech, International Bureau, david.krech@fcc.gov;
- 4) Sumita Mukhoty, International Bureau, Sumita.mukhoty@fcc.gov; and
- 5) 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

³ 47 CFR § 63.03(b)(2)(i).

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 Myrva Charles at (202) 418-1506 or Gregory Kwan at (202) 418-1191.

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