

KELLEY DRYE & WARREN LLP

A LIMITED LIABILITY PARTNERSHIP

WASHINGTON HARBOUR, SUITE 400

3050 K STREET, NW

WASHINGTON, DC 20007

(202) 342-8400

FACSIMILE

(202) 342-8451

www.kelleydrye.com

NEW YORK, NY
LOS ANGELES, CA
HOUSTON, TX
AUSTIN, TX
CHICAGO, IL
PARSIPPANY, NJ
STAMFORD, CT
BRUSSELS, BELGIUM

AFFILIATE OFFICE
MUMBAI, INDIA

February 14, 2018

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, S.W.
Washington, D.C. 20554

via ECFS

Re: **CC Docket No. 00-257:** Notification of Transfer of Subscribers from Fidelity Telecom, LLC and Fidelity Connect, LLC to Network Billing Systems, LLC
Pursuant to 47 C.F.R. Section 64.1120

Dear Ms. Dortch:

Pursuant to Section 64.1120(e) of the Commission's rules, 47 C.F.R. § 64.1120(e), Network Billing Systems, LLC ("NBS") by its counsel, respectfully notifies the Commission that NBS intends to acquire the customer bases of its affiliates, Fidelity Telecom, LLC and Fidelity Telecom, LLC (together "Fidelity").¹ NBS is complying with the Commission's rules and procedures governing compliance with Section 258 of the Communications Act of 1934, as amended, including the provision of advance written notice to all affected customers. In conformity with Commission rules, NBS provides the following information:

Parties to the Transaction: The parties involved in the transaction are Fidelity Telecom, LLC and Fidelity Connect, LLC (the Assignors) and Network Billing Systems, LLC (the Assignee).

Types of Telecommunications Services Provided to the Affected Subscribers: Fidelity provides local exchange and long distance telephone services to the affected subscribers on a retail basis. NBS will provide the same services to these subscribers.

¹ NBS and Fidelity are commonly-owned affiliates. The customer transfer discussed herein is being implemented as part of an internal reorganization of the affiliated companies.

KELLEY DRYE & WARREN LLP

February 14, 2018

Page Two

Date of Transfer of the Subscribers to Acquiring Carrier: Fidelity intends to transfer the affected subscribers to NBS on March 16, 2018, or as soon thereafter as the necessary arrangements are in place.

Attached to this letter are (a) NBS's certification of compliance with the requirements of the Commission governing transfers of subscribers, and (b) a copy of the notice sent to the affected subscribers, as required under the rules. Notice was provided to the affected customers using the same method as applicable to their Fidelity invoicing on February 14, 2018.

Please contact the undersigned if you have any questions concerning this notification.

Respectfully submitted,



Winafred Brantl
KELLEY DRYE & WARREN LLP
3050 K Street, NW, Suite 400
Washington, D.C. 20007-5108
Telephone: (202) 945-6649
WBrantl@KelleyDrye.com

Counsel for Network Billing Systems, LLC

Sample Customer Notice



IMPORTANT NOTICE REGARDING YOUR REGULATED TELEPHONE SERVICE

Dear Fidelity Customer:

We're very pleased to let you know that, in a continuing effort to improve the quality of your local and long distance experience, Fidelity d/b/a Fusion ("Fidelity")¹ and the other existing subsidiaries of Fusion Telecommunications International, Inc. (collectively, the "Fusion Companies") are reorganizing their corporate structure. As part of this effort, we will be consolidating all of our regulated telephone operations under a single Fusion Company: Network Billing Systems, LLC d/b/a Fusion Telecom ("Fusion"). There is no other change, and Fusion continues to be owned and managed by the same team of professionals that currently provide your regulated telephone service. You will continue to receive the same high-quality service from Fusion.

This change will have no adverse effect upon the quality of the services you have been receiving from us. The only change will be that your service will be provided under a different Fusion Company name. Because of this, however, the Federal Communications Commission ("FCC") and the Ohio Public Utilities Commission require that we notify you of this change and of your rights in this regard.

- **No action on your part is required.** You always have the right to choose another carrier for your telephone service, but we hope that you'll continue as a Fusion customer and we look forward to the opportunity to continue providing you with quality telephone services.
- **You will not incur any fees in connection with this transfer of your service;** however, if you choose a telephone service provider other than Fusion and you have a term contract with Fidelity, you will still be responsible for any applicable early contract termination charges.
- **Your telephone services will not be affected.** You'll continue to use the same telephone number(s). As a Fusion customer, you'll continue to receive the same services at the same rates, terms and conditions as you currently receive. As always, notice of any future changes in rates, terms and conditions of service will be provided to you as required by law.
- **The effective date of the transfer will be on or shortly after March 16, 2018.** At that time, unless you have made alternative arrangements, Fusion will become your service provider for telephone services.²

Our customer service operations will continue to provide the same level of quality support for your telephone service needs following the transfer to Fusion. If you have any questions or concerns with respect to service needs, complaints or billing issues, either before or after the transfer to Fusion, you may contact us at 888-301-1721.

We thank you for selecting Fusion as your service provider of choice.

Very truly yours,

Gordon Hutchins, Jr.
President and Chief Operating Officer

¹ Fidelity local and long distance telephone services are provided through Fidelity Connect, LLC and Fidelity Telecom, LLC.

² **NOTE:** If you have placed a "freeze" on your Fidelity telephone services to prevent their unauthorized transfer to another carrier, it will not hinder this transfer and the freeze protection will remain in force after the transfer to Fusion. If you choose to move your telephone service to a new local service provider, you will need to contact your new provider to re-establish freeze protection for you after the transfer.

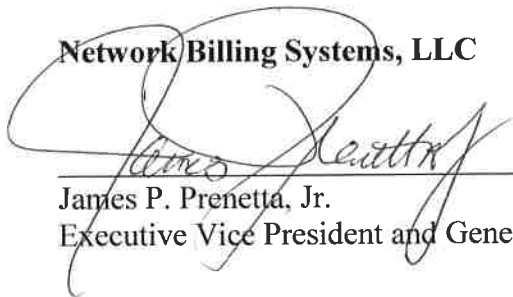
CERTIFICATION OF NETWORK BILLING SYSTEMS, LLC

The undersigned hereby certifies as follows:

1. I, James P. Prenetta, Jr., state that I am the Executive Vice President and General Counsel of Fusion Telecommunications International, Inc.; that I am authorized to make this Certification on behalf of Fusion's wholly-owned subsidiary, Network Billing Systems, LLC; that I have read the foregoing document and hereby verify that the statements therein are true, complete and correct to the best of my knowledge.

2. In connection with the transfer of customers described in the foregoing document, Network Billing Systems, LLC has complied with the Commission's requirement to provide advance subscriber notice in accordance with 47 C.F.R. §64.1120(e)(3), with the obligations specified in that notice, and with other statutory and Commission requirements that apply to this streamlined process.

Network Billing Systems, LLC



James P. Prenetta, Jr.
Executive Vice President and General Counsel