

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

In the Matter of	)	
	)	
<b>Value Choice, Inc.,</b>	)	
<i>Transferor,</i>	)	WB Docket No. - _____
	)	
<i>And</i>	)	
	)	
<b>Ubiquity DFW, LP,</b>	)	
<i>Transferee,</i>	)	
	)	
<i>And</i>	)	
	)	
<b>Millennium Telcom, LLC,</b>	)	
<i>Authorization Holder</i>	)	
	)	
<b>Application for Consent to Transfer of Control</b>	)	
<b>of Company Holding International</b>	)	File No. ITC-T/C-__
<b>Authorization and Blanket Domestic</b>	)	
<b>Authorization Pursuant to Section 214 of the</b>	)	
<b>Communications Act of 1934, as Amended</b>	)	

**JOINT APPLICATION**

Value Choice, Inc. (“Value Choice” or “Transferor”), Ubiquity DFW, LP, (“Ubiquity” or “Transferee”), and Millennium Telcom, L.L.C., d/b/a OneSource Communications (“Millennium” or “Authorization Holder”) (“Value Choice,” “Ubiquity,” and “Millennium” are collectively referred to herein as the “Parties”), by their undersigned counsel, hereby request Commission consent, pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. 214 (the “Act”), and Sections 63.04, 63.18, and 63.24 of the Commission’s Rules, 47 C.F.R. 63.04, 63.18, and 63.24(e), to the transfer of control of Millennium, which holds domestic authority and

international authority and a Section 214 authorization, from Value Choice to Ubiquity. Pursuant to a Membership Interest Purchase Agreement and the receipt of all necessary state and federal approvals and consents, Value Choice proposes to sell, and Ubiquity agrees to acquire from Value Choice, 100% of the membership interests of Millennium in the proposed transaction (the “Transaction”). Consent of the Commission is necessary for Ubiquity to become the direct parent of Millennium. The Section 214 authorization will continue to be held by Millennium after the closing of the Transaction. A description of how the Transaction will operate and serve the public interest is provided in Section III of this Joint Application.

Millennium is a provider of voice, data, and video services to residences and businesses in Fort Worth, Texas and the surrounding communities of Haslet, Keller, Southlake, Watauga and Westlake. Ubiquity is a newly created Delaware limited partnership and is entering the telecommunications industry with an intention to offer domestic and international voice and data services and domestic video services to its future customers. Pursuant to Section 63.04(b) of the Commission’s Rules, 47 C.F.R. 63.04(b), the Parties are filing a combined application for Commission consent to the proposed transfer of control of Millennium, from Value Choice to Ubiquity. The Parties provide below the information required by Section 63.24(e)(2) of the Commission’s Rules, 47 C.F.R. 63.24(e)(2). **Exhibit A** provides the additional information requested by Sections 63.04(a)(6) through (a)(12) of the Commission’s Rules, 47 C.F.R. 63.04(a)(6)-(12).

The Parties respectfully request streamlined treatment of this Joint Application pursuant to Sections 63.03 and 63.12 of the Commission’s Rules, 47 C.F.R. 63.03 and

63.12. This Joint Application is eligible for streamlined processing pursuant to Section 63.03(b)(2) of the Commission's Rules, 47 C.F.R. 63.03(b)(2), because: (1) the proposed Transaction will result in Ubiquity (including its affiliates, as that term is defined in Section 3(1) of the Act) having a market share in the interstate, interexchange market of less than 10 percent; (2) Millennium is currently providing competitive telephone exchange services or exchange access services (if at all) exclusively in geographic areas served by a dominant local exchange carrier that is not a party to the Transaction; and (3) neither Value Choice, Ubiquity, nor Millennium, nor any of their respective affiliates, are regulated as dominant with respect to any telecommunications service.

This Joint Application also qualifies for streamlined treatment under Section 63.12 because post-closing: (1) Ubiquity will not be affiliated with any dominant U.S. carrier whose services Ubiquity may resell; (2) Ubiquity will not be affiliated with any foreign carriers; and (3) none of the other provisions contained in Section 63.12(c) of the Commission's Rules, 47 C.F.R. 63.12(c), will apply.

In support of this Joint Application, Applicants provide the following descriptive information:

**I. PARTIES TO THIS JOINT APPLICATION**

**A. Value Choice, Inc. (FRN 0009925181)**

Value Choice is a Texas corporation with an address of 200 Bailey Ranch Road, Aledo, Texas 76008. Value Choice owns 100% of the membership interests of Millennium.

**B. Ubiquity DFW, LP (FRN 0029641065)**

Ubiquity is a Delaware limited partnership with an address of Suite 500, 5700 West 112<sup>th</sup> Street, Overland Park, Kansas 66211.

**C. Millennium Telecom, LLC (FRN 0004341541)**

Millennium is a Texas limited liability company with an address of 200 Bailey Ranch Road, Aledo, Texas 76008. Millennium was authorized by the Commission under Section 214 of the Act, to provide international resale service, in File No. ITC-214-19981005-00686.

**II. DESCRIPTION OF THE TRANSACTION**

As requested by this Joint Application, the Parties seek the Commission's consent to the proposed transfer of control of Millennium, a telecommunications carrier, from Value Choice to Ubiquity. Pursuant to a Membership Interest Purchase Agreement (the "Agreement"), Ubiquity will acquire 100% of the membership interests in Millennium from Value Choice. Upon closing of the Transaction, Millennium will continue operations and provide its current telecommunications services to Millennium's customers and service areas. The Parties anticipate no interruption of services.

**III. PUBLIC INTEREST STATEMENT**

The proposed transfer of control described herein will serve the public interest and meets the Commission's public interest test. Ubiquity was created to engage in the provision of telecommunications infrastructure and services to residential and business customers. Through the acquisition of the equity interests of Millennium by Ubiquity, the customers of Millennium will continue receiving the high-quality, uninterrupted telecommunications services they currently are provided. At the same time, the proposed Transaction does not present any anti-competitive issues. The Transaction has been completely transparent to consumers. Post-closing, the bulk of Millennium's management team and workforce are expected to be retained by Millennium. It is further

expected that Millennium will continue to provide its present communications services to its customers without interruption. Furthermore, the proposed Transaction will not have a negative impact on competition as Millennium is not a dominant service provider in its service areas.

## **II. INFORMATION REQUIRED BY SECTION 63.24(e) OF THE COMMISSION'S RULES**

In support of this Joint Application, the Parties submit the following information pursuant to Section 63.24(e) of the Commission's Rules, including the information requested in Section 63.18 (a)-(d) and (h)-(p):

- (a) Name, address and telephone number of the Parties:

Transferor:

Value Choice, Inc.  
200 Bailey Ranch  
Aledo, Texas 76008  
Phone Number:

Transferee:

Ubiquity DFW, LP  
5700 W. 112<sup>th</sup> Street Suite 5000  
Overland Park, Kansas 66211  
Phone Number: (919) 368-6446

Authority Holder:

Millennium Telcom, LLC  
200 Bailey Ranch Road  
Aledo, Texas 76008  
Phone Number: (817) 745-3000

- (b) Transferor:

Value Choice, Inc. is a Texas corporation and owns 100% of the membership interests of Millennium.

Transferee:

Ubiquity DFW, LP is a limited partnership organized under the laws of the State of Delaware.

Authority Holder:

Millennium Telecom, LLC is a Texas limited liability company. Millennium holds domestic authority and international authority pursuant to Section 214 of the Act. International Authority was granted in File No. ITC-214-19981005-00686.

- (c) Correspondence concerning this Joint Application should be sent to:

For Value Choice and Millennium:

J. Michael Long  
Husch Blackwell LLP  
Suite 1900  
555 E. Wells Street  
Milwaukee, Wisconsin 53202  
(414) 978-5622  
[mike.long@huschblackwell.com](mailto:mike.long@huschblackwell.com)

For Ubiquity:

Barry A. Friedman, Esq.  
Thompson Hine LLP  
Suite 700  
1919 M Street, NW  
Washington, D.C. 20036  
(202) 973-2789  
[barry.friedman@thompsonhine.com](mailto:barry.friedman@thompsonhine.com)

- (d) Millennium is authorized by the Commission, in File No. ITC-214-19981005-00686, to provide international telecommunications services on a global resale basis.

Responses (e) through (g) are not applicable to this Joint Application.

- (h) **Pre-Closing Ownership Information:**

The following entity owns 10% or more of the equity or voting interests in Value Choice:

Name: Tri County Electric Cooperative, Inc.

Address: 600 NW Parkway  
Azle, Texas 76020

Citizenship: Texas electric cooperative

Principal Business: Provision of Electric Service

Percentage Ownership: 100% direct interest in Value Choice

The following entity owns 10% or more of the equity or voting interests in Millennium:

Name: Value Choice, Inc.

Address: 200 Bailey Ranch Road  
Aledo, Texas 76008.

Citizenship: Texas corporation

Principal Business: Telecommunications holding company

Percent Ownership: 100% direct ownership in Millennium.  
Value Choice is wholly owned by Tri County Electric Cooperative, Inc.

**Post-Closing Ownership Information:**

A. Millennium Telcom, LLC, a limited liability company, the carrier, will be owned and controlled by Ubiquity DFW, LP, a limited partnership:

Name: Ubiquity DFW, LP

Address: Suite 500  
5700 W. 112<sup>th</sup> Street  
Overland Park, Kansas 66211

Citizenship: Delaware limited partnership

Principal Business: Single purpose entity created to own and operate telecommunications carriers and service providers

Ownership: 100% direct ownership interest in Millennium.  
Owned by general and limited partners of Ubiquity

DFW LP. The General Partner of Ubiquity DFW LP, which controls the limited partnership, is Ubiquity Holdings UGP, LLC. The Limited Partner of Ubiquity DFW LP is Ubiquity DFW Aggregator, LP.

B. Ubiquity Holdings UGP, LLC, a limited liability company, is the General Partner of Ubiquity DFW, LP.

Name: Ubiquity Holdings UGP, LLC

Address: Suite 500  
5700 W. 112<sup>th</sup> Street  
Overland Park, Kansas 66211

Citizenship: Delaware limited liability company

Principal Business: Management entity.

Ownership: 100% of the general partner interests in Ubiquity DFW, LP

C. The members of Ubiquity Holdings UGP, LLC who have a ten percent (10%) or greater interest in Ubiquity Holdings UGP, LLC are:

Name: Jamie Earp

Address: Suite 500  
5700 W. 112<sup>th</sup> Street  
Overland Park, Kansas 66211

Citizenship: United States

Principal Business: Business management

Ownership: 15%

Name: Ajay Ghanekar

Address: Suite 500  
5700 W. 112<sup>th</sup> Street  
Overland Park, Kansas 66211

Citizenship: United States

Principal Business: Business management  
Ownership: 15%

Name: Montage Investments LLC  
Address: Suite 500  
5700 W. 112<sup>th</sup> Street  
Overland Park, Kansas 66211  
Citizenship: Delaware limited liability company  
Principal Business: Investment Fund.  
Ownership: 60%

D. Montage Investments LLC has a single member, 1248 Holdings, LLC, holding all of Montage Investments LLC's membership interests.

Name: 1248 Holdings, LLC  
Address: Suite 500  
5700 W. 112<sup>th</sup> Street  
Overland Park, Kansas 66211  
Citizenship: Delaware limited liability company  
Principal Business: Investment Fund.

E. The members holding a ten percent (10%) or greater interest in 1248 Holdings, LLC are Trusts for the benefit of the descendants of O. Gene Bicknell and a Charitable Trust established by O. Gene Bicknell. All the Trusts are Kansas trusts and the equity interests owned by the Trusts are voted solely by the appointed Trustees. One Trust has a corporate Trustee and Messrs. Martin C. Bicknell, James B. Betterman, Jeff A. Poe, Time Connealy and Gary Henson are each Co-Trustees of all of the other Trusts.

Name: Mariner Trust Company, LLC, as Trustee of the O. Gene Bicknell Charitable Lead Trust of 2009  
Address: Suite 500  
5700 W. 112<sup>th</sup> Street  
Overland Park, Kansas 66211  
Citizenship: United States

Principal Business: Corporate trust management

Ownership: 26%

Name: Martin C. Bicknell, as a Co-Trustee of: (1) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Gena M. Gallagher, (2) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Mitchell S. Bicknell, (3) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Michael S. Bicknell, (4) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Martin C. Bicknell, (5) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of David J. Deruy, (6) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Kellen A. Deruy, and (7) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Jacob R. Deruy

Address: Suite 500  
5700 W. 112<sup>th</sup> Street  
Overland Park, Kansas 66211

Citizenship: United States

Principal Business: Trust management

Ownership: (1) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Gena M. Gallagher (14.7%)  
  
(2) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Mitchell S. Bicknell (14.7%)  
  
(3) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Michael S. Bicknell (14.7%)  
  
(4) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Martin C. Bicknell (14.7%)  
  
(5) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of David J. Deruy (4.9%)  
  
(6) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Kellen A. Deruy (4.9%)  
  
(7) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Jacob R. Deruy (4.9%)

Name: James B. Betterman, as a Co-Trustee of: (1) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Gena M. Gallagher, (2) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Mitchell S. Bicknell, (3) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Michael S. Bicknell, (4) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Martin C. Bicknell, (5) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of David J. Deruy, (6) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Kellen A. Deruy, and (7) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Jacob R. Deruy

Address: Suite 500  
5700 W. 112<sup>th</sup> Street  
Overland Park, Kansas 66211

Citizenship: United States

Principal Business: Trust management

Ownership: (1) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Gena M. Gallagher (14.7%)  
  
(2) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Mitchell S. Bicknell (14.7%)  
  
(3) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Michael S. Bicknell (14.7%)  
  
(4) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Martin C. Bicknell (14.7%)  
  
(5) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of David J. Deruy (4.9%)  
  
(6) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Kellen A. Deruy (4.9%)  
  
(7) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Jacob R. Deruy (4.9%)

Name: Jeff A. Poe, as a Co-Trustee of: (1) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of

Gena M. Gallagher, (2) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Mitchell S. Bicknell, (3) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Michael S. Bicknell, (4) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Martin C. Bicknell, (5) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of David J. Deruy, (6) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Kellen A. Deruy, and (7) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Jacob R. Deruy

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Citizenship: United States

Principal Business: Trust management

Ownership: (1) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Gena M. Gallagher (14.7%)

(2) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Mitchell S. Bicknell (14.7%)

(3) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Michael S. Bicknell (14.7%)

(4) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Martin C. Bicknell (14.7%)

(5) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of David J. Deruy (4.9%)

(6) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Kellen A. Deruy (4.9%)

(7) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Jacob R. Deruy (4.9%)

Name: Gary Henson, as a Co-Trustee of: (1) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Gena M. Gallagher, (2) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Mitchell S. Bicknell, (3) the O. Gene Bicknell Descendants Trust

DTD 07-17-07 FBO of Michael S. Bicknell, (4) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Martin C. Bicknell, (5) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of David J. Deruy, (6) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Kellen A. Deruy, and (7) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Jacob R. Deruy

Address: Suite 500  
5700 W. 112<sup>th</sup> Street  
Overland Park, Kansas 66211

Citizenship: United States

Principal Business: Trust management

Ownership: (1) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Gena M. Gallagher (14.7%)

(2) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Mitchell S. Bicknell (14.7%)

(3) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Michael S. Bicknell (14.7%)

(4) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Martin C. Bicknell (14.7%)

(5) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of David J. Deruy (4.9%)

(6) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Kellen A. Deruy (4.9%)

(7) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Jacob R. Deruy (4.9%)

Name: Tim Connealy, as a Co-Trustee of: (1) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Gena M. Gallagher, (2) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Mitchell S. Bicknell, (3) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Michael S. Bicknell, (4) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Martin C. Bicknell, (5) the O. Gene Bicknell

Descendants Trust DTD 07-17-07 FBO of David J. Deruy, (6) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Kellen A. Deruy, and (7) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Jacob R. Deruy

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Overland Park, Kansas 66211

Citizenship: United States

Principal Business: Trust management

Ownership: (1) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Gena M. Gallagher (14.7%)  
(2) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Mitchell S. Bicknell (14.7%)  
(3) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Michael S. Bicknell (14.7%)  
(4) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Martin C. Bicknell (14.7%)  
(5) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of David J. Deruy (4.9%)  
(6) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Kellen A. Deruy (4.9%)  
(7) the O. Gene Bicknell Descendants Trust DTD 07-17-07 FBO of Jacob R. Deruy (4.9%)

F. The limited partner holding one hundred percent (100%) of the limited partner interests in Ubiquity DFW, LP is Ubiquity DFW Aggregator, LP. The limited partner interests in Ubiquity DFW Aggregator, LP are fully insulated in accordance with the Commission's Rules.

Name: Ubiquity DFW Aggregator, LP

Address: Suite 500  
5700 W. 112<sup>th</sup> Street  
Overland Park, Kansas 66211

Citizenship: Delaware limited partnership

Principal Business: Investment Fund.

Ownership: 100% of the limited partner interest in Ubiquity DFW, LP

G. Ubiquity Holdings UGP, LLC, a limited liability company, is the General Partner of Ubiquity DFW Aggregator, LP. See Sections II(h)(C)-(E) above for information regarding the ownership of Ubiquity Holdings UGP, LLC.

H. The limited partner holding one hundred percent (100%) of the limited partner interests in Ubiquity DFW Aggregator, LP is 1248 Holdings, LLC. The limited partner interests are fully insulated in accordance with the Commission's Rules. See Section II(h)(E) above for information regarding the ownership of 1248 Holdings, LLC.

I. No other person or entity, directly or indirectly, will control or own a ten percent or greater equity interest in the authorization holder following the consummation of the proposed transfer of control. None of the individuals or other entities in the ownership chain report a 10% or greater ownership interest in any other telecommunications carrier.

- (i) The Parties certify that they are not, and following the proposed Transaction will not be, affiliated with any foreign carrier within the meaning of Sections 63.09(d) and (e).
- (j) The Parties certify that they do not seek authority to provide service to any country described in paragraphs (1) through (4) of Section 63.18(j).
- (k) Not applicable.
- (l) Not applicable.
- (m) Not applicable.
- (n) The Parties certify that they have not agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses market power on the foreign end of the route and will not enter into such agreements in the future.
- (o) The Parties certify that no party to this Joint Application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.
- (p) This Section 214 Joint Application qualifies for streamlined International Bureau processing pursuant to Section 63.12 because the Parties are not

affiliated with any foreign carriers; are not affiliated with any dominant U.S. carrier whose international switched or private line services Ubiquity intends to resell; and do not seek authority to provide switched basic services over private lines to a country for which the Commission has not previously authorized the provision of switched services over private lines. This Joint Application therefore should be granted, pursuant to Section 63.24.

### **III. INFORMATION REQUIRED BY SECTION 63.04(B) OF THE COMMISSION'S RULES**

In accordance with the requirements of Section 63.04(b) of the Commission's Rules, the additional information required for the domestic Section 214 transfer of control application is provided in *Exhibit A*.

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#### IV. CONCLUSION

Based on the foregoing, the Parties respectfully submit that the public interest, convenience, and necessity would be furthered by grant of this Joint Application.

Respectfully submitted,

/s/ J. Michael Loing

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*Attorneys for Value Choice, Inc. and  
Millennium Telcom, LLC*

/s/ Barry A. Friedman

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*Attorneys for Ubiquity DFW, LP*

**Date:** June 26, 2020

## EXHIBIT A

### DOMESTIC SECTION 214 TRANSFER OF CONTROL INFORMATION

In accordance with the requirements of Section 63.04(b) of the Commission's Rules, 47 C.F.R. 63.04, the Parties provide the following information in support of their request.

**63.04(b)(6): Description of the Transaction**

The proposed Transaction is described in Section II of this Joint Application.

**63.04(b)(7): Description of Geographic Service Area and Services in Each Area**

A description of the geographic service areas and services provided in each area is described in Sections I and IV of this Joint Application.

**63.04(b)(8): Presumption of Non-Dominance and Qualification for Streamlining**

This Joint Application is eligible for streamlined processing pursuant to Section 63.03(b)(2) of the Commission's Rules, 47 C.F.R. 63.03(b)(2), because: (1) the proposed Transaction will ratify that Ubiquity (including its affiliates, as that term is defined in Section 3(1) of the Act) has a market share in the interstate, interexchange market of less than 10 percent; (2) Ubiquity will provide competitive telephone exchange services or exchange access services (if at all) exclusively in geographic areas served by a dominant local exchange carrier that is not a party to the Transaction; and (3) neither Value Choice or Ubiquity, nor any of their respective affiliates, are regulated as dominant with respect to any service.

**63.04(b)(9): Other Pending Commission Applications Concerning the Proposed Transaction**

The Parties intend to file an application with the Wireless Telecommunications Bureau requesting consent to the transfer of control of certain business radio licenses granted by the Commission to Millennium, from Value Choice to Ubiquity.

**63.04(b)(10): Special Considerations**

None.

**63.04(b)(11): Waiver Requests (If Any)**

None.

**63.04(b)(12): Public Interest Statement**

The proposed Transaction is in the public interest for the reasons detailed in Section III of this Joint Application.