

LINCOLN OFFICE
SUITE 500
301 SOUTH 13TH STREET
LINCOLN, NEBRASKA 68508-2578
TELEPHONE 402-437-8500
FAX 402-437-8558

OMAHA OFFICE
SUITE 525
10250 REGENCY CIRCLE
OMAHA, NEBRASKA 68114-
3754
TELEPHONE 402-898-7400
FAX 402-898-7401

WOODS & AITKEN
L = L = P

THOMAS J. MOORMAN
DIRECT: (202) 944-9502
EMAIL: TMOORMAN@WOODSAITKEN.COM
WWW.WOODSAITKEN.COM
ADMITTED TO PRACTICE ONLY IN THE DISTRICT OF COLUMBIA

PLEASE RESPOND TO WASHINGTON ADDRESS

DENVER OFFICE
SUITE 525
8055 EAST TUFTS AVENUE
DENVER, COLORADO 80237-2835
TELEPHONE 303-606-6700
FAX 303-606-6701

WASHINGTON OFFICE
SUITE 310
5151 WISCONSIN AVENUE, N.W.
WASHINGTON, D.C. 20016-4124
TELEPHONE 202-944-9500
FAX 202-944-9501

September 1, 2015

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

**Re: WC Docket No. 15-203
In the Matter of TC3 Telecom, Inc., Application for Authorization Pursuant
to Section 214 of the Communications Act of 1934, as Amended, for Transfer
of Control**

Dear Ms. Dortch:

TC3 Telecom, Inc. (“TC3”) and D&P Communications, Inc. (“D&P”) hereby supplement the Application for Transfer of Control filed August 20, 2015 in the above-referenced proceeding (the “Application”).¹

As noted in the Application, TC3 is affiliated with the following providers of local exchange service: Deerfield Farmers Telephone Company, Inc. (“DFTC-ILEC”), a rural Incumbent Local Exchange Carrier; and Deerfield Farmers Telephone Company – Competitive Local Exchange Carrier (“CLEC”) division (“DFTC-CLEC”). *See* Application at 5, n.2. DFTC-ILEC and DFTC-CLEC are wholly-owned subsidiaries of D&P. In addition, TC3 is affiliated with D&P Cable, Inc. (“DPC”), a provider of video and data services and a wholly-owned subsidiary of D&P.² Further, TC3 is affiliated with D&P Long Distance, Inc. (“DPI”), a reseller

¹Attached hereto is the Declaration of the David LaRocca, President of D&P. As noted in the Application, TC3 is now an indirect wholly-owned subsidiary of D&P. *See* Application at 6.

² While DPC’s video service area overlaps TC3’s voice and data service area, the Commission has forbore from application of Section 652(b) of the Communications Act of 1934, as amended - which prohibits a cable operator or its affiliate from acquiring a local exchange carrier providing telephone exchange service within the cable operator’s franchise area - in cases where the cable operator acquires a competitive local exchange carrier. *See generally In the Matter of Petition for Declaratory Ruling to Clarify 47 U.S.C. § 572 in the Context of Transactions Between Competitive Local Exchange Carriers and Cable Operators; Conditional Petition for Forbearance from Section 652 of the Communications Act for Transactions Between Competitive Local Exchange Carriers and Cable Operators, Order*, WC Docket No. 11-118, 27 FCC Rcd 11532 (2012). The public interest analysis required by Section 214 applies in this instance. *See id.* at ¶ 37.

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of long distance services in and around the areas served by DFTC-ILEC and DFTC-CLEC and is also a wholly-owned subsidiary of D&P.

DFTC-ILEC provides local exchange service in discrete portions of Monroe and Lenawee Counties in southeastern Michigan, in and around the Towns of Deerfield in Lenawee County and of Petersburg in Monroe County. DFTC-CLEC provides competitive local exchange service in discrete areas within Lenawee County and a small portion of Monroe County, but outside of the service area of DFTC-ILEC. Thus, DFTC-CLEC does not compete with DFTC-ILEC.³

TC3 provides local and long distance services in portions of Monroe and Lenawee Counties where DPC provides its video and data services. Before the transaction, TC3 competed for local exchange and long distance service customers with DFTC-CLEC throughout DFTC-CLEC's service areas.

Facilities-based competitive wireless services are provided in the areas of Monroe and Lenawee Counties by Verizon Wireless, AT&T and TDS Metrocom.⁴ TC3 and DFTC-CLEC compete for voice services with: (1) Frontier Communications in both Monroe and Lenawee Counties that are not served by DFTC-ILEC; (2) Charter in Monroe County; (3) Comcast in Lenawee and Monroe Counties; and (4) Time Warner in Lenawee County. TC3 and DPI are but two of dozens of interexchange carriers and toll resellers operating in the State of Michigan according to the Commission's records.⁵

TC3 respectfully submits that the public interest is served by a grant of this application. While TC3 currently competes and previously competed for voice services in areas served by DFTC-CLEC, both entities are subject to unaffiliated competition, facilities-based landline as well as wireless providers of local voice services, and a host of providers of long distance voice providers. Such competition requires TC3 and DFTC-CLEC to conduct their operations in a manner responsive to consumer needs or face loss of market share. This conduct, in turn, is

³ Through the use of unlicensed fixed wireless service, TC3 provided and provides competitive data service in areas served by DFTC-ILEC. TC3 provides no competing voice service in DFTC-ILEC's service area, both before the underlying transaction described in the Application occurred and currently.

⁴ Data and video services are also provided by Dish and Direct TV in Monroe and Lenawee Counties.

⁵ See

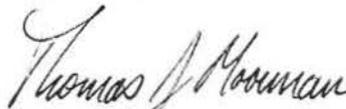
http://apps.fcc.gov/cgb/form499/499results.cfm?FilerID=&frn=&operational=1&comm_type=IXC&LegalName=&state=michigan&R1=and&XML=FALSE (last visited September 1, 2015);
http://apps.fcc.gov/cgb/form499/499results.cfm?FilerID=&frn=&operational=1&comm_type=TRS&LegalName=&state=michigan&R1=and&XML=FALSE (last visited September 1, 2015).

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present even with the competitive overlap of the CLEC service areas described herein. Thus, TC3 respectfully submits that the public interest is served for the reasons stated in the Application and that no adverse effect on the state of competition in the geographic areas in Monroe and Lenawee Counties in Michigan will occur by a prompt grant of the Application.

Please contact the undersigned should you have any questions.

Respectfully submitted,



Thomas J. Moorman
Counsel to D&P Communications, Inc.

Attachments

cc: J. May, Competition Policy Division
Wireline Competition Bureau, Federal Communications Commission
(via email)
D. Johnson, Competition Policy Division
Wireline Competition Bureau, Federal Communications Commission
(via email)
Gary L. Field, Counsel to Mr. Joseph P. Mattausch, individually and as Trustee for
the Joseph P. Mattausch Agreement of Trust, dated June 26, 2002 (via email)

DECLARATION

I, David La Rocca, President of D&P Communications, Inc. (the "Company"), do hereby declare under penalties of perjury that I have read the foregoing "Supplement," and affirm that the information contained therein regarding the Company and its affiliates is true and accurate to the best of my knowledge, information, and belief.

Date: September 1, 2015

A handwritten signature in cursive script, appearing to read "David La Rocca", written over a horizontal line.

David La Rocca
President