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GRANTED

August 20, 2015

SEP 14 2015

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

Competition Policy Division
Wireline Competition Bureau

Ray D.
effective for 60 days

Re: WC Docket No. 15-203 (To Be Assigned)
Request for Special Temporary Authorization

Dear Ms. Dortch:

Simultaneously with this Request, TC3 Telecom, Inc. ("TC3"), the Joseph P. Mattausch Agreement of Trust, dated June 26, 2002 (the "JPM Trust") and Mr. Joseph P. Mattausch, Trustee of the JPM Trust (the JPM Trust and Mr. Mattausch collectively referred to as the "Transferor") and D&P Communications, Inc. ("D&P" or "Transferee") (TC3, Transferor and Transferee collectively referred to as "Applicants"), by Transferee's undersigned counsel and with the consent of Transferor's counsel copied below, and pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214 (the "Act"), and Section 63.04 of the Rules of the Federal Communications Commission ("FCC" or the "Commission"), 47 C.F.R. § 63.04, have filed a request for authority to transfer control of the domestic 214 authorization held by TC3 (the "Application"). By this letter, the Applicants request Special Temporary Authorization ("STA") seeking immediate authorization for TC3 to continue operations under current ownership.¹

¹ As part of the underlying transaction, control of Computer Care Company, Inc. d/b/a TC3Net ("TC3Net"), a sister company to TC3, was also transferred in this same transaction, to D&P. TC3Net provides internet access to end users. As a provider of internet access, TC3Net was not subject to Section 214 at the time of the February 14, 2014 consummation of the underlying transaction. While the provision of internet access is now a telecommunications service, the Applicants note that the Commission has indicated that it will forbear from applying section 214 to transfers of control regarding this service. See *In the Matter of Protecting and Promoting the Open Internet, Report and Order on Remand, Declaratory Ruling, and Order*, GN Docket No. 14-28, FCC 15-24, released March 12, 2015 at ¶511 ("Given our objective to proceed in a tailored manner, we likewise find it in the public interest to forbear from applying section 214 with respect to broadband Internet access service insofar as that provision would require Commission approval of transfers of control involving that service." (footnote omitted)).

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As noted in the Application, the Applicants seek approval for the transfer of control of TC3 from to D&P. TC3 is a wholly-owned subsidiary of TC3 Leasing Company, Inc. ("TLC"), a Michigan corporation. TLC, in turn, was wholly-owned by the Joseph P. Mattausch Agreement of Trust, dated June 26, 2002 (the "JPM Trust"). The JPM Trust is organized under the laws of the State of Michigan. Joseph P. Mattausch, a citizen of the United States, is the Trustee of the JPM Trust and voted the JPM Trust's 100% interest in TLC.

The transfer of control occurred on February 14, 2014 upon the consummation of a transaction wherein the JPM Trust, through Mr. Mattausch as Trustee, sold 100% of TLC's issued and outstanding stock to D&P Communications, Inc. ("D&P"). Through an oversight, the Transferee and Transferor failed to seek and receive the Commission's approval of the transfer of control of TC3, an error that was recognized only recently. Accordingly, the Applicants hereby seek to correct this oversight by submitting this Request and the associated Application seeking formal approval of the transfer of control of TC3 from Transferor to Transferee. Since February 14, 2014, the ownership of TC3 has not changed.

Since consummation of the referenced transaction in 2014, TC3, now an indirect wholly-owned subsidiary of D&P, has continued to provide high quality, local exchange, exchange access, internet access and domestic resold long distance services to its current subscribers in a manner that was transparent to them. Grant of this request for STA will ensure that TC3 will continue to provide these domestic telecommunications services on an uninterrupted basis.

Good cause exists for grant of the instant request, which would ensure that consumers would not suffer inconvenience or loss of service, or otherwise be affected adversely. Having become aware of the failure to seek and obtain prior Commission approval of the transfer of control of TC3, Transferor and Transferee are voluntarily attempting to take all steps necessary to rectify the situation. Accordingly, the Applicants submit that the public interest would be served by prompt grant of the instant request.

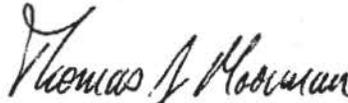
Applicants request that the STA be granted for a period of sixty (60) days to permit the Commission to complete its processing of the pending domestic 214 application in due course.

Applicants have taken steps to correct this deficiency by filing applications for Commission approval of the transfer of control as well as the instant request for STA. Applicants acknowledge that the grant of this STA extension will not prejudice any action the Commission may take on the underlying transfer of control application. Applicant further acknowledges that this STA can be revoked by the Commission upon its own motion without a hearing, and that grant of an STA and the underlying application will not preclude enforcement action.

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Please contact the undersigned should you have any questions.

Respectfully submitted,



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

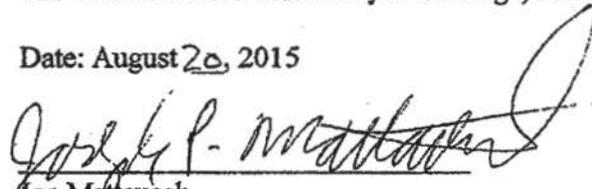
Attachments

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)
D. Krech, International 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, Joseph P. Mattausch, Trustee of the Joseph P. Mattausch Agreement of Trust, dated June 26, 2002, do hereby declare under penalties of perjury that I have read the foregoing "Request for Special Temporary Authority," and affirm that the information contained therein regarding ownership of and operations of TC3 Telecom, Inc. prior to February 14, 2014 is true and accurate to the best of my knowledge, information, and belief.

Date: August 20, 2015



Joe Mattausch