



PUBLIC NOTICE

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Federal Communications Commission
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DA 02-330
Released: February 12, 2002

DOMESTIC SECTION 214 APPLICATION FILED BY CONECTIV COMMUNICATIONS, INC. TO TRANSFER CONTROL TO NEW RC, INC.

PLEADING CYCLE ESTABLISHED

CC Docket No. 02-2/

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On December 28, 2001, New RC, Inc. ("New RC" or "Transferee") and Conectiv ("Conectiv" or "Transferor") (collectively, the "Applicants") pursuant to section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and section 63.01 of the Commission's Rules, 47 C.F.R. § 63.01, filed an application for consent to transfer control of authorized carrier Conectiv Communications, Inc. ("CCI" or "Authorized Carrier"), a subsidiary of Conectiv, to New RC.

New RC, a holding company, was incorporated under the laws of Delaware on February 9, 2001. Potomac Electric Power Company ("Pepco"), Conectiv and New RC have entered into a Merger Agreement in which Pepco will acquire Conectiv, and Pepco and Conectiv will become two wholly-owned subsidiaries of New RC. CCI will remain a subsidiary of Conectiv and an indirect subsidiary of New RC.

Conectiv's point-to-point common carrier microwave facilities will continue to be used to provide telecommunications services.¹ The facilities extend from Delaware through eastern Maryland and into northeastern Virginia. These facilities are and will continue to be utilized extensively to provide non-switched interexchange telecommunications services. Applicants

¹ Related applications filed in connection with this transaction include an application for Consent to Transfer of Control of the Common Carrier Fixed Point-to-Point Microwave Service stations licensed to CCI pursuant to Part 101 of the Commission's Rules, and applications for Consent to Transfer of Control of the Private Land Mobile Radio Service stations and Private Operational Fixed Point-to-Point Microwave Service stations licensed to Pepco and two other subsidiaries of Conectiv – Atlantic City Electric Company and Delmarva Power & Light Company – pursuant to Parts 90 and 101. (See ULS File Nos. 0000717538, 0000721296, 0000717359, 0000717526, 0000717522, 0000717440, 0000695149.)

assert that grant of this section 214 authority will serve the public interest, convenience and necessity by allowing Conectiv to continue the provision of these telecommunications services.

GENERAL INFORMATION

The transfer of control request identified herein has been found, upon initial review, to be acceptable for filing. The Commission reserves the right to return any transfer of control application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules and policies. Interested parties may file petitions to deny within 30 days following the release of this Public Notice.² Final action will not be taken on the applications earlier than 31 days following the date of this Public Notice.³

All filings concerning any or all matters in this Public Notice should refer to **CC Docket No. 02-2**. An original and 4 copies of all pleadings, in accordance with Section 1.51(c) of the Commission's rules, 47 C.F.R. § 1.51(c), must be filed with the Commission's Acting Secretary, William F. Caton, 445 12th Street, S.W., TW-B204, Washington, D.C. 20554. In addition, one copy of each pleading must be delivered to each of the following: (1) Qualex International, Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C., 20554, telephone (202) 863-2893, facsimile (202) 863-2898; (2) Janice Myles, Common Carrier Bureau, 445 12th Street, S.W., 5-B145, Washington, D.C. 20554; (3) Nandan Joshi, Office of General Counsel, 445 12th Street, S.W., 8-A820, Washington, D.C. 20554; and (4) William Dever, Common Carrier Bureau, 445 12 Street, S.W., 5-C266, Washington, D.C. 20554.

In addition to filing paper pleadings, parties may also file pleadings using the Commission's Electronic Comment Filing System (ECFS). *See* Electronic Filing of Documents in Rulemaking Proceedings, 63 Fed. Reg. 24,121 (1998). Pleadings filed through ECFS can be sent as an electronic file via the Internet to <http://www.fcc.gov/e-file/ecfs.html>. Generally, one copy of an electronic submission must be filed. If multiple docket or rulemaking numbers appear in the caption of this proceeding, however, filers must transmit one electronic copy of the pleading to each docket or rulemaking number. Parties may also submit an electronic pleading by Internet e-mail. To obtain filing instructions for e-mail pleadings, filers should send an e-mail to ecfs@fcc.gov, and include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply. This document may also be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C., 20554, telephone (202) 863-2893, facsimile (202) 863-2898, or via e-mail at qualexint@aol.com.

For further information, please contact Tracey Wilson, at (202) 418-1394 or Bill Dever, Policy and Program Planning Division, Common Carrier Bureau at (202) 418-1578.

² *See, e.g.*, 47 C.F.R. § 63.52(c).

³ *See* 47 C.F.R. § 63.52(b).