



PUBLIC NOTICE

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DA 04-3225

Released: October 8, 2004

WIRELINE COMPETITION BUREAU GRANTS CONSENT FOR TRANSFER OF CONTROL OF HARTMAN TELEPHONE EXCHANGES, INC., TO RANDALL J. RAILE AND KACEY L. RAILE

WC Docket No. 04-320

Pursuant to section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and sections 0.91, 0.291, and 63.03 of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, and 63.03, the Wireline Competition Bureau (Bureau) approves the application of the Leo G. Hartman Revocable Trust (the "Hartman Trust"), Randall J. Raile, and Kacey L. Raile ("Transferees") to transfer control of Hartman Telephone Exchanges, Inc. ("Hartman Telephone") from the Hartman Trust to Randall J. Raile and Kacey L. Raile.¹ No commenters opposed grant of the application.²

The Bureau finds, upon consideration of the record, that the proposed transfer will serve the public interest, convenience and necessity, and therefore grants the requested authorization.³ Pursuant to section 1.103 of the Commission's rules, 47 C.F.R. § 1.103, the consent granted herein is effective upon the release of the Public Notice. Petitions for reconsideration under section 1.106 or applications for review under section 1.115 of the Commission's rules, 47 C.F.R. §§ 1.106, 1.115, may be filed within 30 days of the date of this Public Notice.

¹ See *Domestic Section 214 Application Filed for Transfer of Control of Hartman Telephone Exchanges, Inc., to Randall J. Raile and Kacey L. Raile*, WC Docket No. 04-320, Public Notice, DA 04-2838 (rel. Aug. 31, 2004).

² We note that the applicants amended their application for transfer of control with a letter notifying the Commission that they will continue to conduct business post-consummation as Hartman Telephone Exchanges, Inc., for at least the immediate future. See Letter from Timothy F. Clare, Counsel for the Hartman Trust, to Marlene H. Dortch, Secretary, Federal Communications Commission, WC Docket No. 04-320 (filed Sept. 24, 2004).

³ See *Joint Applications of Global Crossing Ltd., and Citizens Communications Company for Authority to Transfer Control of Corporations Holding Commission Licenses and Authorizations Pursuant to Sections 214 and 310(d) of the Communications Act and Parts 20, 22, 63, 78, 90, and 101 of the Commission's Rules*, Memorandum Opinion and Order, 16 FCC Rcd 8507, 8511-14 (CCB/IB/CSB/WTB 2001) (granting transfer of control involving incumbent LECs with adjacent exchanges where merger would provide service efficiencies).

For further information, please contact Tracey Wilson, at (202) 418-1394, or Alex Johns, at (202) 418-1167, in the Competition Policy Division, Wireline Competition Bureau.

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