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August 31, 2007

**VIA Electronic Comment Filing System**

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

Re: **Docket No. 00-257: Notification of Acquisition of Customers**

Dear Ms. Dortch:

Charter Fiberlink CA – CCO, LLC (“Charter Fiberlink”) hereby notifies the Commission of its intent to acquire a portion of the customer base of Wave Broadband, LLC (“Wave”) as described more fully below. Charter Fiberlink does not believe that Section 64.1120(e) of the Commission’s Rules, 47 CFR § 64.1120(e), applies to this transaction because, although Charter Fiberlink is a telecommunications carrier, Wave provides interconnected Voice over Internet Protocol (“VoIP”) service to the customers being acquired by Charter Fiberlink and following consummation of the transaction Charter Fiberlink also will provide interconnected VoIP service to those customers. The Commission has not determined whether interconnected VoIP services are telecommunications services, nor has it ruled that its carrier change rules apply to interconnected VoIP services. Staff of the Policy Divisions of both the Wireline Competition Bureau and the International Bureau have advised Charter Fiberlink that the Commission’s consent pursuant to Section 214 of the Communications Act is not required for the proposed transaction.<sup>1</sup> Nonetheless, Charter Fiberlink has complied with Section 64.1120(e) out of an abundance of caution.

**Names of the Parties to the Transaction:** The parties to the transaction include Wave Broadband, LLC, the transferor, and Charter Fiberlink CA – CCO, LLC, the transferee.

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<sup>1</sup> Charter Fiberlink submitted a Joint Application for Consent to Transfer International and Domestic Assets and Customers Pursuant to Section 214 of the Communications Act of 1934, as Amended (“Joint Application”) pursuant to §§ 63.03, 63.04 and 63.24 of the Commission’s rules on August 14, 2007. Following discussions with Staff of the Wireline Competition Bureau, Charter Fiberlink withdrew the domestic portion of the Joint Application on August 24, 2007. *See* DA 07-3788 (released August 29, 2007). Staff of the International Bureau advised Charter Fiberlink that the international portion of the Joint Application had not been accepted for filing.

Marlene H. Dortch, Secretary  
Docket No. 00-257 – Notification of Acquisition of Customers  
Page 2

**Types of Telecommunications Services Provided to Affected Customers:** Wave provides interconnected VoIP services to customers in California. Under the Asset Purchase Agreement, Wave will transfer a portion of its customer base located in and around the cities of Cerritos and Ventura, California, to Charter Fiberlink. The Commission has not determined interconnected VoIP services are telecommunications services.

**Date of Transfer:** The parties anticipate that the affected customers will be transferred to Charter Fiberlink on October 1, 2007.

**Certification of Compliance:** Charter Fiberlink certifies that it has complied with the Commission's requirements to provide advance customer notice in accordance with Section 64.1120(e)(3) and with the obligations specified in that notice, and with other statutory and Commission requirements that apply to the transfer of customers for interconnected VoIP services.

**Copy of Notice Sent to Affected Subscribers:** Filed herewith is a sample of the customer notification letter that was mailed on August 31, 2007.

Please direct any questions concerning this notification to the undersigned.

Very truly yours,

/s/ Charles V. Gerkin, Jr.  
Charles V. Gerkin, Jr.