PUBLIC NOTICE

Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554

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COMMENTS INVITED ON APPLICATION OF TLX COMMUNICATIONS INC. D/B/A TELAMERICA TO DISCONTINUE DOMESTIC TELECOMMUNICATIONS SERVICES

WC Docket No. 08-234
Comp. Pol. File No. 888

Comments Due: December 10, 2008

Section 214 Application
Applicant: TLX Communications Inc. d/b/a TelAmerica

On **October 21, 2008, TLX Communications Inc. d/b/a TelAmerica** (TelAmerica or Applicant), located at **913 South Burnside Avenue, Gonzales, LA 70737-4258,** filed an application with the Federal Communications Commission (FCC or Commission) requesting authority, under section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and section 63.71 of the Commission's rules, 47 C.F.R. § 63.71, to discontinue the provision of certain telecommunications services in Arkansas, Georgia, North Carolina, Oklahoma, South Carolina, and Tennessee.[1]

TelAmerica indicates that it currently offers long distance service in Arkansas, Georgia, North Carolina, Oklahoma, South Carolina, and Tennessee. TelAmerica states that it currently only serves one long distance customer in the State of Oklahoma, in the city of Yukon in Canadian County, and that it does not serve any customers in Arkansas, Georgia, North Carolina, South Carolina, and Tennessee. TelAmerica asserts that the costs of doing business in these locations outweigh any revenues collected or other benefits associated with conducting business in these states. Consequently, TelAmerica indicates that it intends to discontinue offering long distance service in all of the above mentioned states where it currently has the authority to do so.[2] According to TelAmerica, the anticipated date for the proposed discontinuance is December 1, 2008, or as soon thereafter as the necessary state and federal authorizations have been obtained. TelAmerica indicates that, on October 16, 2008, it sent a notice to inform its one affected customer of its plans to discontinue service in compliance with section 63.71(a) of the Commission's rules. TelAmerica asserts that it is considered non-dominant with respect to the service to be discontinued.

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[1] This application was subsequently received in the Competition Policy Division of the Wireline Competition Bureau on November 7, 2008.

[2] In its customer notice, TelAmerica indicates that it no longer plans to provide domestic or international long distance service in the affected state. Discontinuance of international service is governed by 47 C.F.R. § 63.19.

In accordance with section 63.71(c) of the Commission's rules, TelAmerica's application will be deemed to be granted automatically on the 31st day after the release date of this public notice, unless the Commission notifies TelAmerica that the grant will not be automatically effective. In TelAmerica's application, TelAmerica indicates that it anticipates discontinuing service on or after December 1, 2008, upon completion of obtaining all necessary federal and state regulatory approvals. Accordingly, pursuant to section 63.71(c) and the terms of TelAmerica's application, absent further Commission action, TelAmerica may terminate its domestic long distance telephone service in Arkansas, Georgia, North Carolina, Oklahoma, South Carolina, and Tennessee on or after **December 26, 2008**. The Commission normally will authorize proposed discontinuances of service unless it is shown that customers or other end users would be unable to receive service or a reasonable substitute from another carrier, or that the public convenience and necessity would be otherwise adversely affected.

This proceeding is considered a "permit but disclose" proceeding for purposes of the Commission's ex parte rules, 47 C.F.R. §§ 1.1200-1.1216. Comments objecting to this application must be filed with the Commission on or before **December 10, 2008**. Such comments should refer to **WC Docket No. 08-234 and Comp. Pol. File No. 888**. Comments should include specific information about the impact of this proposed discontinuance on the commenter, including any inability to acquire reasonable substitute service. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies. *See Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998). Comments filed through the ECFS can be sent as an electronic file via the Internet to http://www.fcc.gov/cgb/ecfs/. Filers should follow the instructions provided on the Web site for submitting comments. Generally, only one copy of an electronic submission must be filed. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, filers should send an e-mail to ecfs@fcc.gov, and include the following words in the body of the message, "get form." A sample form and directions will be sent in response.

Parties who choose to file by paper must send an original and four copies of the comments to the Office of the Secretary, Federal Communications Commission, 445 12th Street, S.W., Room TW-A325, Washington, D.C. 20554. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission. The Commission's contractor will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express, and Priority mail should be addressed to 445 12th Street, S.W., Washington, D.C. 20554.

Two copies of the comments should also be sent to the Competition Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12th Street, S.W., Room 5-C140, Washington, D.C. 20554, Attention: Carmell Weathers. In addition, comments should be served upon the Applicant. Commenters are also requested to fax their comments to the FCC at (202) 418-1413, Attention: Carmell Weathers.

The application will be available for public inspection and copying during regular business hours at the FCC Reference Center, Portals II, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554, (202) 418-0270. A copy of the application may also be purchased from the Commission's

duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, telephone (202) 488-5300, facsimile (202) 488-5563, or via e-mail at FCC@BCPIWEB.COM. People with Disabilities: To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (tty).

For further information, contact Carmell Weathers, (202) 418-2325 (voice), carmell.weathers@fcc.gov, or Melissa Kirkel, (202) 418-7958 (voice), melissa.kirkel@fcc.gov, of the Competition Policy Division, Wireline Competition Bureau. The tty number is (202) 418-0484. For further information on procedures regarding section 214 please visit **http://www.fcc.gov/wcb/cpd/other_adjud**.

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