

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Development of Nationwide Broadband Data)	
to Evaluate Reasonably and Timely)	WC Docket No. 07-38
Deployment of Advanced Services to All)	
Americans, Improvement of Wireless)	
Broadband Subscribership Data, and)	
Development of Data on Interconnected Voice)	
over Internet Protocol)	

REQUEST FOR WAIVER AND EXTENSION OF TIME

Atlantic Tele-Network, Inc. (“ATN”), on behalf of its wholly-owned subsidiary Allied Wireless Communications Corporation (“AWCC”), requests a waiver and two week extension (*i.e.*, until September 15, 2010) of the September 1, 2010, deadline to submit AWCC’s FCC Form 477 Local Telephone Competition and Broadband Report. AWCC has encountered unforeseen difficulties in gathering the necessary data relating to operations that it recently acquired from Verizon Wireless. A waiver and brief extension of the September 1 deadline serves the public interest because it would allow AWCC to submit complete and accurate data to the Commission.

On April 26, 2010, ATN completed its acquisition of certain wireless licenses, authorizations and business units from Verizon Wireless.¹ The transaction helped fulfill Verizon Wireless’ divestiture obligations under the Commission’s order approving its merger with ALLTEL Corporation.² As a result, ATN (through AWCC) became a new wireless retail

¹ See *Applications of Atlantic Tele-Network, Inc. and Cellco Partnership d/b/a Verizon Wireless*, Memorandum Opinion and Order 25 FCC Rcd 3763 (WTB, IB 2010).

² *Applications of Cellco Partnership d/b/a Verizon Wireless and Atlantis Holdings LLC*, Memorandum Opinion and Order and Declaratory Ruling, 23 FCC Rcd 17444 (2008).

operator in the United States by taking control of wireless systems in 26 markets in six states.

Because neither ATN nor AWCC had domestic retail operations prior to the acquisition, AWCC has had to develop new internal systems and databases that are capable of generating the necessary data for the Form 477 report.

AWCC has worked diligently to collect the necessary information for the Form 477 (the first local telephony and broadband report due after ATN completed its transaction with Verizon Wireless). AWCC, however, encountered certain problems in gathering the data necessary to complete Section VI of the form, which requires broadband data broken out by state, census tract and technology. Specifically, unforeseen delays in obtaining certain software from AWCC's vendors have prevented the company from timely assembling accurate census tract information. AWCC anticipates that it will receive the necessary software shortly, and expects to complete the report by September 15, 2010.

The Commission may grant an extension or waiver of the compliance deadline of the Form 477 for good cause.³ Good cause is shown and an extension is appropriate if "special circumstances warrant a deviation from the general rule and such deviation will serve the public interest."⁴ In this case, special circumstances warrant a two week extension of the September 1, 2010 deadline to file AWCC's Form 477 report. As noted above, unexpected delays in delivery of required software prevents the collection and reporting of comprehensive and accurate data regarding AWCC's broadband services by September 1, 2010. A short extension will help avoid inadvertent errors in the data submitted by AWCC and thus relied upon by the Commission.⁵

³ 47 C.F.R. § 1.3.

⁴ *Northeast Cellular Telephone Co. v. FCC*, 897 F.2d 1164, 1166 (D.C. Cir. 1990); see also *WAIT Radio v. FCC*, 418 F.2d 1153 (D.C. Cir. 1969).

⁵ See, e.g., *Development of Nationwide Broadband Data to Evaluate Reasonable and Timely Deployment of Advanced Services to All Americans, Improvement of Wireless Broadband Subscriber Data, and*

ATN and AWCC acknowledge the critical importance of the information reported in the Form 477 and are dedicated to submitting complete and accurate broadband data as promptly as possible. A two week extension will serve the public interest by ensuring that AWCC submits accurate and complete data on the availability of broadband services.

Respectfully submitted,

/s/ Cheryl A. Tritt
Cheryl A. Tritt
Jennifer L. Kostyu
Wilkinson Barker Knauer, LLP
2300 N Street, N.W.
Suite 700
Washington, D.C. 20037
202-783-4141

Counsel to Atlantic Tele-Network, Inc.

August 31, 2010

Development of Data on Interconnected Voice over Internet Protocol (VoIP) Subscribership, Order, 24 FCC Rcd 2375 (WCB 2009) (extending the Form 477 deadline by two weeks to ensure the accuracy of the submitted data).