

WC 10-184

DOCKET FILE COPY ORIGINAL

BINGHAM

WIRELINE COMPETITION BUR.

PLEASE DATE STAMP & RETURN

2010 AUG 18 P 2:52

Jean L. Kiddoo
Danielle Burt
Phone: 202.373.6000
Fax: 202.373.6001
jean.kiddoo@bingham.com
danielle.burt@bingham.com

CO/RECEIVED

FILED/ACCEPTED

AUG 17 2010

Federal Communications Commission
Office of the Secretary

August 17, 2010

Via Courier

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW,
Room TW-A325
Washington, DC 20554

Re: RCN BecoCom, Inc. Section 63.71 Application

Dear Ms. Dortch:

On behalf of RCN BecoCom, Inc., enclosed please find an original and five (5) copies of the above-referenced Application. Please date-stamp the extra copy of this filing and return it to us. Should you have any questions regarding this filing, please do not hesitate to contact us.

Respectfully submitted,



Jean L. Kiddoo
Danielle Burt

cc: Rodney McDonald, Wireline Competition Bureau
Joseph O. Kahl, RCN

- Boston
- Hartford
- Hong Kong
- London
- Los Angeles
- New York
- Orange County
- San Francisco
- Santa Monica
- Silicon Valley
- Tokyo
- Washington

Bingham McCutchen LLP
2020 K Street NW
Washington, DC
20006-1806

T 202.373.6000
F 202.373.6001
bingham.com

A/73466975.1

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.**

In the Matter of)
)
Section 63.71 Application of)
) Docket No. 10- _____
RCN BecoCom, Inc.)
)
For Authority to Discontinue Telephone Service)
In Somerville, Massachusetts)

SECTION 63.71 APPLICATION

RCN BecoCom, Inc. ("RCN"), through its undersigned counsel and pursuant to 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, hereby files this application to discontinue the provision of local exchange and domestic long distance to customers receiving service via the analog access node platform in Somerville, Massachusetts. In support of this Application, RCN submits the following information:

I. Description of Discontinuance

1. Name and address of carrier

RCN BecoCom, Inc.
956 Massachusetts Ave.
Arlington, MA 02476

2. Date of planned service discontinuance

The anticipated date for the proposed discontinuance of service is October 14, 2010, or as soon thereafter as the necessary state and federal approval can be obtained.

3. Points of geographic areas of service affected

The proposed discontinuance of service will affect service provided in the City Somerville, Massachusetts.

4. Brief description of the type of service affected

RCN proposes to discontinue the provision of local exchange and domestic long distance to customers receiving service via the analog access node platform in Somerville, Massachusetts.

5. Brief description of the dates and methods of notice to all affected customers

Written notice to all affected customers was mailed on August 16, 2010. Attached as Exhibit A is a copy of the customer notice letter.

6. Non-dominance of the carrier with respect to the service to be discontinued

RCN is non-dominant with respect to the service that it proposes to discontinue.

7. Service

In accordance with Section 63.71 of the Commission's rules, RCN has mailed a copy of this application to the Massachusetts Governor, the Massachusetts Department of Telecommunications and Cable and the Special Assistant for Telecommunications for the Secretary of Defense.

8. Additional questions regarding this application may be addressed to the undersigned or:

Joseph O. Kahl
Senior Director, Regulatory & External Affairs
RCN BecoCom, Inc.
196 Van Buren Street
Herndon, VA 20170
Tel: (610) 438-0119

II. Circumstances of Discontinuance

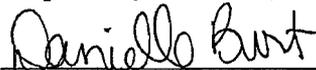
RCN has determined to revise its business plan and to discontinue the provision of service, including local exchange and domestic long distance telecommunications services, via the analog access platform in Somerville, Massachusetts. RCN's discontinuance of services to customers, while regrettable, is necessary and appropriate, and will not adversely affect the public convenience and necessity. The public will not be unduly harmed by RCN's

discontinuance of the telecommunications service described above because customers have been given notice that affords them an ample opportunity to migrate to RCN's digital service, where available, or transfer to a new carrier. The basic local telephone services that are being discontinued are readily available from other carriers, and RCN has provided substantially more than the minimum 30-day notice required by the Commission for discontinuance of domestic services.

III. Conclusion

RCN believes that the proposed discontinuance is reasonable and necessary. As outlined herein, RCN will take all reasonable steps, to the extent it is able, to assure that the discontinuance of service is not unduly disruptive to the present or future public convenience and necessity. Accordingly, RCN respectfully requests that the Commission permit it to discontinue the provision of services to customers in the City of Somerville, Massachusetts pursuant to Section 63.71.

Respectfully submitted,



Jean L. Kiddoo, Esq.

Danielle Burt, Esq.

BINGHAM MCCUTCHEN LLP

2020 K STREET, NW

WASHINGTON, DC 20006

(202) 373-6000 (Tel)

(202) 373-6001 (Fax)

jean.kiddoo@bingham.com

danielle.burt@bingham.com

Counsel to RCN BecoCom, Inc.

Dated: August 17, 2010

EXHIBIT A

Customer Notice Letter



***** CHANGE OF SERVICE NOTICE - DO NOT DISREGARD *****

August 16, 2010

Dear RCN Customer,

As a valued customer, we want to inform you of a necessary change to your telephone service. There have been many advances in the delivery of telephone service over the last several years. RCN has taken advantage of our superior network and leading edge technology to bring digital phone service to our customers.

We have been providing digital phone for several years and have had great success in providing quality and reliable service to all of our phone customers. Since we have had such great success we will offer a FREE upgrade to those remaining Boston area customers who can now take advantage of an improved digital phone platform.

As of October 14, 2010, RCN will no longer be able to continue providing your local and long distance phone service on the old system. We will be giving you a FREE upgrade and serving your phone needs by transferring your service to the new platform. Please take this opportunity to call your local Customer Care Professionals at 617-670-0215 and schedule an appointment to upgrade for FREE today.

RCN's digital phone offers you state of the art technology, superior sound quality and you can keep your current phone number. Plus, it works with fax machines and home security systems. The change will be seamless and for all practical purposes.

If you choose not to take advantage of this limited time FREE upgrade offer to our digital phone service, you will need to immediately contact a new service provider to have your service changed by October 14th. The current RCN phone system serving your needs with older technology will no longer be provided to you by RCN after that date.

The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission release public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, D.C. 20554, and include in your comments a reference to the Section 63.71 Application of RCN-BecoCom, Inc. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service. Customers may also direct any questions to the Department of Telecommunications and Cable located at 1000 Washington Street, Boston, Massachusetts 02118 or calling 800-392-6066/617-305-3531.

We are very excited about our new leading edge technology and hope you will take advantage of this limited time, FREE upgrade now. We truly value you as a customer and hope that you will choose to remain with RCN so that we can continue to provide you with exceptional service on our state-of-the-art digital phone platform. To thank you for the chance to continue to provide phone service to you, upon the installation of your digital phone service, we will credit your account \$50.

Sincerely,
RCN BecoCom, Inc
956 Massachusetts Ave.
Arlington, MA 02476

VERIFICATION

I, Joseph O. Kahl, state that I am Senior Director, Regulatory & External Affairs of RCN BecoCom, Inc.; that I am authorized to make this Verification on behalf of RCN BecoCom, Inc.; that the foregoing filing was prepared under my direction and supervision; and that the contents are true and correct to the best of my knowledge, information, and belief.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 17th day of August, 2010.


Joseph O. Kahl
Senior Director, Regulatory & External Affairs
RCN BecoCom, Inc.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Section 63.71 Application of RCN BecoCom, Inc. was served this 17th day of August 2010, by mailing true and correct copies thereof, postage prepaid, to the following persons at the addressed listed below.

Governor Deval Patrick
Massachusetts State House
Office of the Governor
Room 280
Boston, MA 02133

Massachusetts Department of Telecommunications & Cable
1000 Washington Street
Suite 820
Boston, MA 02118-6500

Secretary of Defense
Attn: Special Asst. for Telecommunications
The Pentagon
Washington, D.C. 20301



Danielle Burt