



PUBLIC NOTICE

Federal Communications Commission
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DA 10-2341
Released: December 10, 2010

COMMENTS INVITED ON APPLICATION OF SBC LONG DISTANCE, LLC D/B/A AT&T LONG DISTANCE TO DISCONTINUE DOMESTIC TELECOMMUNICATIONS SERVICES

WC Docket No. 10-241
Comp. Pol. File No. 957

Comments Due: December 27, 2010

MAILED
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Section 214 Application

Applicant: SBC Long Distance, LLC d/b/a AT&T Long Distance

On October 7, 2010, SBC Long Distance, LLC d/b/a AT&T Long Distance (AT&T or Applicant), located at 208 South Akard Street, Dallas, Texas 75202, 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 domestic telecommunications services in the continental United States, Alaska, Hawaii, Puerto Rico and the U.S. Virgin Islands (collectively Service Areas).¹

AT&T indicates that it currently offers PremierSERV Frame Relay and PremierSERV Asynchronous Transfer Mode (ATM) services in the Service Areas. AT&T explains that PremierSERV Frame Relay Service is a public, metropolitan and wide-area data service that utilizes packet switching technology and digital transmission facilities to provide a data delivery service. AT&T further explains that PremierSERV ATM Service is a high-speed, packet switched transport service that combines disparate applications, from separate locations, using a common network access device and physical network connection. AT&T indicates that the AT&T family of companies continues to streamline its product portfolio as a result of the acquisition of AT&T Corp. and its subsidiaries by SBC Communications Inc. AT&T states that it, therefore, plans to discontinue offering its PremierSERV Frame Relay and PremierSERV ATM services to new customers in the Service Areas on or after January 14, 2011, subject to regulatory approval. AT&T clarifies that it plans to continue providing PremierSERV Frame Relay and PremierSERV ATM services to existing customers until those customers migrate to a different service or until December 31, 2014. AT&T states that AT&T Corp. will offer similar frame relay, ATM and next generation data networking services such as Virtual Private Network services. AT&T asserts that it notified affected customers of the proposed discontinuance by letters sent via U.S. mail on October 5, 2010. AT&T states that it is considered non-dominant with respect to the services to be discontinued.

¹ This application was subsequently received in the Competition Policy Division of the Wireline Competition Bureau on October 18, 2010.

In accordance with section 63.71(c) of the Commission's rules, AT&T'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 AT&T that the grant will not be automatically effective. In its application and notice to customers, AT&T indicates that it plans to discontinue offering the affected services to new customers on or after January 14, 2011, subject to regulatory approval. AT&T further indicates that it plans to provide the affected services to existing customers until they migrate to an alternative service or until AT&T ultimately discontinues these services on December 31, 2014. Accordingly, pursuant to section 63.71(c) and the terms of AT&T's application and notice, absent further Commission action, AT&T may cease to offer PremierSERV Frame Relay and PremierSERV ATM services to new customers in the Service Areas on or after **January 14, 2011**, and may terminate service to existing customers in the Service Areas on or after December 31, 2014 in accordance with its filed representations. 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 27, 2010**. Such comments should refer to **WC Docket No. 10-241 and Comp. Pol. File No. 957**. 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. **Effective December 28, 2009, the Commission's contractor will only receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at the FCC Headquarters building, located at 445 12th Street, S.W., Room TW-A325, Washington, D.C. 20554.** The filing hours are Monday through Friday, 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 Kimberly Jackson, (202) 418-7393 (voice), kimberly.jackson@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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