

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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In the Matter of)
)
MARITIME COMMUNICATIONS/LAND)
MOBILE, LLC)
Participant in Auction No. 61 and Licensee of Various)
Authorizations in the Wireless Radio Services)
Applicant for Modification of Various Authorizations)
in the Wireless Radio Services;)
)
Applicant with ENCANA OIL AND GAS (USA), INC.;)
DUQUESNE LIGHT COMPANY; DCP)
MIDSTREAM, LP; JACKSON COUNTY RURAL)
MEMBERSHIP ELECTRIC COOPERATIVE; PUGET)
SOUND ENERGY, INC.; ENBRIDGE ENERGY)
COMPANY, INC.; INTERSTATE POWER AND)
LIGHT COMPANY; WISCONSIN POWER AND)
LIGHT COMPANY; DIXIE ELECTRIC)
MEMBERSHIP CORPORATION, INC.; ATLAS)
PIPELINE—MID CONTINENT, LLC; DENTON)
COUNTY ELECTRIC COOPERATIVE, INC., DBA)
COSERV ELECTRIC; AND SOUTHERN)
CALIFORNIA REGIONAL RAIL AUTHORITY)
)
For Commission Consent to the Assignment of Various)
Authorizations in the Wireless Radio Services)

EB Docket No. 11-71
File No. EB-09-IH-1751
FRN: 0013587779

Application File Nos.
0004030479, 0004144435,
0004193028, 0004193328,
0004354053, 0004309872,
0004310060, 0004314903,
0004315013, 0004430505,
0004417199, 0004419431,
0004422320, 0004422329,
0004507921, 0004153701,
0004526264, 0004636537,
and 0004604962

To: Marlene H. Dortch, Secretary
Attn: The Honorable Richard L. Sippel, Chief Administrative Law Judge

STATUS REPORT ON BANKRUPTCY PROCEEDINGS PER ORDER 12M-32

This filing is being made on behalf of Maritime Communications/Land Mobile, LLC (Maritime) in response to the Presiding Judge's July 2, 2012, Order (FCC 12M-32) directing, inter alia, that Maritime submit status report on the bankruptcy proceedings.

Maritime, the Official Committee of Unsecured Creditors, and Choctaw Telecommunications, LLC ("Choctaw"), reached an agreement on a consensual Plan of Reorganization that was filed with the U.S. Bankruptcy Court for the Northern District of Mississippi on April 30, 2012, along with an accompanying disclosure statement. On June 12,

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2012, the court held a hearing on the adequacy of the disclosure statement, a necessary preliminary step to court approval of the plan of reorganization. Following this hearing, Maritime coordinated with other parties, including the Federal Communications Commission (“FCC”), which intervened in the bankruptcy proceeding and is represented by the United States Department of Justice, to work out revised language for the disclosure statement.

An amended disclosure statement was filed on July 2, 2012, and the creditor body will have until July 9 to respond. Maritime anticipates approval of the disclosure statement in mid-to-late July, whereupon the plan of reorganization will be formally submitted for vote and court approval. It is anticipated that a confirmation hearing on the plan will be held in late September. Upon confirmation of the plan by the court, Maritime and Choctaw will submit an application for Commission consent to the assignment of all of Maritime’s licenses to Choctaw, accompanied by a request for Second Thursday treatment.

The reorganization plan calls for the assignment of all of Maritime’s licenses to Choctaw in exchange for the claims of Choctaw’s members against the debtor (i.e., this is a credit bid).¹ Choctaw will then proceed to seek buyers for the license assets, subject to prior FCC consent, using the proceeds to satisfy the other claims against the debtor.² Neither Sandra M. DePriest (the principal and indirect 98.5% owner of Maritime) nor Donald R. DePriest (her spouse) will share in any of the proceeds from the sale of the license assets, nor will they have any

¹ It is noted that Council Tree Investors, Inc., an entity having no relationship to Maritime, its principals, or any of the creditors, tendered an expression of interest in purchasing the assets of Maritime, but has since withdrawn its offer. It is not known at this time whether any other proposal will be made.

² The agreements underlying the above-captioned assignment of license applications are “executory contracts” within the meaning of bankruptcy laws, meaning that the debtor may assume or cancel them. Thus far, the court has approved the assumption by Maritime of the proposed acquisitions by Jackson County Rural Membership Electric Cooperative; Puget Sound Energy, Inc.; Southern California Regional Rail Authority; Atlas Pipeline-Mid Continent, LLC; Denton County Electric Cooperative, Inc. dba Coserv Electric; Dixie Electric Membership Corporation Inc.; and Enbridge Energy Company, Inc. The requests for court approval of the acquisitions by Duquesne Light Company and Encana Oil and Gas USA, Inc., have been held in abeyance by the court. The debtor has decided to acquiesce in the withdrawal and termination of the agreements by Interstate Power and Light Company and Wisconsin Power and Light Company. Choctaw will pursue these and possible other deals, subject to prior FCC approval, after the acquisition of Maritime’s license assets.

involvement in Choctaw or any future operations pursuant to the licenses. Neither of them has any interest in Choctaw.

The members of Choctaw are Collateral Plus Fund I, LLC (“CPFI”); Watson and Downs Investments, LLC (“W&D”); Robert H. Hollis, III (“Hollis”); and Patrick Trammell (“Trammell”). CPFI holds both secured and unsecured claims against the debtor. W&D and Hollis are secured creditors, and Trammell is an unsecured creditor. Three of the members of Choctaw also have interests in Southeastern Commercial Finance, LLC (“SECF”), a firm that has been providing Debtor-in-Possession (“DIP”) financing to the debtor. W&D and Hollis each hold a 10.52% membership interest in SECF. Trammell holds a 26.34% membership interest in and is the managing member of SECF. Messrs. Trammell, Hollis, and John H. Watson (a member of W&D) are the sole members of the Board of Managers SECF. CPFI has no economic or any other interest in SECF. Neither Maritime nor its principal, Sandra M. DePriest, has any economic or any other interest in SECF.³

Respectfully Submitted,



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Communications/Land Mobile, LLC

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Dated: July 3, 2012

³ Mr. DePriest previously formerly held a passive 10.52% membership interest in SECF, as earlier reported to the Commission. See ¶ 7 of *Maritime's Response to the Enforcement Bureau's Court-Ordered Discovery Requests*, filed November 7, 2011. Mr. DePriest was not a member of the Board of Managers, was never actively involved in the management or operations of SECF, and received no distribution of profits from SECF. Mr. DePriest had a financial obligation to SECF pursuant to a demand promissory note, and the debt was secured by his membership interest. On July 2, 2012, Mr. DePriest surrendered his membership interest in exchange for cancellation of the debt obligation, and he no longer holds any interest in SECF. In any event, SECF as such has no interest in Choctaw and is merely a provider of DIP financing, subject to court approval.

CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of July, 2012, I caused copies of the foregoing pleading to be served, by U.S. Postal Service, First Class postage prepaid, on the following:

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