

September 4, 2012

VIA ELECTRONIC FILING

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

**Re: Applications for the Transfer of Control of Wavecom Solutions Corporation to
Hawaiian Telcom, Inc., WC Docket No. 12-206**

Dear Ms. Dortch:

The State of Hawaii, by its attorneys and through its Department of Commerce and Consumer Affairs, Division of Consumer Advocacy, seeks additional time to submit comment to the Federal Communications Commission (“Commission”) on the above captioned applications of Wavecom Solutions Corporation and Hawaiian Telcom, Inc. (“Wavecom FCC Application”).¹ The State is assessing the application and the market conditions within the State that are potentially relevant to the application, but must withhold substantive comment until certain administrative and procedural matters are resolved.

First, the State, through its Division of Consumer Advocacy, is in possession of, and is reviewing, an application that Wavecom and Hawaiian Telcom (hereinafter “the Parties”) submitted to the Hawaii Public Utilities Commission (“HPUC”) for HPUC approval of the proposed transaction (“Wavecom HPUC Application”).² The Wavecom HPUC Application includes confidential information that was submitted by the Parties pursuant to a Protective Order issued by the HPUC that restricts use of the confidential information by the Division of

¹ See Public Notice, *Applications Filed for the Transfer of Control of Wavecom Solutions Corporation to Hawaiian Telcom, Inc.*, WC Docket No. 12-206, DA 12-1264 (Aug. 3, 2012).

² See *Application of Hawaiian Telcom, Inc., and Wavecom Solutions Corporation for an Exemption and/or Waiver from all Regulatory Requirements, or in the Alternative, Approval of the Share Purchase Agreement and Related Transactions*, HPUC Docket No. 2012-0174 (filed July 16, 2012).

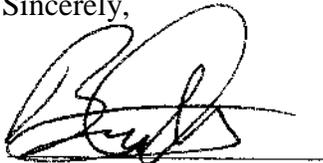
Consumer Advocacy to proceedings before the HPUC.³ Therefore, the State and its Division of Consumer Advocacy may require a supplemental agreement with the Parties before using the confidential information as a basis for any portion of its comments to the Commission on the Wavecom FCC Application.

Second, the Parties have submitted to the Commission as a part of the Wavecom FCC Application certain confidential information that is being withheld by the Commission from public inspection pursuant to a request for confidential treatment that was filed with the Commission by the Parties.⁴ The State anticipates, but has not confirmed, that the confidential information that was provided by the Parties to the Commission is identical to all or a portion of the confidential information that was provided to the HPUC. The State seeks to confirm that the confidential information is identical and, if not, the State may need to make arrangements with the Parties to secure access to any confidential information that was provided to the Commission but not to the HPUC.

In light of these administrative and procedural issues, and out of an abundance of caution, the State is withholding any substantive comment on the Wavecom FCC Application until appropriate arrangements with the Parties are in place. The State does not anticipate that the completion of this process will be lengthy and the State will strive to submit any comments that it has by September 18, 2012, which is the date already identified by the Commission for the submission of reply comments in this proceeding. In preparation for this filing, the State has contacted legal counsel for Hawaiian Telcom and the Commission staff to notify them of the State's intention in this regard.

Please contact the undersigned if you have any questions.

Sincerely,



Bruce A. Olcott
Herbert E. Marks
Counsel to The State of Hawaii

³ See *Protective Order No. 30538, In the Matter of Application of Hawaiian Telcom, Inc., and Wavecom Solutions Corporation for an Exemption and/or Waiver from all Regulatory Requirements, or in the Alternative, Approval of the Share Purchase Agreement and Related Transactions*, HPUC Docket No. 2012-0174, at 9, ¶ 17 (July 17, 2012).

⁴ See *Request for Confidential Treatment, In the Matter of Wavecom Solutions Corporation, Transferor and Hawaiian Telcom, Inc., Transferee; Application for Consent to Transfer Control of Domestic Authorizations Under Section 214 of the Communications Act, as Amended*, WC Docket No. 12-206 (filed August 3, 2012).