

Wc Docket No 13-25

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December 28, 2012

BY HAND DELIVERY

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

FILED/ACCEPTED

DEC 28 2012

Federal Communications Commission
Office of the Secretary

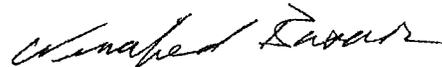
Re: Fast Phones, Inc. Section 63.71 Application

Dear Ms. Dortch:

On behalf of Fast Phones, Inc. and pursuant to Section 63.71 of the Federal Communications Commission's rules, 47 C.F.R. § 63.71(b), enclosed please find an original and four copies of the Company's Section 63.71 Application for the discontinuance of selected domestic telecommunications services.

Also enclosed is a duplicate of this filing. Kindly date-stamp the duplicate and return it to the courier.

Respectfully submitted,



Winafred Brantl

Counsel to Fast Phones, Inc.

Enclosures

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

In the Matter of)
)
Section 63.71 Application of)
Fast Phones, Inc.)

SECTION 63.71 APPLICATION

Fast Phones, Inc. (“Fast Phones,” the “Company” or “Applicant”) hereby seeks authorization pursuant to Section 214(a) of the Communications Act of 1934, as amended (the “Act”), 47 U.S.C. § 214, and Section 63.71 of the Commission’s rules, 47 C.F.R. § 63.71, to discontinue its provision of selected domestic telecommunications within the Company’s service territory – specifically prepaid local exchange and long distance services that the Company currently provides to customers on a resale basis in Alabama, Louisiana, Mississippi and North Carolina using AT&T as the underlying carrier.

Fast Phones, an Alabama corporation, operates as a provider of domestic competitive telecommunications services in the southeastern United States. Currently, Fast Phones offers its customers a prepaid wireline package of residential local exchange and interexchange services. Fast Phones does not provide international services.

In response to changing market conditions, Fast Phones has determined that it is no longer feasible to offer its current resold wireline service package in the AT&T territories.¹ The proposed discontinuance will not result in harm to the affected customers because they are being

¹ Following implementation of this decision, Fast Phones will undertake a strategic re-assessment of the intrastate and national communications markets and determine in what manner the Company can most effectively compete with other service offerings and/or in other service territories.

provided with ample notice of the discontinuance and equivalent service offerings are available from other carriers. One or more other carriers in each state provide similar prepaid packages and many more carriers, including the incumbent carrier, AT&T, provide these services on a post-paid basis.

The Applicant provides the following information pursuant to Section 63.71 of the Commission's Rules:

1. Name and Address of Carrier: Applicant's name and address is Fast Phones, Inc., P.O. Box 20877, Montgomery, AL 36120-0877.
2. Date of Planned Service Discontinuance, Reduction or Impairment: Subject to receipt of necessary federal and state regulatory authorizations², the proposed discontinuance is scheduled to take place on February 28, 2013.
3. Points of Geographic Areas of Service Affected: Fast Phones proposes to discontinue the provision of prepaid (wireline) local exchange and interexchange services delivered using AT&T as the underlying carrier in Alabama, Louisiana, Mississippi and North Carolina.
4. Brief Description of Type of Service Affected: The communications services affected by the proposed discontinuance consist of prepaid (wireline) residential local exchange and interexchange services.
5. Brief Description of the Dates and Methods of Notice to All Affected Customers: On December 21, 2012, Fast Phones sent written notice to affected customers by first-class mail in accordance with the requirements of Section 63.71(a) of the Commission's rules, informing them that the Company will cease provision of their prepaid residential local and long distance

² Fast Phones understands that this application will be granted automatically on the 31st day after public notice of filing unless the Commission notifies the Company to the contrary.

services effective February 28, 2013. The notice clearly underscores that customers must make arrangements with another carrier to avoid loss of service and provides a toll-free telephone number that customers may call to reach Fast Phones service representatives for assistance with this transition. A sample copy of the notice sent to Fast Phones' customers is appended as *Exhibit A*.

6. Whether the Carrier is Considered Dominant or Non-Dominant with Respect to the Service to Be Discontinued, Reduced or Impaired: Applicant is considered non-dominant with respect to the affected services.

In accordance with Section 63.71 of the Commission's Rules and concurrent with this filing, a copy of this Application is being mailed to (i) the Governors and Public Service Commissions (or equivalent) of Alabama, Louisiana, Mississippi and North Carolina and (ii) to the Special Assistant for Telecommunications for the Secretary of Defense.

Additional questions regarding this application should be addressed to the undersigned.

Respectfully submitted,

Fast Phones, Inc.

By: 

John J. Heitmann
Winifred R. Brantl
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E-Mail: wbrantl@kelleydrye.com
Its Attorneys

Dated: December 28, 2012

Exhibit A
Sample Customer Notice



*Fast Phones, Inc.*TM

December 21, 2012

[Customer Name]
[Address Line 1]
[City, State, Zip]
[Telephone Number]

Notice of Discontinuance of Your Telephone Service
by Fast Phones, Inc.

Dear Customer:

Fast Phones, Inc. ("Fast Phones") regrets to inform you that it is preparing to cease providing prepaid local and long distance service to customers in a significant part of its service area.¹ **In order to avoid a disruption in telephone service, you must make arrangements for service with a new telephone company before the cut-off date noted below.** The names and telephone numbers of local telephone service companies, which also typically provide long distance service, are listed in your telephone directory. Customer service representatives at these companies will help you to select services to most effectively replace your current Fast Phones service. If you arrange for new service before your Fast Phones service is terminated and wish to keep your current telephone number(s), please be sure to address this with your new service provider.

Subject to regulatory approvals, your service cut-off date is February 28, 2013. If you do not arrange to have your telephone service provided by a new telephone company prior to February 28, 2013, you may lose telephone service (which means that you will be unable to make local calls including 911) and you may not be able to keep your current

¹ This discontinuance affects customers for Fast Phones' prepaid wireline local and long distance service in those parts of Alabama, Louisiana, Mississippi and North Carolina where AT&T is the incumbent local exchange carrier.

telephone number(s) with the new service provider. Effective with this notice, Fast Phones will no longer make any changes to or reconnect existing service and will not accept orders for new service.

The Federal Communications Commission requires us to provide you with the following notice in connection with its review of the proposed discontinuance:

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 releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the § 63.71 Application of Fast Phones, 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.

We thank you for being a Fast Phones customer and wish you well with your new provider. Should you have any questions, please contact Fast Phones at 1-800-583-3481.

Sincerely,

Fast Phones, Inc.
P.O. Box 20877
Montgomery, AL 36120-0877

Message for Mississippi Customers: Fast Phones does not collect deposits from its customers; however, pursuant to Mississippi law, we are required to advise you that any deposits held by the Company will be applied to your final bill. If the amount of a deposit exceeds the final bill amount, refunds will be issued within forty-five (45) days of the final bill date.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Section 63.71 Application was served this 28th day of December, 2012, by mailing true and correct copies thereof, postage prepaid, to the following persons at the addresses listed below.

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

Alabama
Office of Governor Robert Bentley
State Capitol
600 Dexter Avenue
Montgomery, AL 36130-2751

Louisiana
Office of Governor Bobby Jindal
P. O. Box 94004
Baton Rouge, LA 70804-9004

Mississippi
Office of Governor Phil Bryant
P.O. Box 139
Jackson, MS 39205

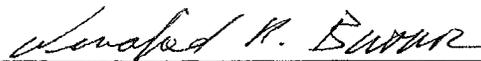
North Carolina
Office of Governor Beverly Perdue
Office of the Governor
20301 Mail Service Center
Raleigh, NC 27699-0301

Mr. Walter L. Thomas, Jr.
Commission Secretary
Alabama Public Service Commission
Suite 850
100 North Union Street
Montgomery, AL 36104

Eve Kahao Gonzalez
Secretary
Louisiana Public Service Commission
602 North 5th Street
Baton Rouge, LA 70802

Mr. Brian U. Ray
Executive Secretary
Mississippi Public Service Commission
P.O. Box 1174
Jackson, MS 39215-1174

Gail L. Mount
Chief Clerk
North Carolina Utilities Commission
430 North Salisbury Street
Raleigh, NC 27603-5918



Winifred R. Brantl