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November 8, 2013

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

Re: Capital Communications Section 63.71 Application

Dear Ms. Dortch:

On behalf of Capital Communications Consultants, Inc. ("CCCI") 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 CCCI's Section 63.71 Application for the discontinuance of selected domestic telecommunications services.

Sincerely,

BRADLEY ARANT BOULT CUMMINGS LLP

By:

  
Henry Walker

HW/mkc

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**BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

**IN THE MATTER OF** )  
 )  
**Section 63.71 Application of** )  
**Capital Communications Consultants, Inc.** ) **Docket No. 12-118**

**SECTION 63.71 APPLICATION**

Capital Communications Consultants, Inc. ("CCCI," the "Company") or "Applicant") hereby seeks expedited authorization pursuant to Section 214(a) of the Communications Act of 1934, as amended (the "Act"), 47 U.S.C. § 214, and § 63.71 of the Commission's rules, 47 C.F.R. § 63.71 to discontinue its provision of resold prepaid local exchange services to its customers throughout the Company's service territory.

CCCI, a Georgia corporation, offers its customers a prepaid package of basic residential local exchange and interexchange services in Alabama, Georgia, Kentucky, Louisiana, and South Carolina. CCCI does not provide international services.

Capital is unable to pay for its wholesale services purchased from AT&T. As a result, AT&T suspended service to Capital on or about October 31, 2013. This suspension allowed Capital to maintain service to existing customers while not adding any new customers. Therefore, no new customers have been added since October 31, 2013, and the number of remaining customers drops substantially each day. AT&T will terminate wholesale service to Capital on or before November 30, 2013. The parties are currently discussing termination dates for each state where Capital operates. All of Capital's customers have been notified of the pending termination of service and encouraged to find an alternative provider.

The proposed discontinuance will not result in harm to the affected customers because equivalent service offerings are available from other carriers, including the underlying carriers

whose services NewPhone resells. One or more other carriers in each state provide similar prepaid packages and many more carriers, including the incumbent carrier in each area, provide these on a post-paid basis.

The Applicant provides the following information pursuant to § 63.71 of the Commission Rules:

1. Name and Address of Carrier: Joe Black, CEO, MSK Communications, 3281 Jackson Avenue, Suite 103, Memphis, TN 38122.
2. Date of Planned Service Discontinuance, Reduction or Impairment: CCCI's customers purchase prepaid service on a monthly basis. No new customers have been added since October 31, 2013 and all existing customers have been notified that service will terminate on or before November 30, 2013.
3. Points of Geographic Areas of Service Affected: NewPhone proposes to discontinue the provision of prepaid local exchange and interexchange services currently provided to customers in Alabama, Georgia, Kentucky, Louisiana and South Carolina.
4. Brief Description of Type of Service Affected: The communications services provided consist of prepaid flat-rate residential local exchange and interexchange services.
5. Brief Description of the Dates and Methods of Notice to All Affected Customers: CCCI has sent written notice to affected customers by first-class mail informing them that the Company will cease provision of prepaid residential local and long distance services on or before November 30, 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 subscribe to comparable service from another carrier. A sample copy of the notice sent to the Company's 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.
7. Request for Expedited Approval: CCCI and AT&T entered into a settlement agreement on October 15, 2013. Pursuant to that agreement, CCCI was required to make a payment to AT&T on or before October 29, 2013. When CCCI failed to make that payment, AT&T suspended service to CCCI and informed CCCI by letter dated October 30, 2013 that service would be terminated within five business days of the date of the notice, in accordance with the terms of the settlement agreement. CCCI immediately notified its customers that service would be terminated on or before November 30, 2013, and entered into discussions with AT&T to continue service through the month of November. At this time, both the discussions and the services continue. Services will not, however, be continued beyond November 30. Therefore, CCCI requests expedited approval of this application.

In accordance with § 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 of Alabama, Georgia, Kentucky, Louisiana, and South 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,

Capital Communications Consultants, Inc.

By: 

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Dated: November 8, 2013



Capital Communications  
Consultants, Inc.

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FCC Mail Room

3281 Jackson Avenue Suite 103  
Memphis, TN 38122

November 4, 2013

Dear valued customer,

This notice is to inform you that your telephone company, Capital Communications Consultants, will be discontinuing service as of December 1, 2013. We have asked Fast Phones with service offered through Global Connection to begin offering comparable service to our customers. If you would like to continue receiving the same quality service we have been providing, please contact Fast Phones at 800-583-3481 to have your service switched to Fast Phones or if you have any questions regarding this letter.

Again, we urge you to contact Fast Phones at 800-583-3481 as soon as possible to avoid any interruption in service. You may also contact other carriers who offer local telephone service in your area.

Thank you for being our customer.

*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 30 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 your in your comments a reference to the §63.71 Application of Capital Communications Consultants, 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.*