

**BellSouth Telecommunications, Inc.**

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**Guy M. Hicks**  
General Counsel

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May 18, 2006

VIA HAND DELIVERY

Filed Electronically in Docket Office on 05/18/06

Hon. Ron Jones, Chairman  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37238

Re: *Joint Filing of AT&T Inc. and BellSouth Corporation together with its  
Certificated Tennessee Subsidiaries regarding Change of Control of the  
Operating Authority of BellSouth Corporation's Tennessee Subsidiaries*  
Docket No. 06-00093

Dear Chairman Jones:

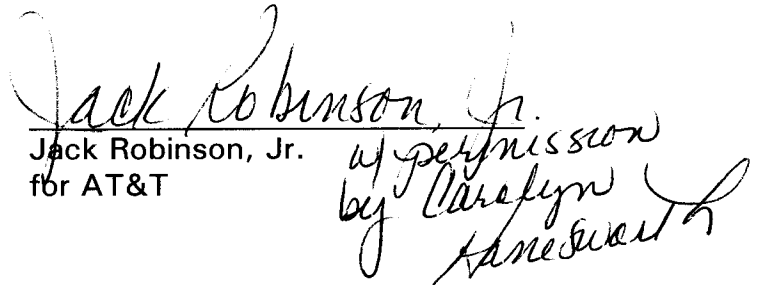
Enclosed are the original and four copies of AT&T's and BellSouth's  
response to the Staff Data Request of May 11, 2006.

A copy is being provided to counsel of record.

Very truly yours,



Guy M. Hicks  
For BellSouth



Jack Robinson, Jr.  
for AT&T

*at permission  
by Carolyn  
Hanesworth*

**Request:** Due to the receipt of various Petitions For Leave to Intervene regarding AT&T Inc.'s proposed merger with BellSouth Corporation, provide continued updates of any actions which could affect this petition at the state or federal level.

**Response:** BellSouth and AT&T provide the following update regarding the merger approval process in BellSouth's region:

Alabama – Alabama statutes do not provide for PSC approval of the merger. Thus, there are no merger-related proceedings before the Alabama PSC.

Georgia – BellSouth and AT&T filed a Notice of Merger with the Georgia Commission. The Georgia Commission's practice in past mergers has been to issue letter orders without conducting hearings.

Florida – The schedule for review in the Florida PSC is attached.

Kentucky - The schedule for the review to be conducted by the Kentucky PSC is attached.

Louisiana - The schedule for review by the Louisiana PSC is attached.

Mississippi - The schedule for review by the Mississippi PSC is attached.

North Carolina - The North Carolina Commission lacks statutory authority to review the merger itself, although the PUC reviewed the transfer of the BellSouth and BSLD CLEC certificates on May 15. The parties are awaiting a decision on that issue. No further merger related review will be conducted by the NC PUC.

South Carolina - South Carolina statutes do not provide for PSC approval of the merger. Thus, there are no merger-related proceedings before the South Carolina PSC.

Federal – On March 31, 2006, BellSouth and AT&T each filed a notification of the merger with the U.S. Department of Justice (DOJ) and the Federal Trade Commission, in accordance with the Hart-Scott-Rodino Antitrust Improvements Act of 1976. The DOJ is expeditiously conducting its review of the merger.

In addition, BellSouth and AT&T jointly filed applications with the Federal Communications Commission, pursuant to sections 214 and 310(d) of the Communications Act of 1934, as amended and section 2 of the Cable Landing License Act, seeking approval of the transfer of control to AT&T of licenses and authorizations held directly and indirectly by BellSouth. The FCC normally completes its review within 180 days of the date of public notice. A copy of the FCC's public notice soliciting comments is attached.

*The information in this and related pages was automatically generated from the Management System (CMS) of the FPSC and may be incomplete. For COMPLETE and OF information from CMS, you MUST contact the Bureau of Records at (850) 413-6770*

## **Docket 060308**

**Joint application for approval of indirect transfer of control of telecommunications facilities resulting from agreement and plan of merger between AT&T Inc. (parent company of AT&T Communications of Florida, LLC, CLEC Cert. No. 4037, IXC Registration No. TJ615, and PATS Cert. No. 8019; TCG South Florida, LLC, CLEC Cert. No. 3519; SBC Long Distance, LLC, CLEC Cert. No. 8452, an ILEC, CLEC Cert. No. TI327 and CLEC Cert. No. 3519; SBC Long Distance, LLC, CLEC Cert. No. 8452, an ILEC, CLEC Cert. No. TI684; and SNET America, Inc., IXC Registration No. TI389) and BellSouth Corporation (parent company of BellSouth Telecommunications, Inc., ILEC Cert. No. 8 and CLEC Cert. No. 4455; and BellSouth Long Distance, Inc. (CLEC Cert. No. 5261 and IXC Registration No. TI554).**

- [Document Filings Index](#)
- [Events List](#)
- [Utilities](#)
- [Parties of Record and Interested Parties](#)
- [Staff Assigned](#)

### **WARNING: THIS TIME SCHEDULE IS TENTATIVE AND SUBJECT TO REVISION**

Time Schedule (CASR) for Docket 060308

Description	Previous Due Date	Due Date	Complete
Staff Recommendation	none	05/25/2006	none
Agenda	none	06/06/2006	none
PAA Order	none	06/26/2006	none
Close Docket or Revise CASR	none	09/01/2006	none

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION FOR APPROVAL OF THE	)	
INDIRECT TRANSFER OF CONTROL	)	CASE NO.
RELATING TO THE MERGER OF AT&T INC.	)	2006-00136
AND BELL SOUTH CORPORATION	)	

O R D E R

On March 31, 2006, AT&T, Inc. ("AT&T"), BellSouth Corporation ("BellSouth"), and BellSouth Telecommunications, Inc. (hereinafter "Applicants") submitted an application for the approval of the transfer of control of BellSouth to AT&T. The merger of AT&T and BellSouth is a holding company transaction. The application was submitted pursuant to KRS 278.020.

The Attorney General, by and through his Office of Rate Intervention, has moved to intervene in this proceeding. Pursuant to KRS 367.150(8), such intervention is authorized and, accordingly, should be granted.

The Attorney General submitted a motion to deem the Applicants' filing deficient on April 4, 2006. In the alternative, the Attorney General requests an informal conference to establish a procedural schedule based on a 120-day time period. In support of this motion, the Attorney General contends that the Applicants failed to meet the requirement of 807 KAR 5:001, Section 3(3), which requires "[a]ll pleadings and applications filed with the Commission in formal proceedings shall be printed or typewritten on one (1) side of the paper only, and typewriting shall be double-spaced."

On April 6, 2006, the Applicants filed a joint response to the Attorney General's motion to deem the filing deficient. The Applicants contend that they did file their joint application in hard copy and, thus, the Attorney General's motion is without merit. Applicants further indicate that they filed copies of the joint application on CD to the Attorney General and to 37 other entities that might wish to participate in this proceeding. On April 7, 2006, the Attorney General replied to the Applicants' response.

Having considered the Attorney General's motion to deem the filing deficient, the Commission finds that the motion should be denied. Applicants did submit a paper copy to the Commission in addition to serving additional copies on CD.

Pursuant to KRS 278.020, the Commission must address this proceeding within 60 days after filing unless there is good cause shown for continuing the application for an additional 60 days. Having considered the Attorney General's desire to fully participate in this proceeding and his request for two rounds of discovery, the Commission finds that good cause exists to extend the review period to 120 days. Accordingly, the Commission will enter a decision within 120 days of March 31, 2006, or by no later than July 31, 2006.

Applicants have asked that this proceeding be designated as an electronically filed case. Use of electronic submission and service of documents and pleadings will permit a more efficient review of the application and should reduce the cost associated with such a review for all parties. Good cause exists to permit a deviation from the

requirements of 807 KAR 5:001 to allow the submission and service of documents by electronic means.<sup>1</sup>

A detailed procedural schedule was discussed among the parties during a telephonic attorneys' call held April 7, 2006. Having considered all requests made by Applicants and by the Attorney General, the Commission finds that the procedural schedule contained herein is reasonable and should be complied with by all parties.

IT IS THEREFORE ORDERED that:

1. The period for reviewing the Applicants' petition is extended to 120 days.
2. The motion of the Attorney General to intervene is granted, and he is hereby made a party to these proceedings.
3. The motion of the Attorney General to deem the Applicants' filing deficient is denied.
4. The initial data request shall be filed by April 21, 2006, with responses by Applicants due no later than May 4, 2006.
5. Supplemental data requests shall be filed by no later than May 16, 2006, with supplemental responses by Applicants due no later than May 23, 2006.
6. Prefiled testimony of intervenors shall be filed by no later than June 2, 2006.
7. A public hearing in this matter is scheduled for June 7, 2006, beginning at 9:00 a.m., Eastern Daylight Time, in the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky.

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<sup>1</sup> An electronic version of all documents and pleadings filed prior to the date of this Order will be placed in the electronic case file repository.

8. Applicants shall request from the court reporter the production of an expedited transcript.

9. Post-hearing briefs shall be filed by no later than June 30, 2006.

10. A deviation from Administrative Regulation 807 KAR 5:001 is granted to BellSouth. Where a conflict exists between the procedures set forth in Administrative Regulation 807 KAR 5:001 and those established in this Order, the parties shall comply with the latter.

11. Unless the Commission requires otherwise, all parties to this proceeding shall, when submitting any pleading or other document in this proceeding, file an original in paper medium and one copy in electronic medium.

12. Any party submitting written testimony in this proceeding shall file with such testimony a notice of filing that lists each witness presenting testimony.

13. All parties shall submit the electronic copy of any pleading or document to the Commission by uploading the document(s) using the Commission's Web Application Portal at [https://psc.ky.gov/psc\\_portal/](https://psc.ky.gov/psc_portal/). All parties shall fully comply with the instructions for electronic transmission and uploading set forth at [http://psc.ky.gov/agencies/psc/casefile/filing\\_instructions\\_web.pdf](http://psc.ky.gov/agencies/psc/casefile/filing_instructions_web.pdf).

14. All parties shall make electronic submissions in the following manner:

a. All pleadings, documents, and exhibits shall be submitted in portable document format ("PDF") and be capable of viewing with Adobe® Acrobat® Reader.™

b. All electronic submissions in PDF format shall be search capable and shall be optimized for viewing over the Internet.



c. Any submitted documents that are scanned shall be scanned at a resolution no less than 200 dots per inch ("dpi") nor greater than 300 dpi.

d. The electronic version of each document shall, where appropriate, be bookmarked to distinguish sections of the document.

e. All requested spreadsheets in electronic submissions shall be in Microsoft® Excel 97 format, shall be self-contained, and shall not contain any linked references to or macro commands involving external files.

f. All electronic submissions shall include an introductory file in PDF format that is named "Read1st" and that contains a general description of the filing, a list of all materials not included in the electronic filing, and a statement attesting that the electronically filed documents are a true representation of the original documents. The "Read1st" file and any other document that normally contains a signature shall include a signature in electronic format. The electronic version of the cover letter accompanying the paper filing may be substituted for a general description.

g. All files shall be named in accordance with the naming conventions found at [http://psc.ky.gov/agencies/psc/casefile/filing\\_instructions\\_web.pdf](http://psc.ky.gov/agencies/psc/casefile/filing_instructions_web.pdf).

h. If the electronic submission does not include all documents contained in the paper version (e.g., confidential materials; materials that are too large or bulky to transfer by electronic medium), then the absence of these documents shall be noted in the "Read1st" document.

i. No electronic transmission or uploading session shall exceed 20 files or a total size of 100 megabytes. No individual file shall exceed 5 megabytes. If a

party's submission will exceed these limitations, the party shall make its electronic submission in two or more consecutive electronic transmission or uploading sessions.

j. When submitting documents for which confidential treatment is sought, a party shall:

(1) Submit an original and paper copy and an electronic copy of a petition requesting confidential treatment and setting forth the grounds pursuant to KRS 61.870 upon which the material should be classified as confidential and a copy of the material with those portions for which confidentiality is sought redacted.

(2) Submit a paper copy of the material in question which identifies by underscoring, highlighting with transparent ink, or other reasonable means, only those portions which unless deleted would disclose confidential material and a CD-ROM containing an electronic version of such material with highlighting.

15. When filing any document with the Commission, any party participating in this case through electronic means shall certify that:

a. The electronic version of the filing is a true and accurate copy of the document(s) filed in paper medium.

b. The electronic version of the filing has been transmitted to the Commission.

c. The party has, by electronic mail, notified the Commission and the other parties participating in this case by electronic means that the electronic version of the filing has been transmitted to the Commission.

d. The party has sent, in paper medium, a copy of its filing to all parties whom the Commission has excused from participation by electronic means.

16. The Commission's Executive Director shall make all electronic filings available at [http://psc.ky.gov/efs/EFS\\_Search.aspx](http://psc.ky.gov/efs/EFS_Search.aspx) for public viewing and downloading.

17. Upon a party's receipt of an electronic mail message from another party indicating that an electronic submission has been made to the Commission, it shall be the receiving party's responsibility to access the Commission's electronic file depository at [http://psc.ky.gov/efs/EFS\\_Search.aspx](http://psc.ky.gov/efs/EFS_Search.aspx) and download a copy of the submission.

18. a. Within 10 days of the date of this Order, parties shall notify the Commission in writing of the e-mail address to which all electronic notices and messages related to this proceeding should be served.

b. The Attorney General shall, within 10 days of entry of this Order, notify the Commission and all other parties of record in writing of the e-mail address to which all electronic notices and messages related to this proceeding should be served or, in the alternative, shall notify the Commission and all parties in writing of the reasons why it should not be required to participate in this case through electronic means and of the mailing address to which paper copies of pleadings and documents should be sent.

c. If a party objects to participation in this case through electronic means and the Commission determines that good cause exists to excuse that party from participating in this case through electronic means, then service of documents on that party and by that party shall be made in accordance with Administrative Regulation 807 KAR 5:001.

19. Except as provided in paragraph 14j of this Order, when a party files a document or pleading with the Commission for which it has not filed an electronic copy, it shall file with the Commission the original document or pleading and 10 copies.

20. The instructions set forth at [http://psc.ky.gov/agencies/psc/casefile/filing\\_instructions\\_web.pdf](http://psc.ky.gov/agencies/psc/casefile/filing_instructions_web.pdf) are incorporated by reference into this Order. To the extent that any portion of these instructions conflicts with the provisions of this Order, the provisions of this Order shall control.

21. Any party serving a request for information upon another party to this proceeding shall at the time of service of that request also serve upon that party by electronic mail an electronic copy of its request. The electronic copy shall be in "Rich Text" (RTF) or other editable word processing format.

22. A document shall be considered timely filed with the Commission if it has been successfully transmitted in electronic medium to the Commission within the time allowed for filing. The original document, in paper medium, shall be filed at the Commission's offices on the next business day following the electronic filing. Parties shall attach to the top of such submission a paper copy of the electronic mail message from the Commission confirming transmission and receipt of its electronic submission.

23. Applicants and the Attorney General shall file, within 10 days of the date of this Order, a statement as to whether it, or its agent, is capable of receiving electronic transmissions, and whether it waives any right to service of Commission Orders by United States mail.

Done at Frankfort, Kentucky, this 12<sup>th</sup> day of April, 2006.

By the Commission

ATTEST:

  
Executive Director

Case No. 2006-00136

**LOUISIANA PUBLIC SERVICE COMMISSION  
ADMINISTRATIVE HEARINGS DIVISION**

**DOCKET NO. U-29427**

**AT&T, INC. AND BELL SOUTH CORPORATION, EX PARTE**

***In re: Request for approval and/or letter of non-opposition to the indirect change in control of certain certificated entities resulting from the planned merger.***

2006 MAY -9 PM 2:52  
LA PUBLIC SERVICE  
COMMISSION

**NOTICE OF PROCEDURAL SCHEDULE**

***PLEASE TAKE NOTICE*** that the following procedural schedule is hereby set for the above-referenced matter:

May 18, 2006	Data requests due for all parties
June 1, 2006	Data responses due for all parties
June 8, 2006	Intervenor comments and any supporting affidavits on application due
June 15, 2006	AT&T/BellSouth response and any supporting affidavits to intervenor comments due
June 29, 2006	Staff position statement due
July 7, 2006	Record prepared
July 19, 2006	Put on agenda for July B&E

All documents will be served solely via e-mail to all parties, hard copies will be provided only upon specific request. In addition, parties are to circulate and agree upon a protective order regarding information to be produced in this matter.

Baton Rouge, Louisiana, this 9<sup>th</sup> day of May, 2006.



Amanda H. Smith

cc: Official Service List Via E-mail

Service List  
Docket No.: U-29427

All Commissioners  
Brandon Frey - LPSC Supervising Attorney  
Ann Hill - LPSC Staff Attorney  
Arnold Chauviere - LPSC Utilities Division

AA- Victoria K. McHenry, Carmen S. Ditta, 365 Canal Street, Suite 3060, New Orleans, LA 70130 P: (504) 528-2050 F: (504) 528-2948 <mailto:Victoria.mchenry@bellsouth.com>

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I- David L. Guerry, Jennifer J. Vosburg, Jamie Hurst Watts, Long Law Firm, LLP, One United Plaza, Suite 500, 4041 Essen Lane, Baton Rouge LA 70809 P: (225) 922-5110 F: (225) 922-5105 Email: [dlg@longlaw.com](mailto:dlg@longlaw.com) on behalf of Cox

Robert L. Rieger, Jr. Richard B. Easterling, Stacey L. Greaud, 450 Laurel Street, Suite 1900, Baton Rouge LA 70801 P: (225) 336-5500 F: (225) 336-5220  
Email: [Robert.Rieger@arlaw.com](mailto:Robert.Rieger@arlaw.com) on behalf of Louisiana Cable & Telecommunications Association

Gordon D. Polozola, Kean, Miller, Hawthorne, D'Armond, McCowan and Jarman, One American Place, Suite 1700, P. O. Box 3513, Baton Rouge, LA 70821 P: (225) 382-3440 F: (225) 215-4040 Email: [gordon.Polozola@keanmiller.com](mailto:gordon.Polozola@keanmiller.com) on behalf of Covad, US LEC, CompSouth, City of Lafayette

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William Lurye, Robein, Urann & Lurye, PLC, 2540 Severn Avenue, Suite 400, Metairie LA 70002 P: (504) 885-9994 F: (504) 885-9969 email: [wlurye@rul-law.com](mailto:wlurye@rul-law.com) on behalf of Communications Workers of America

BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

Joint Application of )  
AT&T INC. )  
and )  
BELLSOUTH CORPORATION, )  
TOGETHER )  
WITH ITS CERTIFICATED )  
MISSISSIPPI SUBSIDIARIES, )  
for Approval of a Change of Control )

Case No. 2006-UA-164

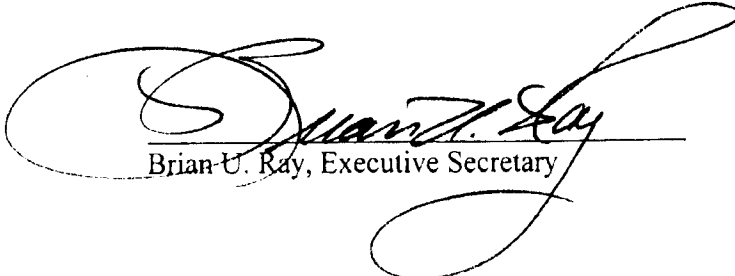
**ORDER**

The Mississippi Public Service Commission, *sua ponte*, issues this Order setting forth the following procedural schedule to facilitate the handling of this proceeding.

<b>May 26, 2006</b>	Comments and/or Testimony due by Intervenors.
<b>June 9, 2006</b>	Reply Comments and/or Rebuttal Testimony due by AT&T and BellSouth.
<b>June 27, 2006</b>	Hearing at 9:00 a.m. in the Hearing Room of the Mississippi Public Service Commission, 1 <sup>st</sup> Floor, Woolfolk State Office Building, Jackson, Mississippi.

SO ORDERED by the Commission this, the 3<sup>rd</sup> day of May, 2006.



  
Brian U. Ray, Executive Secretary





# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION

445 TWELFTH STREET, S.W.

WASHINGTON, D.C. 20554

DA 06-904

News media information 202/418-0500 Fax-On-Demand 202/418-2830 Internet: <http://www.fcc.gov> [ftp.fcc.gov](ftp://ftp.fcc.gov)

Released: April 19, 2006

## COMMISSION SEEKS COMMENT ON APPLICATION FOR CONSENT TO TRANSFER OF CONTROL FILED BY AT&T INC. and BELL SOUTH CORPORATION

WC Docket No. 06-74

### PLEADING CYCLE ESTABLISHED

**Comments/Petitions Due: June 5, 2006**

**Responses/Oppositions to Petitions Due: June 20, 2006**

AT&T Inc. ("AT&T") and BellSouth Corporation ("BellSouth") (collectively, "the Applicants") have filed a series of applications pursuant to sections 214 and 310(d) of the Communications Act of 1934, as amended<sup>1</sup> and section 2 of the Cable Landing License Act.<sup>2</sup> In these applications, the Applicants seek Commission approval of the transfer of control to AT&T of licenses and authorizations held directly and indirectly by BellSouth. This transfer of control will take place as a result of a proposed acquisition whereby BellSouth will become a wholly owned subsidiary of AT&T. These transfer of control applications pertain to domestic and international section 214 authorizations, cable landing licenses, Part 25 satellite earth station authorizations, various wireless licenses and Part 5 Experimental Radio Service licenses.

The Applicants also seek consent to the transfer of control of Cingular Wireless LLC ("Cingular") and its various subsidiaries and affiliates.<sup>3</sup> The Applicants assert that the transfer of control of the vast majority of Cingular's licenses and authorizations will be non-substantial (*i.e., pro forma*) in nature and that the Commission's rules and precedents require only post-consummation notification rather than advance consent for the proposed transaction.<sup>4</sup> Nevertheless, the Applicants have filed applications

<sup>1</sup> 47 U.S.C. §§ 214, 310(d).

<sup>2</sup> *Id.* § 35; *see generally* An Act Relating to the Landing and Operation of Submarine Cables in the United States, 47 U.S.C. §§ 34-39 ("Cable Landing License Act").

<sup>3</sup> AT&T holds a 60 percent economic interest in Cingular, and BellSouth holds 40 percent; however, each parent has a 50 percent voting interest in Cingular's manager, Cingular Wireless Corporation. Thus, the two parties share negative control of Cingular. *See In re Applications of AT&T Wireless Services, Inc. & Cingular Wireless Corp.*, Memorandum Opinion and Order, 19 FCC Rcd 21522, 21534 ¶ 26 (2004); *In re Applications of SBC Communications & BellSouth Corp.*, Memorandum Opinion and Order, 15 FCC Rcd 25459, 25462 ¶ 7 (WTB/IB 2000).

<sup>4</sup> AT&T Inc. and BellSouth Corporation Public Interest Statement at 127-32, WC Docket No. 06-74 (filed March

seeking advance consent out of “an abundance of caution.”<sup>5</sup>

These transfer of control applications were filed in connection with a proposed acquisition whereby AT&T will acquire BellSouth. At closing, a wholly owned subsidiary of AT&T will be merged with and into BellSouth, with BellSouth being the surviving entity. Each share of common stock of BellSouth will be converted into 1.325 shares of AT&T common stock. BellSouth thus will become a wholly owned subsidiary of AT&T. While AT&T will become the new parent of BellSouth, BellSouth will continue to own the stock of its subsidiaries, and BellSouth and its subsidiaries will continue to hold all of the FCC licenses and authorizations that they hold prior to the merger.<sup>6</sup>

In addition, by combining the separate interests AT&T and BellSouth currently have in Cingular, that entity will become a wholly owned subsidiary of AT&T. Cingular will continue to hold all of its current interests in its subsidiaries and affiliates, and Cingular, its subsidiaries, and its affiliates will continue to hold all of the FCC licenses and authorizations that they hold prior to the merger.

## **SECTION 214 AUTHORIZATIONS**

### **A. Part 63 – Domestic Section 214 Authority**

The Applicants have filed an application for consent to the transfer of control of domestic section 214 authority from BellSouth to AT&T in connection with the transaction described above.

### **B. Part 63 – International Section 214 Authorizations**

The following applications for consent to the transfer of control of BellSouth’s international section 214 authorizations and Cingular’s international section 214 authorizations to AT&T have been assigned the file numbers listed below.

<b><u>File No.</u></b>	<b><u>Authorization Holder</u></b>	<b><u>Authorization Number</u></b>
ITC-T/C-20060331-00182	Cingular Wireless LLC	ITC-214-20011031-00547
ITC-T/C-20060331-00183	Acadiana Cellular General Partnership	ITC-214-20010412-00193
ITC-T/C-20060406-00190	Decatur RSA Limited Partnership	ITC-214-20010412-00219
ITC-T/C-20060406-00191	Florida RSA No. 2B (Indian River) Limited Partnership	ITC-214-20010412-00205
ITC-T/C-20060406-00192	Cingular Wireless of Texas RSA #11, Limited Partnership	ITC-214-20000713-00776
ITC-T/C-20060406-00193	Cingular Wireless of Galveston, L.P.	ITC-214-19960516-00196
ITC-T/C-20060406-00194	Cingular Wireless of Texas RSA #16, Limited Partnership	ITC-214-20000713-00777
ITC-T/C-20060406-00195	CCPR of the Virgin Islands, Inc.	ITC-214-20001101-00664
ITC-T/C-20060406-00196	CCPR Paging, Inc.	ITC-214-19930315-00040
ITC-T/C-20060406-00197	Cincinnati SMSA Limited Partnership	ITC-214-20010412-00199
ITC-T/C-20060406-00198	CCPR Services, Inc.	ITC-214-19940107-00011
ITC-T/C-20060406-00199	Champaign CellTelCo	ITC-214-20010412-00198

31, 2006) (Public Interest Statement).

<sup>5</sup> *Id.* at 130.

<sup>6</sup> *Id.* at 3.

<u>File No.</u>	<u>Authorization Holder</u>	<u>Authorization Number</u>
ITC-T/C-20060406-00200	Georgia RSA No. 3 Limited Partnership	ITC-214-20010412-00201
ITC-T/C-20060406-00201	Houma-Thibodaux Cellular Partnership	ITC-214-20000721-00430
ITC-T/C-20060406-00202	Houston Cellular Telephone Company, L.P.	ITC-214-20000713-00779 <i>et al.</i>
ITC-T/C-20060406-00203	Louisiana RSA No. 7 Cellular General Partnership	ITC-214-20010412-00197
ITC-T/C-20060406-00204	Lubbock SMSA Limited Partnership	ITC-214-2001412-00196
ITC-T/C-20060406-00205	Madison SMSA Limited Partnership	ITC-214-20010412-00225
ITC-T/C-20060406-00206	Missouri RSA 8 Limited Partnership	ITC-214-20010412-00200
ITC-T/C-20060406-00207	McAllen-Edinburg-Mission SMSA, Limited Partnership	ITC-214-20010412-00208
ITC-T/C-20060406-00208	Milwaukee SMSA Limited Partnership	ITC-214-20010412-00231
ITC-T/C-20060406-00209	Northeastern Georgia RSA Limited Partnership	ITC-214-20010412-00223
ITC-T/C-20060406-00210	Missouri RSA 11/12 Limited Partnership	ITC-214-20010412-00203
ITC-T/C-20060406-00211	Missouri RSA 9B1 Limited Partnership	ITC-214-20010412-00191
ITC-T/C-20060406-00212	Oklahoma RSA 9 Limited Partnership	ITC-214-20010412-00215
ITC-T/C-20060406-00213	Oklahoma City SMSA Limited Partnership	ITC-214-20010412-00229
ITC-T/C-20060406-00214	Oklahoma RSA 3 Limited Partnership	ITC-214-20010412-00207
ITC-T/C-20060406-00215	Texas RSA 19 Limited Partnership	ITC-214-20010412-00216
ITC-T/C-20060406-00216	Pine Bluff Cellular, Inc.	ITC-214-20031017-00481
ITC-T/C-20060406-00217	Texas RSA 18 Limited Partnership	ITC-214-20010412-00224
ITC-T/C-20060406-00218	Texas RSA 7B1 Limited Partnership	ITC-214-20010412-00204
ITC-T/C-20060406-00219	Texas RSA 20B1 Limited Partnership	ITC-214-20010412-00228
ITC-T/C-20060406-00220	Texas RSA 6 Limited Partnership	ITC-214-20010412-00218
ITC-T/C-20060406-00221	Texas RSA 9B1 Limited Partnership	ITC-214-20010412-00190
ITC-T/C-20060406-00222	Topeka SMSA Limited Partnership	ITC-214-20010412-00226
ITC-T/C-20060406-00223	New Cingular Wireless PCS, LLC	ITC-214-20010412-00211 <i>et al.</i>
ITC-T/C-20060406-00224	Louisiana No. 8 Limited Partnership	ITC-214-20010412-00232
ITC-T/C-20060406-00225	BellSouth Long Distance, Inc.	ITC-214-20021009-00500 <i>et al.</i>
ITC-T/C-20060406-00226 <sup>7</sup>	BellSouth International, LLC	ITC-214-19971017-00638

#### **CABLE LANDING LICENSE APPLICATION**

The following application for consent to the transfer of control of BellSouth's submarine cable landing licenses to AT&T has been assigned the file number listed below.

<u>File No.</u>	<u>Authorization Holder</u>	<u>Authorization Number</u>
SCL-T/C-20060331-00003	BellSouth International, Inc.	SCL-LIC-19990303-00004 <i>et al.</i>

<sup>7</sup> This application is the lead international section 214 application.

## SECTION 310(d) APPLICATIONS

### *Part 25 – Satellite Earth Station Authorization Applications*

The following applications for consent to the transfer of control of satellite earth station authorizations from BellSouth to AT&T have been assigned the file numbers listed below.

<u>File No.</u>	<u>Licensee</u>	<u>Lead Call Sign</u>
SES-T/C-20060404-00562	BellSouth Wireless Cable, Inc.	E920001
SES-T/C-20060404-00563	BellSouth Entertainment, LLC	E990020

### *Parts 22, 24, 27, 90 and 101 – Wireless Radio Services Applications*

The following applications for consent to the transfer of control of BellSouth's wireless radio services licenses to AT&T have been assigned the file numbers listed below.

<u>File No.</u>	<u>Licensee</u>	<u>Lead Call Sign</u>
0002545739 <sup>8</sup>	BellSouth Advertising & Publishing Corporation	WPSH611
0002546993	BellSouth Mobile Data, Inc.	KNLB202
0002546732	BellSouth Telecommunications, Inc.	KA2187
0002547740	BellSouth Telecommunications, Inc.	WPMP702
0002548734	BellSouth Telecommunications, Inc.	WNZL596
0002548969	BellSouth Telecommunications, Inc.	WPFH766
0002545782	BellSouth Wireless Cable, Inc.	B024
0002545755	South Florida Television, Inc.	WHJ893
0002545777	Stevens Graphics, Inc.	WPTF978

The following applications for consent to the transfer of control of Cingular's wireless radio services licenses to AT&T have been assigned the file numbers listed below.

<u>File No.</u>	<u>Licensee</u>	<u>Lead Call Sign</u>
0002550321	Acadiana Cellular General Partnership	KNKN499
0002560497	Arkansas 11 RSA Newco, LLC	KNKQ353
0002550346	Bellingham Cellular Partnership	KNKA572
0002550347	Bloomington Cellular Telephone Company	KNKA654
0002550364	Blue Licenses Holding, LLC	KNKA247
0002550348	Blue Texas Licenses Holding, L.P.	KNKA372
0002550345	Bradenton Cellular Partnership	KNKA647
0002550351	Bremerton Cellular Telephone Company	KNKA679
0002550350	Cagal Cellular Communications Corporation	KNKA697
0002550369	CCPR of the Virgin Islands, Inc.	KNKN523
0002550352	CCPR Paging, Inc.	WQBN422
0002551244	CCPR Services, Inc.	KNKA451
0002550357	Champaign CellTelco	KNKA478
0002550358	Chattanooga MSA Limited Partnership	KNKA289

<sup>8</sup> This application is the lead application for the wireless radio services.

<u>File No.</u>	<u>Licensee</u>	<u>Lead Call Sign</u>
0002550372	Cincinnati SMSA Limited Partnership	KNKA222
0002556120	Cingular Wireless of Galveston, L.P.	KNKA676
0002550361	Cingular Wireless of Texas RSA #11 Limited Partnership	KNKN538
0002550359	Cingular Wireless of Texas RSA #16 Limited Partnership	KNKN608
0002552209	Cingular Wireless, LLC	WQCC499
0002550363	Decatur RSA Limited Partnership	KNKN903
0002550379	Florida RSA No. 2B (Indian River) Limited Partnership	KNKN990
0002550356	Georgia RSA No. 3 Limited Partnership	KNKN765
0002550362	Hood River Cellular Telephone Company, Inc.	KNKN461
0002550368	Houma-Thibodaux Cellular Partnership	KNKA686
0002550371	Houston Cellular Telephone Company, L.P.	KNKA229
0002550385	Jacksonville MSA Limited Partnership	KNKA287
0002550360	Lafayette MSA Limited Partnership	KNKA492
0002550366	Louisiana RSA No. 7 Cellular General Partnership	KNKN614
0002550375	Louisiana RSA No. 8 Limited Partnership	KNKQ454
0002550376	Lubbock SMSA Limited Partnership	KNKA421
0002550389	Madison SMSA Limited Partnership	KNKA414
0002550365	McAllen-Edinburg-Mission SMSA Limited Partnership	KNKA430
0002550380	Medford Cellular Telephone Co., Inc.	KNKA722
0002550384	Melbourne Cellular Telephone Company	KNKA617
0002550382	Milwaukee SMSA Limited Partnership	KNKA214
0002550392	Missouri RSA 11/12 Limited Partnership	KNKN726
0002550373	Missouri RSA 8 Limited Partnership	KNKN575
0002550386	Missouri RSA 9B1 Limited Partnership	KNKN907
0002550394	New Cingular Wireless PCS, LLC	KNKA218
0002550427	New Cingular Wireless Services of Nevada, LLC	KNKA657
0002550378	Northeastern Georgia RSA Limited Partnership	KNKN875
0002550388	Ocala Cellular Telephone Company, Inc.	KNKA753
0002550399	Oklahoma City SMSA Limited Partnership	KNKA296
0002550428	Oklahoma RSA 3 Limited Partnership	KNKN821
0002550400	Oklahoma RSA 9 Limited Partnership	KNKN981
0002550387	Olympia Cellular Telephone Company, Inc.	KNKA589
0002550391	Orange Licenses Holding, LLC	KNKA208
0002550410	Orange Texas Licenses Holding, LP	KNKA279
0002550429	Orlando SMSA Limited Partnership	KNKA253
0002550405	Pine Bluff Cellular, Inc.	KNKA746
0002550390	Provo Cellular Telephone Company	KNKA704
0002550396	Reno Cellular Telephone Company	KNKA516
0002550412	Salem Cellular Telephone Company	KNKA754
0002550402	San Juan Cellular Telephone Company	KNKA785
0002550411	Santa Barbara Cellular Systems, Ltd.	KNKA493
0002550397	Sarasota Cellular Telephone Company	KNKA494
0002550398	St. Cloud Cellular Telephone Company, Inc.	KNKA808
0002550415	TeleCorp Communications, LLC	WPOU286
0002550408	Texas RSA 18 Limited Partnership	KNKN696

<b><u>File No.</u></b>	<b><u>Licensee</u></b>	<b><u>Lead Call Sign</u></b>
0002550414	Texas RSA 19 Limited Partnership	KNKN576
0002550401	Texas RSA 20B1 Limited Partnership	KNKN945
0002550403	Texas RSA 6 Limited Partnership	KNKN369
0002550416	Texas RSA 7B1 Limited Partnership	KNKN730
0002550413	Texas RSA 9B1 Limited Partnership	KNKN905
0002550417	Topeka SMSA Limited Partnership	KNKA442
0002550407	Triton License Newco, LLC	WPOI204
0002550406	Visalia Cellular Telephone Company	KNKA781

***Parts 22 and 24 – Wireless Radio Services Applications – Non-controlling Interests***

The following applications for consent to the transfer of control of non-controlling interests held by Cingular to AT&T have been assigned the file numbers listed below.

<b><u>File No.</u></b>	<b><u>Licensee</u></b>	<b><u>Lead Call Sign</u></b>
0002552323	ABC Wireless, LLC	WPOK608
0002552332	Arnage Wireless, L.L.C.	KNLG714
0002553087	Cordova Wireless	WPOL372
0002552557	Cascade Wireless, LLC	KNLG842
0002552311	Edge Mobile, LLC	WQDU923
0002552326	Indiana Acquisition, L.L.C.	WPQY739
0002552336	Lone Star Wireless, LLC	WPOJ700
0002552120	Muskegon Cellular Partnership	KNKA552
0002552333	Panther Wireless, LLC	KNLG251
0002552329	Royal Wireless, L.L.C.	KNLF456
0002552556	Sabre Wireless, LLC	KNLG243
0002550753	Salmon PCS Licensee LLC	WPTI719
0002552312	Southwest Wireless, L.L.C.	KNLF761
0002552124	St. Joseph CellTelco	KNKA772
0002552316	THC of Houston, Inc.	KNLH625
0002552315	THC of Melbourne, Inc.	KNLH627
0002552314	THC of Orlando, Inc.	KNLH630
0002552321	THC of San Diego, Inc.	KNLG655
0002552313	THC of Tampa, Inc.	KNLH631
0002552328	Wireless Acquisition, L.L.C.	KNLF587
0002552330	Zuma/Lubbock, Inc.	WPOJ840
0002552331	Zuma/Odessa, Inc.	WPOJ842

***Part 24 – Wireless Radio Services Applications – De Facto Transfer Spectrum Leases***

The following applications for consent to the transfer of control of *de facto* transfer spectrum leases held by New Cingular Wireless PCS, LLC to AT&T have been assigned the file numbers listed below.

<b><u>File No.</u></b>	<b><u>Licensee</u></b>	<b><u>Lead Call Sign</u></b>
0002555817	Cook Inlet/VS GSM IV PCS, LLC	KNLF510

<u>File No.</u>	<u>Licensee</u>	<u>Lead Call Sign</u>
0002555823	Omnipoint NY MTA License, LLC	WPSL621
0002555835	T-Mobile License LLC	KNLG657

### ***Part 5 – Experimental Radio Service Applications***

The following applications for consent to the transfer of control of Cingular's Experimental Radio Services authorizations to AT&T have been assigned the file numbers listed below.

<u>File No.</u>	<u>Licensee</u>	<u>Call Signs</u>
0009-EX-TU-2006	New Cingular Wireless PCS, LLC	WA2XIG WC2XUG WB2XHJ KA2XBT
0010-EX-TU-2006	New Cingular Wireless Services, Inc.	KA2XAC

### ***EX PARTE STATUS OF THIS PROCEEDING***

Pursuant to section 1.1200(a) of the Commission's rules,<sup>9</sup> the Commission may adopt modified or more stringent *ex parte* procedures in particular proceedings if the public interest so requires. We announce that this proceeding will be governed by permit-but-disclose *ex parte* procedures that are applicable to non-restricted proceedings under section 1.1206 of the Commission's rules.<sup>10</sup>

Parties making oral *ex parte* presentations are directed to the Commission's statement re-emphasizing the public's responsibility in permit-but-disclose proceedings and are reminded that memoranda summarizing the presentation must contain the presentation's substance and not merely list the subjects discussed.<sup>11</sup> More than a one- or two-sentence description of the views and arguments presented is generally required.<sup>12</sup> Other rules pertaining to oral and written presentations are set forth in section 1.1206(b) as well.<sup>13</sup> We urge parties to use the Electronic Comment Filing System ("ECFS") to file *ex parte* submissions.<sup>14</sup>

***Ex Parte Meeting Schedule.*** Staff will be available for meetings on May 30 and 31 and June 13, 2006, in case interested parties wish to discuss any issues that they intend to raise in comments or reply comments, as applicable, in support of, or in opposition to, the application. The purpose of these meetings is to give interested parties an opportunity to inform staff of such issues prior to filing their written comments or reply comments. Parties who wish to schedule meetings with the Bureau should call Myrva Charles, Competition Policy Division, Wireline Competition Bureau at (202) 418-1506.

<sup>9</sup> 47 C.F.R. § 1.1200(a).

<sup>10</sup> *Id.* § 1.1206.

<sup>11</sup> See Commission Emphasizes the Public's Responsibilities in Permit-But-Disclose Proceedings, *Public Notice*, 15 FCC Rcd 19945 (2000).

<sup>12</sup> See 47 C.F.R. § 1.1206(b)(2).

<sup>13</sup> *Id.* § 1.1206(b).

<sup>14</sup> See discussion *infra*.

## GENERAL INFORMATION

The transfer of control applications referenced herein have been found, upon initial review, to be acceptable for filing. The Commission reserves the right to return any application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules or policies. Final action on these applications will not be taken earlier than thirty-one (31) days following the date of this Public Notice.<sup>15</sup>

Interested parties must file comments or petitions to deny no later than June 5, 2006. Persons and entities that file comments or petitions to deny become parties to the proceeding. They may participate fully in the proceeding, including seeking access to any confidential information that may be filed under a protective order, seeking reconsideration of decisions, and filing appeals of a final decision to the courts. Responses or oppositions to such pleadings must be filed no later than June 20, 2006. All filings concerning matters referenced in this Public Notice should refer to **DA 06-904** and **WC Docket No. 06-74**, as well as the specific file numbers of the individual applications or other matters to which the filings pertain.

Under the Commission's current procedures for the submission of filings and other documents,<sup>16</sup> submissions in this matter may be filed electronically (*i.e.*, through ECFS) or by hand delivery to the Commission's Massachusetts Avenue location.

- **If filed by ECFS,**<sup>17</sup> comments shall be sent as an electronic file via the Internet to <http://www.fcc.gov/e-file/ecfs.html>. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, and the applicable docket number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov), and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply.
- **If filed by paper,** the original and four copies of each filing must be filed by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Natek, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 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 Mail, and Priority Mail should be addressed

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<sup>15</sup> See 47 U.S.C. § 309(b).

<sup>16</sup> See *Implementation of Interim Electronic Filing Procedures for Certain Commission Filings*, Order, 16 FCC Rcd 21483 (2001); see also *FCC Announces a New Filing Location for Paper Documents and a New Fax Number for General Correspondence*, Public Notice, 16 FCC Rcd 22165 (2001); *Reminder: Filing Locations for Paper Documents and Instructions for Mailing Electronic Media*, Public Notice, 18 FCC Rcd 16705 (2003).

<sup>17</sup> See *Electronic Filing of Documents in Rulemaking Proceedings*, GC Docket No. 97-113, Report and Order, 13 FCC Rcd 11322 (1998).



to 445 12th Street, S.W., Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

**In addition, one copy of each pleading must be sent to each of the following:**

1. The Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, SW, Room CY-B402, Washington, DC 20554, telephone 1-800-378-3160, or via e-mail [www.bcpweb.com](http://www.bcpweb.com);
2. Gary Remondino, Competition Policy Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-C143, Washington, D.C. 20554; e-mail: [Gary.Remondino@fcc.gov](mailto:Gary.Remondino@fcc.gov);
3. Nick Alexander, Competition Policy Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-C235, Washington, D.C. 20554; e-mail: [Nicholas.Alexander@fcc.gov](mailto:Nicholas.Alexander@fcc.gov);
4. Bill Dever, Competition Policy Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-C266, Washington, D.C. 20554; e-mail: [William.Dever@fcc.gov](mailto:William.Dever@fcc.gov);
5. Renée R. Crittendon, Competition Policy Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-C122, Washington, D.C. 20554; e-mail: [Renee.Crittendon@fcc.gov](mailto:Renee.Crittendon@fcc.gov);
6. Donald Stockdale, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-C450, Washington, D.C. 20554; e-mail: [Donald.Stockdale@fcc.gov](mailto:Donald.Stockdale@fcc.gov);
7. Mary Shultz, Broadband Division, Wireless Telecommunications Bureau, 1270 Fairfield Road, Gettysburg, PA 17325, e-mail: [Mary.Shultz@fcc.gov](mailto:Mary.Shultz@fcc.gov);
8. John Branscome, Spectrum and Competition Policy Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Room 6415, Washington, D.C. 20554; e-mail: [John.Branscome@fcc.gov](mailto:John.Branscome@fcc.gov);
9. Erin McGrath, Mobility Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Room 6338, Washington, D.C. 20554; e-mail: [Erin.Mcgrath@fcc.gov](mailto:Erin.Mcgrath@fcc.gov);
10. Jeff Tobias, Public Safety and Critical Infrastructure Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Room 3-A432, Washington, D.C. 20554; email: [Jeff.Tobias@fcc.gov](mailto:Jeff.Tobias@fcc.gov);
11. David Krech, Policy Division, International Bureau, 445 12th Street, S.W., Room 7-A664, Washington, D.C. 20554; e-mail: [David.Krech@fcc.gov](mailto:David.Krech@fcc.gov);
12. JoAnn Lucanik, Satellite Division, International Bureau, 445 12th Street, S.W., Room 6-A660, Washington, D.C. 20554; e-mail: [JoAnn.Lucanik@fcc.gov](mailto:JoAnn.Lucanik@fcc.gov);
13. Sarah Whitesell, Media Bureau, 445 12th Street, S.W., Room 3-C458, Washington, D.C. 20554; e-mail: [Sarah.Whitesell@fcc.gov](mailto:Sarah.Whitesell@fcc.gov);
14. Tracy Waldon, Media Bureau, 445 12th Street, S.W., Room 3-C488, Washington, D.C. 20554; e-mail: [Tracy.Waldon@fcc.gov](mailto:Tracy.Waldon@fcc.gov);
15. Jim Bird, Office of General Counsel, 445 12th Street, S.W., Room 8-C824, Washington, D.C. 20554; e-mail: [Jim.Bird@fcc.gov](mailto:Jim.Bird@fcc.gov); and

16. Leslie Marx, Office of Strategic Planning and Policy Analysis, 445 12th Street, S.W., Room 7-C357, Washington, D.C. 20554; e-mail: [Leslie.Marx@fcc.gov](mailto:Leslie.Marx@fcc.gov).

Copies of the applications and any subsequently-filed documents in this matter may be obtained from Best Copy and Printing, Inc., Portals II, 445 12th Street, SW, Room CY-B402, Washington, DC 20554, telephone 1-800-378-3160, or via e-mail [www.bcpiweb.com](http://www.bcpiweb.com). The applications and any associated documents are also available for public inspection and copying during normal reference room hours at the following Commission office: FCC Reference Information Center, Portals II, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. The domestic section 214 application also is available electronically through the Commission's ECFS, which may be accessed on the Commission's Internet website at <http://www.fcc.gov>. The international section 214 applications also are available electronically through the Commission's IBFS, which may be accessed on the Commission's Internet website. Applications filed under Parts 22, 24, 27, 90, and 101 of the Commission's rules also are available electronically through ULS, which also may be accessed on the Commission's Internet website. Applications filed under Part 5 of the Commission's rules also are available electronically through the OET Experimental Licensing System (ELS), which also may be accessed on the Commission's Internet website. Additional information regarding the transaction will be available on the FCC's Office of General Counsel's website, <http://www.fcc.gov/ogc>, which will contain a fully indexed, unofficial listing and electronic copies of all materials in this docket. 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](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (tty).

For further information, contact Nick Alexander, Competition Policy Division, Wireline Competition Bureau, at (202) 418-2339 or Bill Dever, Competition Policy Division, Wireline Competition Bureau, at (202) 418-1578.

-FCC-

## CERTIFICATE OF SERVICE

I hereby certify that on May 18, 2006, a copy of the foregoing document was served on the following, via the method indicated:

- ☐ Hand
- ☐ Mail
- ☐ Facsimile
- ☐ Overnight
- ☒ Electronic

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