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MAY 5 2006

RECEIVED

May 5, 2006

Melvin J. Malone

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**HAND DELIVERY**

Honorable Ron Jones, Chairman  
c/o Sharla Dillon, Docket & Records Manager  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243-0505

**RE: In Re: Joint Application of Yorkville Communications, Inc. and West Kentucky Networks, Inc. d/b/a wk.net for Transfer of Customer Base and Other Assets, , TRA Docket No. 06-00125**

**Responses to Data Request No. 1**

Dear Chairman Jones:

Pursuant to the Tennessee Regulatory Authority's May 5, 2006, Data Requests in the above-captioned matter, the Applicants, through the undersigned counsel, submit an original and thirteen (13) copies of the responses set forth below. For reasons set forth in the *Joint Application*, the applicants request that this matter be considered, on an expedited basis, at the Authority's May 15, 2006, Conference.

1. With the exception of the FCC's self-certification requirement, have the petitioners filed a similar petition with other federal agencies? If so, list any action taken and the associated file(s) or document number(s). If a schedule to complete the review of your petition has been established by any federal agency, provide such with your response.

**Response:**

As concerning Yorkville Communications, Inc.'s ("YCOM") wireline customers, the answer is no, as no such filing(s) are required. In relation to the Asset Purchase Agreement referenced in TRA Docket No. 06-00125, YCOM has complied with appropriate regulatory requirements, and submitted filings in support of the same, with respect to its wireless license before the FCC. See **Exhibit 1** attached hereto.

2. Provide the number of customers that Yorkville Communications, Inc. ("YCOM") currently has in Tennessee.

**Response:**

YCOM has approximately 1210 interLATA and approximately 1000 intraLATA customers.

3. Will both local and long distance customers of YCOM be transferred to West Kentucky Networks, Inc. d/b/a wk.net ("Networks")?

**Response:**

YCOM provides resold long distance, wireless and information services. Pursuant to the Joint Application (TRA Docket No. 06-00125), YCOM's long distance customers will be transferred to Networks.

4. Per the Joint Petition filed with the Authority on April 27, 2006, file the Asset Purchase Agreement the Petitioners entered into and/or dated April 10, 2006, by and between YCOM and Networks.

**Response:**

The Asset Purchase Agreement referenced in TRA Docket No. 06-00125 was filed under seal (**Exhibit B**) as **CONFIDENTIAL AND PROPRIETARY** in TRA Docket No. 06-00127.

If the Authority requires additional information, please let us know.

Respectfully submitted,

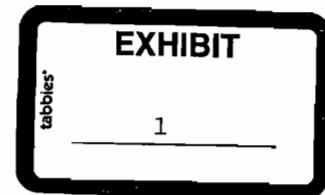
  
Melvin J. Malone

MJM:cw

c: Gayle Robbins  
Gray Sasser



# PUBLIC NOTICE



Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

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DA 06-950  
Released: April 28, 2006

**DOMESTIC SECTION 214 APPLICATION FILED FOR THE ACQUISITION OF  
ASSETS OF YORKVILLE TELEPHONE COOPERATIVE, INC. AND  
YORKVILLE COMMUNICATIONS, INC. BY WEST KENTUCKY RURAL  
TELEPHONE COOPERATIVE CORPORATION, INC. AND  
WEST KENTUCKY NETWORKS, INC. DBA WK.NET**

**STREAMLINED PLEADING CYCLE ESTABLISHED**

**WC Docket No. 06-86**

**Comments Due: May 12, 2006**

**Reply Comments Due: May 19, 2006**

On April 11, 2006, Yorkville Telephone Cooperative, Inc. ("YTC") and Yorkville Communications, Inc. ("YCI") and West Kentucky Rural Telephone Cooperative Corporation, Inc. ("WKT") and West Kentucky Networks, Inc. d/b/a wk.net ("WKN") (collectively "Applicants"), filed an application, pursuant to section 63.04 of the Commission's rules,<sup>1</sup> requesting authority to assign certain telecommunications assets, including domestic Section 214 authorizations, from YTC to WKT, and from YCI to WKN, respectively, in the context of related asset purchase agreements.<sup>2</sup>

The Applicants assert that this transaction is entitled to presumptive streamlined treatment under section 63.03(b)(2)(iii) of the Commission's rules<sup>3</sup> because it would result in: (1) WKN, after absorbing YCI's customer base, having a market share in the interstate, interexchange market of less than 10 percent; and (2) YTC and WKT are local exchange carriers

<sup>1</sup> 47 C.F.R. § 63.04; *see* 47 U.S.C. § 214

<sup>2</sup> Applicants are also filing applications for transfer of control associated with authorization for international and wireless services. Any action on this domestic 214 application is without prejudice to Commission action on other related, pending applications

<sup>3</sup> 47 C.F.R. § 63.03(b)(2)(iii).

("LECs") that collectively serve fewer than two (2) percent of the nation's subscriber lines, and there are no overlapping or adjacent service areas.<sup>4</sup>

YTC and YCI are organized under the laws of the State of Tennessee. YTC is a cooperative rural LEC that provides local exchange and exchange access service to approximately 1800 access lines in rural portions of Dyer, Gibson and Obion Counties in West Tennessee.<sup>5</sup> YCI, a cooperative organization, provides intrastate, interstate and international long distance services, as well as cellular service in Henry and Weakley Counties, Tennessee.<sup>6</sup> YCI is the wholly-owned subsidiary of YTC and no single member of YTC holds directly or indirectly an interest of 10 percent or more.

WKT and WKN are organized under the laws of the Commonwealth of Kentucky. WKT is a cooperative rural LEC providing local exchange and exchange access service to approximately 18,000 access lines in rural portions of Calloway, Carlisle, Graves, Hickman, Marshall and McCracken Counties, Kentucky, and in Henry and Weakley Counties, Tennessee.<sup>7</sup> WKN provides intrastate, interstate and international long distance services to the LEC service area of its parent, WKT. WKN is the wholly-owned subsidiary of WKT and no single member of WKT holds directly or indirectly an interest of 10 percent or more, nor will any member hold 10 percent or more after consummation of the transaction.

The Applicants have entered into an agreement whereby YTC will sell all assets related to the provision of local exchange and exchange access services to WKT, and all assets related to the provision of wireless telecommunications services and to WKN. In addition, YCI has entered into an agreement contemplating the sale of all of its operating assets, including those related to wireless, long distance and information services, to WKN. The asset sale agreements contemplate simultaneous closing. Upon consummation of the proposed transactions, the former members/local exchange subscribers of YTC will become members/subscribers of WKT, initially receiving services under the same rates, terms and conditions as are currently in force for those exchanges. Similarly, all former customers of YCI will become customers of WKN, receiving the same services initially without modification of current rates, terms or conditions. Following consummation, YCI and YTC will wind up their respective affairs and dissolve.

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<sup>4</sup> Applicant has certified that no Applicant or affiliate of an Applicant provides any competitive telephone exchange services or competitive exchange access service. Although this transaction involves overlapping wireless service in Henry and Weakley Counties in Tennessee, we accept this application for streamlined processing because the Applicants' domestic wireline telephone service territories are neither overlapping nor adjacent.

<sup>5</sup> YTC provides cellular service within portions of its telephone exchange service area in Dyer, Gibson and Obion Counties, Tennessee

<sup>6</sup> YCI also provides unregulated internet services within the area served by its LEC parent, YTC

<sup>7</sup> The Applicants note that existing YCI cellular service are coextensive with portions of WKT local exchanges services.

The Applicants state that the proposed transaction will serve the public interest because WKT and WKN have the technical, financial and managerial capabilities to provide quality service to current YTC and YCI customers. The Applicants claim that, because the contemplated transition will not result in any service interruption, and because existing WKT and WKN customers initially will receive service at the same rates, terms and conditions as they currently receive, the transaction will be virtually transparent to customers. The Applicants expect the proposed transaction will allow for improvement and expansion of telecommunications services within existing service areas, the payoff of existing debt, and enable existing customers of both rural companies to experience the benefit of efficiencies in operations.

## **GENERAL INFORMATION**

The transfer of assets identified herein has been found, upon initial review, to be acceptable for filing as a streamlined application. The Commission reserves the right to return any transfer application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules and policies. Pursuant to sections 1.415 and 1.419 of the Commission's rules, 47 CFR §§ 1.415, 1.419, interested parties may file **comments on or before May 12, 2006** and **reply comments on or before May 19, 2006**.<sup>8</sup> Comments may be filed using: (1) the Commission's Electronic Comment Filing System (ECFS), (2) the Federal Government's eRulemaking Portal, or (3) by filing paper copies. *See Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- **Electronic Filers:** Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/cgb/ecfs/> or the Federal eRulemaking Portal: <http://www.regulations.gov>. Filers should follow the instructions provided on the website for submitting comments.
- **For ECFS filers,** if multiple docket or rulemaking numbers appear in the caption of this proceeding, filers must transmit one electronic copy of the comments for each docket or rulemaking number referenced in the caption. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions, filers should send an e-mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov), and include the following words in the body of the message, "get form." A sample form and directions will be sent in response.
- **Paper Filers:** Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number.

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<sup>8</sup> See 47 C.F.R. § 63.03(a).

Filings can be sent 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). All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

The Commission's contractor 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, Express, and Priority mail should be addressed to 445 12th Street, S.W., Washington D.C. 20554.

People with Disabilities: 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).

**You may submit comments, identified by the above noted docket number, by any of the following methods:**

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments.
- Federal Communications Commission's Web Site: <http://www.fcc.gov/cgb/ecfs/>. Follow the instructions for submitting comments.
- People with Disabilities: Contact the FCC to request reasonable accommodations (accessible format documents, sign language interpreters, CART, etc.) by e-mail: [FCC504@fcc.gov](mailto:FCC504@fcc.gov) or phone: 202-418-0530 or TTY: 202-418-0432.

**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., 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, [www.bcpweb.com](http://www.bcpweb.com); phone: (202) 488-5300 fax: (202) 488-5563;
- (2) Tracey Wilson-Parker, Competition Policy Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-A103, Washington, D.C. 20554; email: [tracey.wilson-parker@fcc.gov](mailto:tracey.wilson-parker@fcc.gov);
- (3) Denise Coca, Competition Policy Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-C260, Washington, D.C. 20554; e-mail: [denise.coca@fcc.gov](mailto:denise.coca@fcc.gov);
- (4) Susan O'Connell, Policy Division, International Bureau, 445 12th Street, S.W., Room 7-B544, Washington, D.C. 20554; email: [susan.o'connell@fcc.gov](mailto:susan.o'connell@fcc.gov);

- (5) Jeffrey Tobias, Wireless Telecommunications Bureau, 445 12<sup>th</sup> Street, S.W., Room 3-A432, Washington, D.C. 20554; e-mail: [jeff.tobias@fcc.gov](mailto:jeff.tobias@fcc.gov), and
- (6) James Bird, Office of General Counsel, 445 12th Street, S.W., Room 8-C824, Washington, D.C. 20554; e-mail: [james.bird@fcc.gov](mailto:james.bird@fcc.gov).

Filings and comments are also available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. They may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, S.W., Room CYB402, Washington, D.C. 20554, telephone: (202) 488-5300, fax: (202) 488-5563, or via e-mail [www.bcpiweb.com](http://www.bcpiweb.com).

For further information, please contact Tracey Wilson-Parker at (202) 418-1394, or Denise Coca at (202) 418-0574.

- FCC -



# PUBLIC NOTICE

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Report No. TEL-01021S

Friday April 28, 2006

## STREAMLINED INTERNATIONAL APPLICATIONS ACCEPTED FOR FILING SECTION 214 APPLICATIONS (47 C.F.R. § 63.18); SECTION 310(B)(4) REQUESTS

Unless otherwise specified, the following procedures apply to the applications listed below:

The international Section 214 applications listed below have been found, upon initial review, to be acceptable for filing and subject to the streamlined processing procedures set forth in Section 63.12 of the Commission's rules, 47 C.F.R. § 63.12. These applications are for authority under Section 214 of the Communications Act, 47 U.S.C. § 214, (a) to transfer control of an authorized carrier or to assign a carrier's existing authorization, and/or (b) to become a facilities-based international common carrier; and/or (c) to become a resale-based international common carrier.

Pursuant to Section 63.12 of the rules, these Section 214 applications will be granted 14 days after the date of this public notice (see 47 C.F.R. § 1.4 regarding computation of time), and the applicant may commence operations on the 15th day, unless the Commission has informed the applicant in writing, within 14 days after the date of this public notice, that the application, on further examination, has been deemed ineligible for streamlined processing.

Communications between outside parties and Commission staff concerning these applications are permitted subject to the Commission's rules for "permit-but-disclose proceedings." See 47 C.F.R. § 1.1206. An application can be removed from streamlined processing only in the sound discretion of Commission staff. The filing of comments or a petition to deny will not necessarily result in an application being deemed ineligible for streamlined processing.

The petitions for declaratory ruling listed below are for authority under Section 310(b)(4) of the Communications Act, 47 U.S.C. § 310(b)(4), to exceed the 25 percent foreign ownership benchmark applicable to common carrier radio licensees. The requested rulings will be granted 14 days after the date of this public notice, effective the next day, unless the application is formally opposed or the Commission has informed the applicant in writing, within 14 days of the date of this public notice, that the application, on further examination, has been deemed ineligible for streamlined processing. For this purpose, a formal opposition shall be sufficient only if it is received by the Commission and by the applicant within 14 days of the date of this public notice and its caption and text make it unmistakably clear that it is intended to be a formal opposition.

Copies of all applications listed here are available for public inspection in the FCC Office of Public Affairs Reference and Information Center, located in room CY-A257 at the Portals 2 building, 445 12th Street SW, Washington DC 20554. The center can be contacted at (202) 418-0270. People with Disabilities: 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). All applications listed are subject to further consideration and review, and may be returned and/or dismissed if not found to be in accordance with the Commission's rules, regulations, and other requirements.

We request that comments on any of these applications refer to the application file number shown below.



<p><b>ITC-214-20060413-00241</b> E</p> <p>International Telecommunications Certificate</p> <p><b>Service(s):</b> Global or Limited Global Facilities-Based Service, Global or Limited Global Resale Service</p> <p>Application for authority to provide facilities-based service in accordance with Section 63 18(c)(1) of the rules, and also to provide service in accordance with Section 63 18(c)(2) of the rules</p>	<p>THRANE &amp; THRANE AIRTIME LTD</p>
<p><b>ITC-214-20060420-00253</b> E</p> <p>International Telecommunications Certificate</p> <p><b>Service(s):</b> Global or Limited Global Facilities-Based Service, Global or Limited Global Resale Service</p> <p>Application for authority to provide facilities-based service in accordance with Section 63 18(c)(1) of the rules, and also to provide service in accordance with Section 63 18(c)(2) of the rules</p>	<p>Alpha Telecom, Inc</p>
<p><b>ITC-214-20060427-00257</b> E</p> <p>International Telecommunications Certificate</p> <p><b>Service(s):</b> Global or Limited Global Facilities-Based Service, Global or Limited Global Resale Service</p> <p>Application for authority to provide facilities-based service in accordance with Section 63 18(c)(1) of the rules, and also to provide service in accordance with Section 63 18(c)(2) of the rules</p>	<p>TeleCommunication Systems Corporation of Maryland</p>
<p><b>ITC-ASG-20060411-00239</b> E</p> <p>Assignment</p> <p><b>Current Licensee:</b> Yorkville Communications, Inc</p> <p><b>FROM:</b> Yorkville Communicatons, Inc</p> <p><b>TO:</b> West Kentucky Networks, Inc</p> <p>Application for consent to assign international section 214 authorization, ITC-214-20000110-00009, held by Yorkville Communications, Inc ("YCI"), a wholly-owned subsidiary of Yorkville Telephone Cooperative, Inc ("YTC"), to West Kentucky Networks, Inc d/b/a wk net ("WKN"), a wholly-owned subsidiary of West Kentucky Rural Telephone Cooperative Corporation, Inc ("WKT"), a Kentucky cooperative organization Pursuant to an asset purchase agreement, WKN will purchase YCI's operating assets, including its international section 214 authorization Upon consummation, WKN will provide services to YCI's customers pursuant to its own international section 214 authorization, ITC-214-19981123-00814, and it anticipates surrendering YCI's current section 214 authorization at some point after finalization of the transaction process No single member of WKT holds, or will hold upon consummation, a direct or indirect ownership interest in WKT of ten percent or more</p>	<p>West Kentucky Networks, Inc</p>
<p><b>ITC-ASG-20060421-00255</b> E</p> <p>Assignment</p> <p><b>Current Licensee:</b> Amarillo CellTelCo d/b/a Cellular One of Amarillo</p> <p><b>FROM:</b> Amarillo CellTelCo d/b/a Cellular One of Amarillo</p> <p><b>TO:</b> WWC License L L C</p> <p>Application for consent to assign international section 214 authorization, ITC-214-19960826-00403, held by Amarillo CellTelCo d/b/a Cellular One of Amarillo (Amarillo) to WWC License L L C (WWC) Pursuant to an Asset Purchase Agreement, dated April 17, 2006, WWC will purchase Amarillo's licenses and associated assets, including its international section 214 authorization WWC is a direct, wholly-owned subsidiary of WWC License Holding L L C , which, in turn, is indirectly, wholly owned by ALLTEL Corporation ALLTEL Corporation is a publicly-traded corporation in which no single shareholder holds 10 percent or more shares</p>	<p>WWC License L L C</p>

**ITC-T/C-20060130-00076 E**

Wavecrest Communications LLC

Transfer of Control

**Current Licensee:** Wavecrest Communications LLC**FROM:** Wavecrest Communications LLC**TO:** Marr T&T Limited

Application for consent to transfer control of international section 214 authorization, ITC-214-20020214-00056, held by WaveCrest Communications LLC ("WaveCrest"), a U S corporation, from its former shareholders to Marr T&T Limited (Marr T&T"), a British Virgin Islands company. Marr T&T's sole shareholder is Marr Group Holdings Limited, a Mauritius company that is controlled by Mr Marat Safin, a U K citizen. The transaction for which consent is being sought took place on May 7, 2002, when Marr T&T acquired 63.99 percent ownership interest in WaveCrest Communications Limited (formerly, WaveCrest Communications plc), which subsequently assigned its section 214 authorization on a pro forma basis to WaveCrest as part of an internal corporate restructuring in May 2003. Since that time, Marr T&T has held its controlling interest in WaveCrest indirectly through WaveCrest Group Enterprises Limited ("WaveCrest Group"), a British Virgin Islands corporation, and its wholly-owned subsidiary WaveCrest (UK) Limited, a U K corporation. The remaining 36.1 percent ownership interests in WaveCrest Group are held by original shareholders of WaveCrest.

**ITC-T/C-20060407-00244 E**

Skyport International, Inc

Transfer of Control

**Current Licensee:** SkyPort International, Inc**FROM:** CenturyTel, Inc**TO:** Balaton Group, Inc

Application for consent to transfer control of international section 214 authorization, ITC-214-19990211-00083, held by SkyPort International, Inc ("SkyPort"), to Balaton Group Inc ("Balaton"), a private equity firm that is organized under the laws of Canada. CenturyTel, Inc ("CenturyTel") currently controls approximately 65 percent of the voting interests in SkyComm Technologies Corporation ("SkyComm"), which wholly owns SkyPort. Balaton will acquire approximately 84 percent of the issued and outstanding stock of SkyComm. Balaton is wholly owned by five Canadian citizens. The remaining 16 percent of SkyComm will be owned by SkyComm's existing shareholders, all of whom will hold interests of less than 5 percent.

**ITC-T/C-20060417-00236 E**

Virginia Cellular LLC dba Cellular One

Transfer of Control

**Current Licensee:** Virginia Cellular LLC dba Cellular One**FROM:** Virginia Cellular, Inc**TO:** WWC License L L C

Application for consent to transfer control of international section 214 authorization, ITC-214-20060314-00153, held by Virginia Cellular LLC d/b/a/ Cellular One, from its parent Virginia Cellular, Inc, to WWC License L L C ("WWC"), a Delaware limited liability company. Pursuant to a purchase agreement dated March 24, 2006, WWC will purchase all outstanding membership interests in Virginia Cellular LLC and, consequently, Virginia Cellular LLC will become a wholly-owned subsidiary of WWC. WWC is a direct, wholly-owned subsidiary of WWC License Holding L L C, which, in turn, is indirectly, wholly owned by ALLTEL Corporation. ALLTEL Corporation is a publicly-traded corporation in which no single shareholder holds 10 percent or more shares.

**ITC-T/C-20060417-00237 E**

ICG Telecom Group, Inc

Transfer of Control

**Current Licensee:** ICG Telecom Group, Inc**FROM:** ICG Communications, Inc**TO:** Level 3 Communications, LLC

Application for consent to transfer control of international section 214 authorization, ITC-214-19980508-00305, held by ICG Telecom Group, Inc (ICG Telecom), a wholly held subsidiary of ICG Communications, Inc (ICG), to Level 3 Communications, LLC (Level 3). Pursuant to a Stock Purchase Agreement entered into on April 14, 2006, between Level 3 and ICG's parent MCCC ICG Holdings, LLC (MCCC ICG), Level 3 will acquire all of the stock of ICG. Upon consummation, ICG will become a direct wholly owned subsidiary, and in turn, ICG Telecom will become an indirect wholly owned subsidiary, of Level 3. ICG Telecom will continue to operate and provide international resale and facilities-based international services pursuant to its international section 214 authorization, under the ICG brand name. Level 3 Financing, Inc, holds 100% equity and voting interest in Level 3 and is, in turn, 100% owned by Level 3 Communications, Inc, in which Southeastern Asset Management, Inc (SAM) holds sole or shared voting rights for approximately 18% of outstanding shares.

**INFORMATIVE****ITC-214-20060404-00180**

BT Fifty-Three Limited

**INFORMATIVE**

This application has been removed from Streamlined processing pursuant to Section 63.12(c)(4) of the Commission's rules

**ITC-214-20060405-00188**

AllAccess, Inc

This application has been removed from Streamlined processing pursuant to Section 63.12(c)(4) of the Commission's rules

**ITC-214-20060405-00189**

International Communication Services, Inc

This application has been removed from Streamlined processing pursuant to Section 63.12(c)(4) of the Commission's rules

**REMINDERS**

Applicants must certify that neither the applicant nor any party to the application is subject to a denial of federal benefits by federal and/or state courts under authority granted in 21 U.S.C. § 862. See 47 C.F.R. §§ 1.2001-2003.

A current version of Section 63.09-24 of the rules, and other related sections, is available at <http://www.fcc.gov/ib/pd/pf/telecomrules.html>.