



PUBLIC NOTICE

Federal Communications Commission
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DA 12-1452
Released: September 6, 2012

DOMESTIC SECTION 214 APPLICATION FILED FOR THE TRANSFER OF CONTROL OF CAPITAL COMMUNICATIONS CONSULTANTS, INC.

STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 12-244

Comments Due: September 20, 2012

Reply Comments Due: September 27, 2012

On August 28, 2012, the Estate of Mr. Bryan Michael, Mr. Min-su Kang, and Capital Communications Consultants, Inc. (collectively, the Applicants) filed an application pursuant to section 63.03 of the Commission's rules¹ requesting approval for the transfer of control of Capital Communications Consultants, Inc. to Mr. Min-su Kang.²

Mr. Michael directly owned 100% of, and exercised control over, Capital Communications Consultants. Prior to his death, Mr. Michael signed an agreement with Mr. Min-su Kang to transfer all of the stock from either himself or his estate, as applicable, to Mr. Min-su Kang upon receipt of all necessary approvals from regulatory authorities. Upon Mr. Michael's passing, all stock in the Capital Communications Consultants transferred to the Estate of Bryan Michael. Capital Communications Consultants, Inc., a Georgia corporation, provides competitive local exchange services and interexchange services in Alabama, Georgia, Kentucky, Louisiana, and South Carolina. It also holds competitive local exchange carrier and interexchange authority in North Carolina but does not yet provide services in that state. Mr. Kang, a U.S. citizen, is an investor whose primary business is debt resolution. Applicants state that Mr. Kang does not have any affiliates that provide telecommunications services.

Applicants state that the proposed transaction is entitled to presumptive streamlined treatment under section 63.03(b)(1)(ii) of the Commission's rules³ and that a grant of the application will serve the public interest, convenience, and necessity.

Domestic Section 214 Application Filed for the Transfer of Control of Capital
Communications Consultants, Inc., WC Docket No. 12-244 (filed Aug 28, 2012).

¹ 47 C.F.R. § 63.03; *see* 47 U.S.C. § 214. Any action on this domestic 214 application is without prejudice to Commission action on other related applications.

² Applicants filed a supplement to their application on September 6, 2012.

³ 47 C.F.R. § 63.03(b)(1)(ii).

GENERAL INFORMATION

The transfer of control 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 section 63.03(a) of the Commission's rules, 47 CFR § 63.03(a), interested parties may file comments **on or before September 20, 2012**, and reply comments **on or before September 27, 2012**. Pursuant to section 63.52 of the Commission's rules, 47 C.F.R. § 63.52, commenters must serve a copy of comments on the Applicants no later than the above comment filing date. Unless otherwise notified by the Commission, the Applicants may transfer control on the 31st day after the date of this notice.⁴

Pursuant to section 63.03 of the Commission's rules, 47 CFR § 63.03, parties to this proceeding should file any documents in this proceeding using the Commission's Electronic Comment Filing System (ECFS): <http://fjallfoss.fcc.gov/ecfs2/>.

In addition, e-mail one copy of each pleading to each of the following:

- 1) Dennis Johnson, Competition Policy Division, Wireline Competition Bureau, dennis.johnson@fcc.gov;
- 2) Myrva Charles, Competition Policy Division, Wireline Competition Bureau, myrva.charles@fcc.gov;
- 3) David Krech, Policy Division, International Bureau, david.krech@fcc.gov; and
- 4) Jim Bird, Office of General Counsel, jim.bird@fcc.gov.

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 or call the Consumer & Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (tty).

The proceeding in this Notice shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules.⁵ Persons making *ex parte* presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different deadline applicable to the Sunshine period applies). Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must (1) list all persons attending or otherwise participating in the meeting at which the *ex parte* presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter's written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during *ex parte* meetings are deemed to be written *ex parte* presentations and must be filed

⁴ Such authorization is conditioned upon receipt of any other necessary approvals from the Commission in connection with the proposed transaction.

⁵ 47 C.F.R. §§ 1.1200 *et seq.*

consistent with rule 1.1206(b), 47 C.F.R. § 1.1206(b). Participants in this proceeding should familiarize themselves with the Commission's *ex parte* rules.

For further information, please contact at Dennis Johnson (202) 418-0809 or Myrva Charles at (202) 418-1506.