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

In the Matter of

Section 63.71 Application of New Global Telecom, Inc.

WC Docket No. 15-

### **SECTION 63.71 APPLICATION**

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15 NOV 12 AM 8: 26 New Global Telecom, Inc. ("NGT") hereby seeks authorization, pursuant to Section 214(a) of the Communications Act of 1934, as amended (the "Act"), 47 U.S.C. § 214(a), and Section 63.71 of the rules of the Federal Communications Commission ("FCC" or "Commission"), 47 C.F.R. § 63.71, to discontinue: (1) its offering and provision of voice over Internet protocol ("VoIP") services and associated features such as operator services, directory assistance, messaging, conferencing, and faxing capabilities; and (2) its wholesale VoIP platform (collectively, the "VoIP services"). NGT's VoIP services are no longer consistent with the business plans of NGT's parent company, Comcast Corporation ("Comcast"), and will not remain commercially viable. Comcast and NGT have decided, therefore, to discontinue the VoIP services in a controlled and coordinated manner.

Specifically, NGT intends to stop offering the VoIP services to the public and providing these services to its limited number of remaining customers on or after December 31, 2015. The proposed discontinuance will not result in material harm to these customers, as they may obtain alternative services from a variety of other providers, including traditional wireline, facilitiesbased VoIP, and non-facilities-based VoIP providers.

NGT provides the following information pursuant to Section 63.71 of the Commission's rules:

- <u>Name and Address of Carrier</u>: New Global Telecom, Inc., 143 Union Boulevard, Suite 400, Lakewood, Colorado 80228.
- <u>Date of Planned Service Discontinuance, Reduction, or Impairment</u>: NGT plans to discontinue its provision of the VoIP services on or after December 31, 2015. NGT understands that this Application will be granted automatically on the 31st day after public notice of its filing, unless the Commission notifies NGT to the contrary.
- Points of Geographic Areas of Service Affected: NGT proposes to discontinue its offering and provision of the VoIP services in each of the fifty United States and the District of Columbia.
- 4. <u>Brief Description of Type of Service Affected</u>: NGT's VoIP services and associated features enable inbound and outbound voice calling, as well as operator services, directory assistance, messaging, conferencing, and faxing capabilities. NGT also seeks authority to discontinue its wholesale VoIP platform, which it currently provides to only one customer. These services are being discontinued because they are no longer consistent with Comcast's business plans and will not remain commercially viable.
- 5. Brief Description of the Dates and Methods of Notice to All Affected Customers: In accordance with Section 63.71(a), on October 30, 2015, NGT provided written notice, by first class mail, to all affected customers. A sample copy of the notice provided to customers is attached hereto as Attachment A. In addition to this formal notification, NGT previously contacted each of its customers to advise them of NGT's plan to discontinue the VoIP services.

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 <u>Whether the Carrier is Considered Dominant or Non-Dominant with Respect to the</u> <u>Service to be Discontinued, Reduced, or Impaired</u>: NGT is considered non-dominant with respect to the affected services.

In accordance with Section 63.71 of the Commission's Rules, a copy of this Application is being mailed to the Special Assistant for Telecommunications for the Secretary of Defense and to the public utility commission and the Governor of each state in which the discontinuance of service is proposed.

The public convenience and necessity will not be adversely affected by the discontinuance of the VoIP services. All customers that will be affected have been given notice affording them ample time to acquire one of the many substitute services that are readily available to them. NGT, therefore, respectfully requests Commission approval of this Section 63.71 Application. Please direct any questions regarding this Application to the undersigned.

Respectfully submitted,

New Global Telecom, Inc.

Larry Stanfel Vice President, Operations and Technology 143 Union Boulevard, Suite 400 Lakewood, Colorado 80228 Tel: (303) 239-1042 E-Mail: Larry\_Stanfel@cable.comcast.com

Beth Choroser Executive Director, Regulatory Affairs Comcast Corporation One Comcast Center Philadelphia, PA 19103 Tel: (215) 286-7893 E-Mail: Beth\_Choroser@Comcast.com

Dated: November 2, 2015

<u>/s/ Emily J. H. Daniels</u>
Emily J. H. Daniels
Lawler, Metzger, Keeney & Logan, LLC
2001 K Street, NW, Suite 802
Washington, DC 20006
Tel: (202) 777-7723
E-Mail: edaniels@lawlermetzger.com
Counsel to New Global Telecom, Inc.

# ATTACHMENT A

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October 30, 2015 [Customer Name and Address]

### [Customer Name],

We are writing to remind you that New Global Telecom, Inc. ("NGT"), a Comcast company, intends to discontinue its offering and provision of interconnected voice over Internet protocol ("VoIP") services and associated features as soon as December 31, 2015. NGT's VoIP services enable inbound and outbound voice calling, as well as operator services, directory assistance, messaging, conferencing, and faxing capabilities. NGT's wholesale VoIP platform also will be discontinued. This discontinuance will affect service in each of the fifty United States and the District of Columbia.

Please note that you are responsible for making the necessary arrangements to transition to one of the many alternate service providers that are available in your area. NGT will continue to provide you with reasonable support and assistance during your transition in order to minimize the potential for service disruptions. You also may continue to place orders for additional services, at the prices specified in your agreement, on a month-to-month basis, until they are discontinued.

NGT has notified the Federal Communications Commission ("FCC") about its plan to discontinue these VoIP services and features. 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 FCC releases public notice of the proposed discontinuance. You may file your comments electronically through the FCC's Electronic Comment Filing System using the docket number established in the FCC's public notice for this proceeding, or you may address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, 445 12th Street, SW, Washington, DC 20554, and include in your comments a reference to the § 63.71 Application of New Global Telecom, 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.

If you have any questions, you may contact NGT Customer Service at (303) 445-4015 or (855) 559-6828. As a valued NGT customer, we appreciate the opportunity to serve you and will do our best to make your transition to a new service provider as smooth as possible.

### Sincerely,

New Global Telecom, Inc. 143 Union Boulevard, Suite 400 Lakewood, Colorado 80228

### **CERTIFICATE OF SERVICE**

I, Erica A. Bettenhausen, hereby certify that a copy of the foregoing Section 63.71 Application of New Global Telecom, Inc. was served on this 2nd day of November, 2015, by mailing true and correct copies thereof, postage prepaid, to the following at the addresses listed below:

Office of Governor Robert Bentley 600 Dexter Avenue Montgomery, AL 36130

Office of Governor Bill Walker P.O. Box 110001 Juneau, AK 99811-0001

Office of Governor Doug Ducey 1700 West Washington Street Phoenix, AZ 85007

Office of Governor Asa Hutchinson State Capitol Room 250 500 Woodlane Avenue Little Rock, AR 72201

Office of Governor Edmund G. Brown, Jr. C/O State Capitol, Suite 1173 Sacramento, CA 95814

Office of Governor John W. Hickenlooper 136 State Capitol Bldg Denver, CO 80203

Office of Governor Dannel P. Malloy State Capitol 210 Capitol Avenue Hartford, CT 06106

Office of Governor Jack Markell 150 Martin Luther King Jr. Blvd. South 2nd Floor Dover, DE 19901 Alabama Public Service Commission P.O. Box 304260 Montgomery, AL 36130 ٩.

Regulatory Commission of Alaska 701 West Eighth Avenue, Suite 300 Anchorage, Alaska 99501-3469

Arizona Corporation Commission Commissioners Wing 1200 West Washington Phoenix, AZ 85007-2996

Arkansas Public Service Commission P.O. Box 400 Little Rock, AR 72203-0400

California Public Utilities Commission 505 Van Ness Avenue San Francisco, CA 94102

Colorado Department of Regulatory Agencies Public Utilities Commission 1560 Broadway, Suite 250 Denver, CO 80202

Connecticut Public Utility Regulatory Authority 10 Franklin Square New Britain, CT 06051

Delaware Public Service Commission 861 Silver Lake Boulevard Cannon Building, Suite 100 Dover, DE 19904 Executive Office of Mayor Muriel Bowser John A. Wilson Building 1350 Pennsylvania Avenue, NW Washington, DC 20004

Office of Governor Rick Scott The Capitol 400 South Monroe Street Tallahassee, FL 32399-0001

Office of Governor Nathan Deal 206 Washington Street 111 State Capitol Atlanta, GA 30334

Office of Governor David Y. Ige Executive Chambers State Capitol Honolulu, HA 96813

Office of Governor C.L. Otter State Capitol P.O. Box 83720 Boise, ID 83720

Office of Governor Bruce Rauner 207 State House Springfield, IL 62706

Office of Governor Mike Pence State House Indianapolis, IN 46204-2797

Office of Governor Terry Branstad 1007 East Grand Avenue Des Moines, IA

Office of Governor Sam Brownback Capitol, 300 SW 10th Avenue, Suite 241S Topeka, KS 66612-1590 Public Service Commission of the District of Columbia 1325 G Street, NW, Suite 800 Washington, DC 20005

Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Georgia Public Service Commission 244 Washington Street, SW Atlanta, GA 30334

State of Hawaii Public Utilities Commission 465 South King Street, Room 103 Honolulu, HA 96813

Idaho Public Utilities Commission P.O. Box 83720 472 W. Washington Boise, ID 83720-0074

Illinois Commerce Commission 527 East Capitol Avenue Springfield, IL 62701

Indiana Utility Regulatory Commission PNC Center 101 West Washington Street Suite 1500 E Indianapolis, IN 46204

Iowa Utilities Board 1375 East Court Avenue, Room 69 Des Moines, IA 50319-0069

Kansas Corporation Commission 1500 SW Arrowhead Road Topeka, KS 66604-4027 Office of Governor Steve Beshear 700 Capitol Avenue, Suite 100 Frankfort, KY 40601

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

Office of Governor Paul R. LePage #1 State House Station Augusta, ME 04333-0001

Office of Governor Larry Hogan 100 State Circle Annapolis, MD 21401-1925

Office of Governor Charlie Baker Massachusetts State House Room 280 Boston, MA 02133

Office of Governor Rick Snyder P.O. Box 30013 Lansing, MI 48909

Office of Governor Mark Dayton 116 Veterans Service Building 20 West 12th Street Saint Paul, MN 55155

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

Office of Governor Jay Nixon P.O. Box 720 Jefferson City, MO 65102 Kentucky Public Service Commission P.O. Box 615 211 Sower Boulevard Frankfort, KY 40602-0615

Louisiana Public Service Commission P.O. Box 91154 Galvez Building, 12th Floor 602 North Fifth Street Baton Rouge, LA 70821-9154

Main Public Utilities Commission 18 State House Station Augusta, ME 04333-0018

Maryland Public Service Commission William Donald Schaefer Tower 6 St. Paul Street, 16th Floor Baltimore, MD 21202

Massachusetts Department of Telecommunications and Cable 1000 Washington Street Suite 820 Boston, MA 02118-6500

Michigan Public Service Commission P.O. Box 30221 Lansing, MI 48909

Minnesota Public Utilities Commission 121 Seventh Place East, Suite 350 Saint Paul, MN 55101-2147

Mississippi Public Service Commission P.O. Box 1174 Jackson, MS 39215-1174

Missouri Public Service Commission P.O. Box 360 200 Madison Street Jefferson City, MO 65102-0360 Office of Governor Steve Bullock P.O. Box 200801 Helena, MT 59620-0801

Office of Governor Pete Ricketts P.O. Box 94848 Lincoln, NE 68509-4848

Office of Governor Brian Sandoval State Capitol Building 101 North Carson Street Carson City, NV 89701

Office of Governor Maggie Hassan State House 107 North Main Street Concord, NH 03301

Office of Governor Chris Christie P.O. Box 001 Trenton, NJ 08625

Office of Governor Susana Martinez 490 Old Santa Fe Trail Room 400 Santa Fe, NM 87501

Office of Governor Andrew M. Cuomo NYS State Capitol Building Albany, NY 12224

Office of Governor Pat McCrory 20301 Mail Service Center Raleigh, NC 27699-0301

Office of Governor Jack Dalrymple 600 East Boulevard Avenue Bismarck, ND 58505-0100 Montana Public Service Commission P.O. Box 202601 1701 Prospect Avenue Helena, MT 59620-2601

Nebraska Public Service Commission 1200 North Street, Suite 300 Lincoln, NE 68508

Nevada Public Utilities Commission 1150 East William Street Carson City, NV 89701-3109

New Hampshire Public Utilities Commission 21 South Fruit Street, Suite 10 Concord, NH 03301-2429

New Jersey Board of Public Utilities 44 South Clinton Avenue, 7th Floor Trenton, NJ 08625

New Mexico Public Regulation Commission 1120 Paseo De Peralta PERA Building P.O. Box 1269 Santa Fe, NM 87504

New York State Public Service Commission Empire State Plaza Agency Building 3 Albany, NY 12223-1350

North Carolina Utilities Commission 4325 Mail Service Center Raleigh, NC 27699-4300

North Dakota Public Service Commission 600 E. Boulevard, Department 408 Bismarck, ND 58505-0480 Office of Governor John Kasich Riffe Center, 30th Floor 77 South High Street Columbus, OH 43215-6117

Office of Governor Mary Fallin Oklahoma State Capitol 2300 North Lincoln Boulevard, Room 212 Oklahoma City, OK 73105

Office of Governor Kate Brown State Capitol Building 900 Court Street NE, 160 Salem, OR 97301

Office of Governor Tom Wolf 508 Main Capitol Building Harrisburg, PA 17120

Office of Governor Gina M. Raimondo 82 Smith Street Providence, RI 02903

Office of Governor Nikki R. Haley 1205 Pendleton Street Columbia, SC 29201

Office of Governor Dennis Daugaard 500 East Capitol Avenue Pierre, SD 57501

Office of Governor Bill Haslam 1st Floor, State Capitol Nashville, TN 37243

Office of Governor Greg Abbott P.O. Box 12428 Austin, TX 78711-2428

Office of Governor Gary R. Herbert 350 North State Street, Suite 200 P.O. Box 142220 Salt Lake City, UT 84114-2220 Public Utilities Commission of Ohio 180 East Broad Street Columbus, OH 43215 ÷

Oklahoma Corporation Commission P.O. Box 52000 Oklahoma City, OK 73152-2000

Public Utility Commission of Oregon P.O. Box 1088 Salem, OR 97308-1088

Pennsylvania Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105-3265

Rhode Island Public Utilities Commission 89 Jefferson Boulevard Warwick, RI 02888

Public Service Commission of South Carolina 101 Executive Center Drive, Suite 100 Columbia, SC 29210

South Dakota Public Utilities Commission Capitol Building, 1st Floor 500 East Capitol Avenue Pierre, SD 57501-5070

Tennessee Regulatory Authority 502 Deaderick Street Nashville, TN 37243

Public Utility Commission of Texas 1701 North Congress Avenue P.O. Box 13326 Austin, TX 78711-3326

Utah Public Service Commission Herber M. Wells Building 160 East 300 South Salt Lake City, UT 84114 Office of Governor Peter Shumlin 109 State Street, Pavilion Montpelier, VT 05609

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Office of Governor Terry McAuliffe P.O. Box 1475 Richmond, VA 23218

Office of Governor Jay Inslee P.O. Box 40002 Olympia, WA 98504-0002

Office of Governor Earl Ray Tomblin State Capitol 1900 Kanawha Boulevard, East Charleston, WV 25305

Office of Governor Scott Walker 115 East Capitol Madison, WI 53702

Office of Governor Matt Mead State Capitol 200 West 24th Street Cheyenne, WY 82002-0010

Secretary of Defense Attn: Special Assistant for Telecommunications Pentagon Washington, DC 20301 Vermont Public Service Department 112 State Street, Third Floor Montpelier, VT 05620-2601

Commonwealth of Virginia State Corporation Commission Division of Communications P.O. Box 1197 Richmond, VA 23218

Washington Utilities and Transportation Commission P.O. Box 47250 Olympia, WA 98504-7250

Public Service Commission of West Virginia 201 Brooks Street Charleston, WV 25301

Public Service Commission of Wisconsin P.O. Box 7854 Madison, WI 53707-7854

Wyoming Public Service Commission 2515 Warren Avenue, Suite 300 Cheyenne, WY 82002

> <u>/s/ Erica A. Bettenhausen</u> Erica A. Bettenhausen