

March 1, 2016

**VIA FEDERAL EXPRESS & ELECTRONIC FILING**

Ms. Stephanie L. Stumbo, Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
Frankfort, KY 40602-0615

**RECEIVED**

**MAR 7 2016**

**PUBLIC SERVICE  
COMMISSION**

**Re: Notification of *Pro Forma* Assignment of Telecommunications Carrier Registration from Mobilitie, LLC to KY Backhaul Transmission Networks, LLC**

Dear Ms. Stumbo:

Mobilitie, LLC ("Mobilitie," or "Assignor") and KY Backhaul Transmission Networks, LLC ("KY Backhaul," or "Assignee") (collectively the "Parties"), by undersigned counsel, hereby notify the Kentucky Public Service Commission ("Commission"), of the *pro forma* assignment of Mobilitie's Telecommunications Carrier Registration to KY Backhaul ("Transaction").

It is the Parties' understanding that Commission approval is not required for the Transaction pursuant to Ky. Rev. Stat. § 278.020(7)(b). Accordingly, the Parties submit this letter for informational purposes only to ensure the continuing accuracy of the Commission's records. The Parties respectfully request that the Commission update its records, website, and other information as appropriate to reflect that KY Backhaul will hold the registration following completion of the Transaction. The Parties intend to complete the assignment as soon as any required regulatory approvals are obtained.

In support, the Parties provide the following information:

**I. DESCRIPTION OF THE PARTIES**

**A. Mobilitie, LLC**

Mobilitie is a limited liability company organized under the laws of the State of Nevada. Mobilitie designs, builds, and operates network and infrastructure to deliver optimal wireless coverage. Mobilitie's complete wireless infrastructure solutions include funding, designing, building, operating, and maintaining neutral host outdoor and indoor distributed antenna systems (DAS), small cells, Wi-Fi, and communication towers. On March 16, 2007, Mobilitie registered to provide non-switched local transport service within the Commonwealth of Kentucky.<sup>1</sup> Mobilitie is authorized to provide competitive local exchange, interexchange, and/or backhaul transport telecommunications services pursuant to registration, agency order, or on a deregulated basis in all fifty states, and the District of Columbia. Mobilitie's headquarters is located at 2220 University Drive, Newport Beach, California 92660.

<sup>1</sup> See *Comments for Utility ID: 5055550 Mobilitie, LLC*, KENTUCKY PUBLIC SERVICE COMMISSION, [http://psc.ky.gov/utility\\_master/ReadOnlyCounties.aspx](http://psc.ky.gov/utility_master/ReadOnlyCounties.aspx) (last visited Mar. 1, 2016).

## **B. KY Backhaul Transmission Networks, LLC**

KY Backhaul is a Delaware limited liability company with its principal business address at 869 East Schaumburg Road, #324, Schaumburg, Illinois 60194-3653. KY Backhaul is a wholly-owned, indirect subsidiary of Mobilitie.

## **II. DESCRIPTION OF THE TRANSACTION**

For business and operational reasons, Mobilitie is transferring its Telecommunications Carrier Registration to KY Backhaul.

Following closing, KY Backhaul will continue to offer the same services as Mobilitie to its customers in the Commonwealth of Kentucky. Furthermore, Mobilitie's management will continue to be responsible for the day-to-day operations of KY Backhaul's business.

## **III. PUBLIC INTEREST STATEMENT**

The Parties submit that the Transaction described herein serves the public interest. The Transaction promotes competition among telecommunications carriers by providing KY Backhaul with the opportunity to strengthen its competitive position in order to accelerate the growth of the business. The Parties anticipate that the Transaction will enable them to deliver greater value and variety of services to their customers.

The Transaction will be transparent to customers, and will not result in the discontinuance, reduction, loss, or impairment of service to customers. Rather, as noted, it will enable the Parties to make available a greater variety of high-quality, innovative services to their customers.

## **IV. CONTACTS**

Correspondence concerning this Notice should be sent to the following individuals:

### **Assignor**

Jim Grass  
Vice President, Corporate Counsel  
Mobilitie, LLC  
2220 University Drive  
Newport Beach, CA 92660  
Tel: (949) 717-6020  
Fax: (949) 274-7556  
Email: [jim@mobilitie.com](mailto:jim@mobilitie.com)

### **Assignee**

Michael P. Donahue  
Marashlian & Donahue, PLLC  
1420 Spring Hill Road, Suite 401  
McLean, VA 22102  
Tel: (703) 714-1319  
Fax: (703) 563-6222  
Email: [mpd@commlawgroup.com](mailto:mpd@commlawgroup.com)

Please update the Commission's records with the following information for KY Backhaul:

KY Backhaul Transmission Networks, LLC  
869 East Schaumburg Road, #324  
Schaumburg, IL 60194-3653  
Tel: (877) 296-1009  
Email: [info@itbutility.com](mailto:info@itbutility.com)  
Website: [www.itbutility.com](http://www.itbutility.com)

**V. CONCLUSION**

For the reasons stated above, the Parties respectfully submit that the public interest, convenience, and necessity would be furthered by the Transaction. Accordingly, the Parties respectfully advise the Commission of their participation in the Transaction as described above.

An original and one (1) copy of this filing are enclosed. Please date stamp the enclosed extra copy of this filing and return it in the attached self-addressed envelope. If there are any questions regarding this filing, please do not hesitate to contact the undersigned directly.

Respectfully submitted,



Michael P. Donahue  
Marashlian & Donahue, PLLC  
1420 Spring Hill Road, Suite 401  
McLean, VA 22102  
Tel: 703-714-1319  
Fax: 703-563-6222  
Email: [mpd@commlawgroup.com](mailto:mpd@commlawgroup.com)

*Counsel for KY Backhaul Transmission Networks, LLC*