Before the FEDERAL COMMUNICATIONS COMMISSION Washington, D.C.

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In the Matter of

Section 63.71 Application of Comcast IP Phone, LLC

WC Docket No. 16-____

SECTION 63.71 APPLICATION

Comcast IP Phone, LLC ("Comcast"), 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 its offering and provision of Branch Office Voice ("BOV"). Comcast's BOV offering involves voice over Internet protocol ("VoIP") services as well as related auto-attendant, hunt group, toll-free number, voicemail, alternate number routing, and faxing capabilities provided to enterprise customers. Comcast has now deployed new Comcast voice offerings, such as Business Voice, that support the same functionalities. Comcast has only a limited number of BOV customers remaining – no more than twenty-six. Consequently, maintaining BOV as a standalone offering is no longer commercially viable or consistent with Comcast's business plans.

Specifically, Comcast intends to stop offering BOV services to the public and to discontinue BOV services to its limited number of remaining customers on or after November 30, 2016. The proposed discontinuance will not result in material harm to these customers, as they may obtain alternative services from Comcast or a variety of other providers, including traditional TDM-based wireline providers, facilities-based VoIP providers, and non-facilities-based VoIP providers.

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

- <u>Name and Address of Carrier</u>: Comcast IP Phone, LLC, One Comcast Center, Philadelphia, PA 19103
- <u>Date of Planned Service Discontinuance, Reduction, or Impairment</u>: Comcast plans to discontinue its provision of the BOV services on or after November 30, 2016. Comcast understands that this Application will be granted automatically on the 31st day after public notice of its filing unless the Commission notifies Comcast to the contrary.
- 3. <u>Points of Geographic Areas of Service Affected</u>: Comcast proposes to discontinue its offering and provision of the BOV services in Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, the District of Columbia, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Hampshire, New Jersey, New Mexico, New York, Ohio, Oregon, Pennsylvania, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, and Wisconsin.
- 4. <u>Brief Description of Type of Service Affected</u>: Comcast's BOV services and associated features enable VoIP calling, as well as related auto-attendant, hunt group, toll-free number, voicemail, alternate number routing, and faxing capabilities. These services are being discontinued because they are duplicative of other, newer Comcast offerings and therefore are no longer consistent with Comcast's business plans.

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- 5. Brief Description of the Dates and Methods of Notice to All Affected Customers: In accordance with Section 63.71(a), on September 29, 2016, Comcast 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, Comcast previously contacted each of its customers to advise them of Comcast's plan to discontinue the BOV services, including through an informal notice letter in March 2016.
- <u>Whether the Carrier is Considered Dominant or Non-Dominant with Respect to the</u> <u>Service to be Discontinued, Reduced, or Impaired</u>: Comcast is considered nondominant 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 BOV 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. Comcast, therefore, respectfully requests Commission approval of this Section 63.71 Application. Please direct any questions regarding this Application to the undersigned.

Respectfully submitted,

Comcast IP Phone, LLC

Larry Stanfel Vice President Advanced Business Communications Comcast Cable Communications, LLC One Comcast Center Philadelphia, PA 19103 Email: Larry_Stanfel@cable.comcast.com

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

Dated: September 30, 2016

<u>/s/ Emily J. H. Daniels</u>
Emily J. H. Daniels
Lawler, Metzger, Keeney & Logan, LLC
1717 K Street, NW, Suite 1075
Washington, DC 20006
Tel: (202) 777-7723
Email: edaniels@lawlermetzger.com
Counsel to Comcast IP Phone, LLC

ATTACHMENT A

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COMCAST BUSINESS

September 29, 2016 [Customer Name and Address]

[Customer Name],

We are writing to remind you that Comcast IP Phone, LLC ("Comcast"), intends to discontinue its offering and provision of Branch Office Voice ("BOV") as soon as November 30, 2016. Comcast's BOV offering includes voice over Internet protocol ("VoIP") services as well as related auto-attendant, hunt group, toll-free number, voicemail, alternate number routing, and faxing capabilities. This discontinuance will affect service in Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, the District of Columbia, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Hampshire, New Jersey, New Mexico, New York, Ohio, Oregon, Pennsylvania, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, and Wisconsin.

Please note that you are responsible for making the necessary arrangements to transition to an alternative service provided by either Comcast or one of the many alternate service providers available in your area. Comcast 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 the BOV offering is discontinued.

Comcast has notified the Federal Communications Commission ("FCC" or "the Commission") about its plan to discontinue these BOV 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 Commission 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 Commission'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 Comcast IP Phone, LLC. 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 Comcast at (866) 407-6338. As a valued Comcast customer, we appreciate the opportunity to serve you and will do our best to make your transition to a new Comcast service or new service provider as smooth as possible.

Sincerely,

Comcast IP Phone, LLC One Comcast Center Philadelphia, PA 19103

CERTIFICATE OF SERVICE

I, Ruth E. Holder, hereby certify that a copy of the foregoing Section 63.71 Application of Comcast IP Phone, LLC was served on this 30th day of September, 2016, by mailing true and correct copies thereof, postage prepaid, to the following persons at the addresses listed below:

Office of Governor Robert J. Bentley State Capitol 600 Dexter Avenue Montgomery, AL 36130

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

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

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

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

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

Office of Governor Jack Markell 150 Martin Luther King Jr. Boulevard South 2nd Floor Dover, DE 19901

Office of Mayor Muriel Bowser 1350 Pennsylvania Avenue N.W., Suite 316 Washington, DC 20004 Alabama Public Service Commission P.O. Box 304260 Montgomery, AL 36130

Arizona Corporation Commission 1200 West Washington Street 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 Public Utilities Commission 1560 Broadway, Suite 250 Denver, CO 80202

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

Delaware Public Service Commission 861 Silver Lake Boulevard Cannon Building, Suite 100 Dover, DE 19904

Public Service Commission of the District of Columbia 1325 G Street N.W., Suite 800 Washington, DC 20005 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 Bruce Rauner 207 State House Springfield, IL 62706

Office of Governor Mike Pence 200 West Washington Street, Room 206 Indianapolis, IN 46204

Office of Governor Sam Brownback Capitol 300 Southwest 10th Avenue, Suite 241S Topeka, KS 66612-1590

Office of Governor Matt Bevin 700 Capital Avenue, Suite 100 Frankfort, KY 40601

Office of Governor John Bel Edwards P.O. Box 94004 Baton Rouge, LA 70804

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

Office of Governor Larry Hogan 100 State Circle Annapolis, MD 21401-1925 Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Georgia Public Service Commission 244 Washington Street, SW Atlanta, GA 30334-9052

Illinois Commerce Commission 527 East Capitol Avenue Springfield, IL 62701

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

Kansas Corporation Commission 1500 SW Arrowhead Road Topeka, KS 66604-4027

Kentucky Public Service Commission P.O. Box 615 211 Sower Boulevard Frankfort, KY 40602-0615

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

Maine 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 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 W. 12th Street St. 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

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 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 7th Place East, Suite 350 St. Paul, MN 55101-2147

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

Missouri Public Service Commission 200 Madison Street P.O. Box 360 Jefferson City, MO 65102-0360

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 Trenton, NJ 08625

New Mexico Public Regulation Commission 1120 Pasco 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 Office of Governor John R. Kasich Riffe Center, 30th Floor 77 South High Street Columbus, OH 43215-6117

Office of Governor Kate Brown State Capitol Building 900 Court Street NE, 160 Salem, OR 97301-4047

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

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

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

Office of Governor Peter Shumlin 109 State Street, Pavilion Montpelier, VT 05609

Office of Governor Terry McAuliffe Common Ground for Virginia P.O. Box 1475 Richmond, VA 23218

Office of Governor Jay Inslee P.O. Box 40002 Olympia, WA 98504-0002 Public Utilities Commission of Ohio 180 East Broad Street Columbus, OH 43215

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

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

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

Public Service Commission of Utah Heber M. Wells Building 160 East 300 South Salt Lake City, UT 84114

Vermont Public Service Board 112 State Street Montpelier, VT 05620-2701

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

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Office of Governor Scott Walker 115 East Capitol Madison, W1 53702

Secretary of Defense Attn: Special Assistant for Telecommunications Pentagon 1400 Defense Pentagon Washington, DC 20301-1400 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

/s/ Ruth E. Holder Ruth E. Holder