

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

_____)
In the Matter of the Joint Application of)
)
SeniorTech, LLC, Assignor)
and) File No. ITC-ASG-2016 _____
Excellus Communications, LLC Assignee)
)
For Authority pursuant to Section)
Section 214 of the Communications Act of 1934,)
as amended, to Complete an Assignment of Assets)
of Authorized Domestic and International Section)
214 Carriers)

JOINT APPLICATION

I. INTRODUCTION

Pursuant to Section 214 of the Communications Act of 1934, as amended (the "Act") and Sections 63.04 and 63.24 of the Commission's rules, 47 C.F.R. §63.04 and §63.24, SeniorTech, LLC ("SeniorTech" or "Assignor") together with Excellus Communications, LLC ("Excellus" or "Assignee") (collectively the "Applicants") hereby seek authority to assign assets, including SeniorTech's customer base, to Excellus. This Application is being filed simultaneously with the International Bureau and the Wireline Competition Bureau. Applicants submit that the grant of this Application will serve the public interest.

In support of this Application, Applicants provide the following information:

II. DESCRIPTION OF THE APPLICANTS

A. Assignor

The Assignor is SeniorTech, LLC, a privately-held domestic company organized under the laws of the state of Tennessee. It is authorized pursuant to ITC-214-20140806-00232 to provide International Global or Limited Global Resale Service (DA No. 14-1278). In addition to its international services, it provides domestic resold mobile wireless service throughout the United States. It is owned by Rich Mak (50%) and Philip Sieg (50%), both of whom are U.S. citizens.

B. Assignee

Excellus Communications, LLC is a privately-held domestic company organized under the laws of the state of South Dakota. It does not hold any 214 licenses and has not previously offered any domestic or international telecommunications services.

III. DESCRIPTION OF THE TRANSACTION (Answer to Question 13)

Pursuant to a Purchase Agreement ("Agreement") between the Joint Applicants, SeniorTech proposes to sell its telecommunications assets, including its resold mobile wireless customer base, to Excellus, which will become the service provider for the U.S. resold mobile wireless telecommunications services that the customers currently receive from SeniorTech. The customers to be transferred are retail customers who currently purchase resold domestic (intrastate and interstate) and international wireless mobile telecommunications services from SeniorTech throughout the United States. Approximately 2,200 customers will be transferred as a result of this transaction. Upon closing of the transaction, SeniorTech will discontinue its operations as a telecommunications carrier. The Applicants seek the assignment of the 214 authority currently held by SeniorTech, LLC to Excellus Communications, LLC.

The proposed assignment will have no adverse impact on SeniorTech's customers who will continue to receive the same resold mobile wireless services, under the same rates, terms and conditions of service, following the transfer to Excellus. The Joint Applicants propose to close the transaction as soon as possible, pending required regulatory approvals, including that of the Federal Communications Commission.

IV. PUBLIC INTEREST STATEMENT

The proposed Transaction will serve the public interest. As noted above, the Transaction will have no negative impact on the customers served by SeniorTech, who will continue to receive the same resold mobile wireless services at the same rates, terms and conditions. Excellus has sufficient capital resources to maintain and expand the current level of service offered by SeniorTech and thereby bring additional choices to consumers.

V. INFORMATION REQUIRED BY SECTION 63.24(e)

Pursuant to Section 63.24(e)(2) of the Commission's Rules, the Applicants submit the following information requested in Section 63.18 (a)-(d) for both the Assignor and Assignee and (h)-(p) for the Assignee in support of this Application:

(a) Name, address and telephone number of each Applicant:

Assignor: SeniorTech, LLC

4531 Highway 58
Suite 103
Chattanooga, TN 37416
Phone: 423-535-9968

Assignee: Excellus Communications, LLC:

160 S. Lake Drive
Watertown, SD 57201
Phone: 720-318-1304

(b) Jurisdiction of Applicants:

Assignor: SeniorTech, LLC is a Tennessee Limited Liability Company

Assignee: Excellus Communications, LLC is a South Dakota Limited Liability Company

Answer to Question 10:

(c) Correspondence concerning this Application should be sent to:

Sharon Thomas
Consultant
Technologies Management, Inc.
151 Southhall Lane
Suite 450
Maitland, FL 32751
Tel: 407-740-3031
Fax: 407-740-0613
sthomas@tminc.com

(d) Section 214 Authorizations

SeniorTech, LLC holds international 214 authority under File No. ITC-214-20140806-00232. SeniorTech also hold blanket domestic Section 214 authority pursuant to 47 C.F.R § 63.01.

Excellus Communications, LLC does not hold international 214 authority nor has it operated as a domestic telecommunications carrier. Through this Application, the Applicants seek the assignment of the 214 authority currently held by SeniorTech, LLC to Excellus Communications, LLC.

Answer to Questions 11 and 12:

Information for Assignee

(h) The following individual owns or indirectly owns at least ten percent of the equity of Excellus Communications, LLC:

Mr. Michael J. Strandell
160 S. Lake Drive
Watertown, SD 57201
Phone: 720-318-1304
Principle Business: Investor
Citizenship: U.S.
Ownership Interest: 62.5%

No other person or entity owns or controls a ten percent or greater, direct or indirect, interest in Excellus. Excellus has no interlocking directorates with a foreign carrier.

Answer to Question 14:

(i) Excellus certifies that it is not a foreign carrier, nor is it affiliated with any foreign carrier, nor will it become affiliated with any foreign carrier as a result of this transaction

Answer to Question 15:

(j) Excellus certifies that it does not seek to provide international telecommunications services to any destination country where:

- (1) Excellus is a foreign carrier in that country; or
- (2) Excellus controls a foreign carrier in that country; or
- (3) Any entity that owns more than 25 percent of Excellus, or that controls Excellus, controls a foreign carrier in that country; or
- (4) Two or more foreign carriers (or parties that control foreign carriers) own, in the aggregate more than 25 percent of Excellus and are parties to, or the beneficiaries of, a contractual relation affecting the provision or marketing of international basic telecommunications services in the United States.

(k) Not applicable.

(l) Not applicable.

(m) Not applicable

(n) Excellus certifies that it has not agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses market power on the foreign end of the route and will not enter into such agreements in the future.

(o) Applicants certify that they are not subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1998. *See* 21 U.S.C. § 853a; *see also* 47 C.F.R. §§ 1.2001-1.2003.

(p) Applicants respectfully submit that this Application is eligible for streamlined processing pursuant to Section 63.12(a)-(b) of the Commission's Rules, 47 C.F.R. §63.12(a)-(b). In particular, Section 63.12(c)(1) is inapplicable because none of the Applicants are or are affiliated with any foreign carriers and none of the scenarios outlined in Section 63.12(c) of the Commission's Rules, 47 C.F.R. § 63.12(c), apply.

VI. INFORMATION REQUIRED BY SECTION 63.04

In lieu of an attachment, pursuant to §63.04(b) Applicants submit the following information in support of their request for assignment of domestic Section 214 authority in order to address the requirements set forth in 47 C.F.R. § 63.04(a)(6)-(12):

(a)(6) A description of the proposed Transaction is set forth in **Section III** above.

(a)(7) The Assignor, SeniorTech, LLC, offers resold domestic mobile wireless telecommunications services throughout the U.S. The Assignee, Excellus Communications, LLC, does not currently offer telecommunications services in any state.

(a)(8) Applicants respectfully submit that this Application is eligible for streamlined processing pursuant to 47 C.F.R. §63.03. In particular, this Application is eligible for streamlined processing pursuant to Section 63.03(b)(2)(i) because, immediately following the transaction, Assignee will have a market share in the interstate interexchange market of less than 10 percent and will not provide competitive telephone exchange services or exchange access services. Further, neither of the Applicants is dominant with respect to any service.

(a)(9) This Application (covering both the domestic and international transfer of control) is the only application being filed related to this transaction.

(a)(10) No party is requesting special consideration because it is facing imminent business failure.

(a)(11) There are no waiver requests being sought in conjunction with the Transaction.

(a)(12) A statement showing how grant of the application will serve the public interest, convenience and necessity is provided in **Section IV** above.

VII. CONCLUSION

For the reasons stated above, Applicants respectfully submit that the public interest, convenience, and necessity would be furthered by a grant of this Application. Applicants respectfully request that the Commission approve the proposed Transaction as soon as possible.

Respectfully submitted,

/s/ Sharon Thomas

Sharon Thomas
Technologies Management, Inc.
151 Southhall Lane
Suite 450
Maitland, FL 32751
Tel: 407-740-3031
Fax: 407-740-0613
sthamas@tminc.com

Consultant to Assignor and Assignee

Dated: September 16, 2016

VERIFICATION

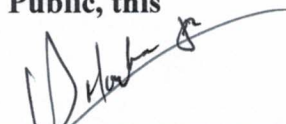
STATE OF SOUTH DAKOTA
COUNTY OF CODINGTON

I, Michael J. Strandell, being first duly sworn, do hereby certify, depose and state that I am Chief Executive Officer of Excellus Communications, LLC and that I am authorized to make this verification on behalf of the Assignee; that I have read the foregoing Application; and that the facts stated therein are true and correct to the best of my knowledge, information and belief.



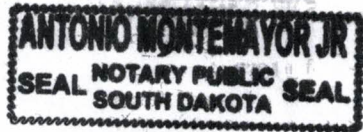
Michael J. Strandell
Chief Executive Officer
Excellus Communications, LLC

Subscribed and sworn to before me, a Notary Public, this 16 day of September 2016.



Notary Public

My Commission expires: 10-14-16 79781



VERIFICATION

STATE OF ~~TENNESSEE~~ ^{PA}
COUNTY OF ~~HAMILTON~~ ^{York}

I, Rich Mak, being first duly sworn, do hereby certify, depose and state that I am Chief Operations Officer of SeniorTech, LLC and that I am authorized to make this verification on behalf of the Assignor; that I have read the foregoing Application; and that the facts stated therein are true and correct to the best of my knowledge, information and belief.



Rich Mak
Chief Operations Officer
SeniorTech, LLC

Subscribed and sworn to before me, a Notary Public, this 16 day of Sept. 2016.


Notary Public

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
ANDREA SAMPLES, Notary Public
York, York County
My Commission Expires September 17, 2018

My Commission expires: 9/17/18