

October 11, 2019

Marlene Dortch  
Secretary  
Federal Communications Commission  
445-12th Street SW  
Washington, DC 20554

*via ECFS, IBFS*

Re: In the Matter of Application of Fusion Connect, Inc., Debtor-in-Possession and Telecom Holdings LLC For Consent to a Transaction That Will Result in a Change of Control of Companies Holding Domestic and International Authority Pursuant to Section 214 of the Communications Act of 1934, as Amended: **Fifth Supplement to Application**

**WC Dkt. No. 19-262**

**IB Ref: ITC-ASG-20190724-00136**

Dear Ms. Dortch:

On July 24, 2019, Fusion Connect, Inc., debtor-in-possession (“Fusion Connect”) and Telecom Holdings LLC (together with Fusion Connect, the “Applicants”) filed the above-referenced application (the “Application”) with the Federal Communications Commission (the “Commission”) for approval of a transfer of control of Fusion Connect and each of its subsidiaries that holds a Section 214 telecommunications license<sup>1</sup> (the “Transaction”). The Fusion Companies’ Chapter 11 Plan of Reorganization (the “Plan”) and Disclosure Statement, submitted in pre-final form as **Exhibit B** to the Application, proposed the reorganization transaction for which approval is sought in the Application.<sup>2</sup>

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<sup>1</sup> Fusion Connect and these subsidiaries (collectively, the “Fusion Companies”) each commenced with the United States Bankruptcy Court for the Southern District of New York (the “Bankruptcy Court”) a voluntary case under chapter 11 of title 11 of the United States Code. *In re Fusion Connect, Inc., et al., Debtors*, Case No. 19-11811 (Bankr. S.D.N.Y. Jun. 3, 2019).

<sup>2</sup> On September 5, 2019, the Applicants filed copies with the Commission of an Amended Chapter 11 Plan of Reorganization and Disclosure Statement. (*Second Supplement to*

On October 7, 2019, Fusion Connect filed a Second Amended Chapter 11 Plan of Reorganization and an associated Amended Disclosure Statement with the Bankruptcy Court. On that same date, the Bankruptcy Court order approving the Disclosure Statement and establishing additional procedural elements was entered. The Applicants note that these filings do not result in any material change to the content of the Application, particularly the Description of Transaction and Public Interest Statement, and submit this filing to provide the Commission with a copy of these materials.

Respectfully submitted,

**FUSION CONNECT, INC.**

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*Application.*) On September 20, 2019, the Applicants filed a revised Amended Chapter 11 Plan of Reorganization and certain exhibits to the Amended Disclosure Statement which had been submitted to the Bankruptcy Court. (*Fourth Supplement to Application.*)