

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554**

In the Matter of)	
)	
Protel Advantage, Inc.)	
Assignor,)	
)	WC Docket No. 21 -
and)	
)	IB File No. ITC-T/C-2021
Legent Comm LLC)	
Assignee,)	
)	
Joint Application For Consent To Transfer)	
Customers of Protel Advantage, Inc. Pursuant to)	
Section 214 of the Communications Act of 1934 , As)	
Amended)	

JOINT APPLICATION

Pursuant to Section 214 of the Communications Act of 1934, as amended (the “Act”),¹ and Sections 63.04 and 63.24 of the Commission’s rules,² Protel Advantage, Inc. d/b/a Long Distance Savings (“Protel” or “Assignor”) and Legent Comm LLC (“Legent Comm” or “Assignee”) (together, the “Applicants”) hereby respectfully request Commission consent for the transfer of customers from Protel to Legent Comm.

Pursuant to Section 63.04(b), this Joint Application is being filed concurrently with the Wireline Competition Bureau and International Bureau.

I. REQUEST FOR STREAMLINED TREATMENT

Under Section 63.04(b) of the Commission’s Rules, Applicants are filing a combined domestic and international Application. Applicants respectfully request streamlined treatment of this Application pursuant to Sections 63.03, 63.10, and 63.12 of the Commission’s Rules.

¹ 47 U.S.C. § 214.

² 47 C.F.R. §§ 63.01, 63.03, 63.04 and 63.24.

This Application is eligible for presumptive streamlined processing pursuant to Section 63.03 (b)(1)(i) of the Commission's rules because both of the Applicants are non-facilities-based carriers. The Application is also eligible under 63.03(b)(2) of the Commission's Rules because immediately following the Transaction: (1) Assignee will have a market share in the interstate interexchange market of less than ten percent (10%); (2) Assignee will not provide any telephone exchange services; and (3) neither Applicant is dominant with respect to any service.

With respect to the international transfer, the Application qualifies for streamlined treatment under Section 63.12 of the Commission's rules because: (1) Applicants are not affiliated with a dominant foreign carrier; (2) as a result of the transaction, Applicants will not be affiliated with any foreign carrier as defined in the Commission's rules; and (3) none of the other scenarios outlined in Section 63.12(c) of the Commission's rules apply.

II. DESCRIPTION OF THE APPLICANTS

A. The Assignor

Protel (FRN: 0019066265) is a corporation organized under the laws of the state of Minnesota in 1995, with headquarters located at 6604 Old Goldmine Road, Marshville, NC 28103. It is authorized pursuant to ITC-214-19961209-00620 to provide International Global or Limited Global Resale Service (DA-97-243)³. In addition to its international services, it provides domestic resold interexchange services to customers in the states of Arkansas, Colorado, Hawaii, Idaho, Indiana, Michigan, North Dakota, Nebraska, New Jersey, Nevada, New York, Pennsylvania, Virginia and Washington.

B. The Assignee

Legent Comm LLC (FRN: 0023182231) was incorporated in 2013 under the laws of the state of Nevada, with its headquarters located at 10161 Park Run Dr., Suite 223 Las Vegas, NV 89145. It is authorized pursuant to ITC-214-20011113-00568 to provide International Global or

³ Authority originally granted on February 6, 1997, Old File Number ITC-96-683. On April 15, 2011 an application was filed for consent to the transfer of control from the Estate of Scott Lee to the beneficiaries of the Estate which was approved on April 21, 2011 in DA-11-719 (ITS-T/C-20110318-00074).

Limited Global Resale Service⁴. In addition to its international services, it provides domestic resold interexchange services throughout the United States.

III. DESCRIPTION OF THE TRANSACTION

Pursuant to a Purchase Agreement (“Agreement”) between the Joint Applicants, Protel proposes to transfer its customer base to Legent Comm, which will become the service provider for the resold long distance telecommunications services that the customers currently receive from Protel. The approximate number of customers to be transferred is 618. Upon closing of the transaction, Protel will discontinue its intrastate, interstate and international resold long distance service offerings in those states and seeks to relinquish its international 214 license, ITC-214-19961209-00620.

The proposed transfer of customer base will have no adverse impact on Protel’s customers who will continue to receive the same long distance services, under the same rates, terms and conditions of service following the transfer to Legent Comm. The Joint Applicants have notified all affected customers of the proposed transfer, see the attached Customer Notice in Exhibit A, and have filed a Notification of the customer base transfer with the FCC pursuant to Section 64.1120(e)(1) of the FCC rules. The Joint Applicants propose to close the transaction on or after September 1, 2021, pending required regulatory approvals, including that of the Federal Communications Commission.

⁴ Authority originally granted to Legent Communications Corporation (d/b/a Long Distance America) on 11/23/2001 in Report No. TEL-00466S. By letter dated 10/13/2006, Legent Communications Corporation changed its name to Legent Communications Corporation (d/b/a Long Distance America and Long Distance Services) which was approved in DA-06-2477 on 12/07/2006. On 1/30/2014 Legent Communications Corporation notified the FCC of the pro forma assignment of its international section 214 authorization to Legent Comm LLC. In an internal corporate reorganization, Scott A. White, the 100% owner of Legent Communications Corporation, established a separate corporate entity, Legent Comm LLC, and transferred all of its telecommunications assets, including customers of Legent Communications Corporation to Legent Comm LLC. This transaction was approved in ITC-ASG-20140130-00025 on 2/19/2014.

IV. PUBLIC INTEREST STATEMENT

Approval of the proposed transaction will serve the public interest. As noted above, the Transaction will have no negative impact on the customers served by Protel, who will continue to receive the same long distance services at the same rates, terms and conditions. Legent Comm will notify the customers of any future changes in rates, terms and/or conditions of service consistent with applicable regulatory requirements. Based upon its experience in successfully providing resold long distance services to retail customers in the U.S. over the past 20 years, Legent Comm is well qualified to serve the customers presently served by Protel.

V. INFORMATION REQUIRED BY 47 C.F.R. § 63.18 AND THE IBFS SECTION 214 MAIN FORM

The Applicants submit the following information pursuant to 47 C.F.R. § 63.18 and the IBFS Section 214 Main Form, in support of their request for consent to transfer customers of Protel, which holds international Section 214 authority, to Legent Comm:

Answer to Question 10

Correspondence concerning this Joint Application should be directed to:

For Legent Comm:

Legent Comm LLC

Attn: Scott A. White, Managing Member

10161 Park Run Drive, Suite 223

Las Vegas, NV

Telephone: (949) 753-7000

regulatory@legentcom.com

For Protel:

Protel Advantage, Inc.

Attn: Derek Lee

6604 Old Goldmine Road

Marshville, NC 28103

Telephone: (651) 235-8377

dereklee532@gmail.com

With a copy to:

Sharon Thomas
Consultant
Inteserra Consulting Group, Inc.
151 Southhall Lane, Suite 450
Maitland, FL 32751
Telephone: (407) 740-3031
sthomas@inteserra.com

Place of Organization

Legent Comm is incorporated under the laws of the State of Nevada.

Protel is incorporated under the laws of the State of Minnesota.

Prior International Section 214 Authorizations

Legent Comm holds international Section 214 authority to provide global international resold services between the United States and international points (File No. ITC-214-20011113-00568). Protel holds international Section 214 authority to provide global international resold services between the United States and international points (File No. ITC-214-19961209-00620).

Answer to Question 11

Pursuant to Section 63.18(h) of the Commission's rules, the entities described below will directly or indirectly hold a ten percent or greater equity interest in Legent Comm (Assignee) upon consummation of the proposed transaction.

Legent Comm LLC

Name: **Scott A. White**
Address: 10161 Park Run Drive, Suite 223
Las Vegas, NV 89145
Citizenship: USA
Principal Business: Owner
Ownership Interest: 100%

Answer to Question 12

There are no interlocking directorates with a foreign carrier.

Answer to Question 13

A description of the proposed transaction and demonstration of how it will serve the public interest are set forth in Sections III and IV above.

Answer to Question 14

Assignee certifies that it has no ownership in any 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

Assignee certifies that it does not seek to provide international telecommunications services to any destination country where:

- (1) The Assignee is a foreign carrier in that country; or
- (2) The Assignee controls a foreign carrier in that country; or
- (3) Any entity owns more than 25 percent of the Assignee, or that controls the Assignee, 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 the Assignee 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.

Answer to Question 20

Applicants respectfully submit that this application qualifies for streamlined processing pursuant to Section 63.12 of the Commission's Rules. Section 63.12(c)(1) is inapplicable because neither of the Applicants has any foreign carrier affiliates and will have no such affiliates upon closing of the proposed transaction. They therefore qualify for a presumption of non-dominance under Section 63.10 of the Commission's rules on all U.S.-international routes.

VI. INFORMATION REQUIRED BY SECTION 63.04 OF THE COMMISSION'S RULES IN RELATION TO THE TRANSFER OF CONTRACTS

Pursuant to Section 63.04 of the Commission's Rules, Applicants submit the following information pursuant to Section 63.04(a)(6) through (a)(12) of the Commission's rules.

(a) § 63.04(a)(6) Description of the Transaction.

A description of the proposed transaction is set forth in Section III above.

(b) § 63.04(a)(7) Geographic Areas Served and Services Provided.

The Applicants describe the geographic areas in which they offer domestic telecommunications services and the services that are provided in each area in Section II of this Application.

(c) § 63.04(a)(8) Statement Regarding Streamlined Treatment.

The Applicants' domestic Section 214 portion of this Joint Application is eligible for streamlined processing pursuant to Section 63.03 (b)(1)(i) of the Commission's rules because both of the Applicants are non-facilities-based carriers. The Application is also eligible under 63.03(b)(2) of the Commission's Rules because immediately following the Transaction: (1) Assignee will have a market share in the interstate interexchange market of less than ten percent (10%); (2) Assignee will not provide any telephone exchange services; and (3) neither Applicant is dominant with respect to any service.

(d) § 63.04(a)(9) Other Related Commission Applications.

No other FCC applications related to the proposed transaction are being filed.

(e) § 63.04(a)(10) Statement Regarding Special Consideration.

The Applicants do not request special consideration of this application because no party to the proposed transaction is facing imminent business failure.

(f) § 63.04(a)(11) Identification of Waiver Requests.

The Applicants seek no separately filed waiver requests in conjunction with this Joint Application.

(g) § 63.04(a)(12) Public Interest Statement.

The Applicants provide a statement showing how the approval of this application will serve the public interest, convenience, and necessity in Section IV of this Application.

VII. CONCLUSION

Based on the foregoing, the Applicants respectfully request that the Commission promptly grant this Joint Application.

Respectfully submitted,

By: Legent Comm LLC

/s/ Scott A. White
Scott A. White
Managing Member
10161 Park Run Drive, Suite 223
Las Vegas, NV 89145
Telephone: (949) 753-7000
regulatory@legentcom.com

By: Protel

/s/ Derek Lee
President
6604 Old Goldmine Road
Marshville, NC 28103
Telephone: (651) 235-8377
dereklee532@gmail.com

Dated: August 16, 2021

VERIFICATION

I, Scott A. White, state under penalty of perjury that I am the Managing Member of Legent Comm LLC (the "Company"); that I am authorized to make this Verification on behalf of the Company; that I have read the foregoing document; and that any statements in the foregoing document with respect to the Company, except as otherwise specifically attributed, are true and correct to the best of my knowledge, information, and belief.

Executed on: August 4, 2021

A handwritten signature in black ink, appearing to read "S. A. White", written over a horizontal line.

Name: Scott A. White
Title: Managing Member

VERIFICATION

I, Derek Lee, state under penalty of perjury that I am the President of Protel Advantage, Inc. (the "Company"); that I am authorized to make this Verification on behalf of the Company; that I have read the foregoing document; and that any statements in the foregoing document with respect to the Company, except as otherwise specifically attributed, are true and correct to the best of my knowledge, information, and belief.

Executed on: 8/5/2021

A handwritten signature in cursive script that reads "Derek Lee". The signature is written in black ink and is positioned above a horizontal line.

Name: Derek Lee

Title: President