

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

In the Matter of	)	
	)	
<b>Affordable Long Distance LLC</b>	)	
Assignor,	)	
	)	<b>WC Docket No. 21 -</b>
and	)	
	)	<b>IB File No. ITC-T/C-2021</b>
<b>Legent Comm LLC</b>	)	
Assignee,	)	
	)	
Joint Application For Consent To Transfer	)	
Customers of Affordable Long Distance LLC	)	
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”),<sup>1</sup> and Sections 63.04 and 63.24 of the Commission’s rules,<sup>2</sup> Affordable Long Distance LLC (“Affordable Long Distance” or “Assignor”) and Legent Comm LLC (“Legent Comm” or “Assignee”) (together, the “Applicants”) hereby respectfully request Commission consent for the transfer of customers from Affordable Long Distance 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.

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<sup>1</sup> 47 U.S.C. § 214.

<sup>2</sup> 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**

Affordable Long Distance LLC (FRN: 0018819953) is a limited liability company organized under the laws of the state of Minnesota in 2009, with headquarters located at 1308 Medora Road, Mendota Heights, MN 55118. It is authorized pursuant to ITC-214-20090617-00290 to provide International Global or Limited Global Resale Service (DA-09-1542). In addition to its international services, it provides domestic resold interexchange services to customers in the states of Arkansas, Colorado, Illinois, Indiana, Massachusetts, Michigan, New Jersey, New York, Texas and Virginia.

### **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

Limited Global Resale Service<sup>3</sup>. 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, Affordable Long Distance 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 Affordable Long Distance. The approximate number of customers to be transferred is 381. Upon closing of the transaction, Affordable Long Distance will discontinue its intrastate, interstate and international resold long distance service offerings in those states and seeks to relinquish its international 214 license, ITC-214-20090617-00290.

The proposed transfer of customer base will have no adverse impact on Affordable Long Distance’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.

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<sup>3</sup> 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 Affordable Long Distance, 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 Affordable Long Distance.

#### **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 Affordable Long Distance, 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](mailto:regulatory@legentcom.com)

*For Affordable Long Distance LLC:*  
Affordable Long Distance  
Attn: Thomas Resch  
1308 Medora Rd  
Mendota Heights, MN 55118  
Telephone: (651) 457-8671  
[tresch1@comcast.net](mailto:tresch1@comcast.net)

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](mailto:sthomas@inteserra.com)

### **Place of Organization**

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

Affordable Long Distance 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). Affordable Long Distance holds international Section 214 authority to provide global international resold services between the United States and international points (File No. ITC-214-20090617-00290).

### **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](mailto:regulatory@legentcom.com)

**By: Affordable Long Distance LLC**

/s/ Thomas Resch  
President  
1308 Medora Rd  
Mendota Heights, MN 55118  
Telephone: (651) 457-8671  
[tresch1@comcast.net](mailto:tresch1@comcast.net)

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

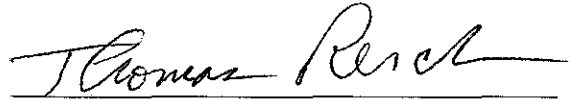
A handwritten signature in black ink, appearing to read "S. A. White", written over a horizontal line.

Name: Scott A. White  
Title: Managing Member

**VERIFICATION**

I, Thomas Resch, state under penalty of perjury that I am the President of Affordable Long Distance 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: 8-4-21



Name: Thomas Resch  
Title: President