

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

In the Matter of)
)
Application of Orlando Telephone Company, Inc.)
dba Summit Broadband and)
Summit Vista Inc. for Authority Pursuant to)
Section 214 of the Communications Act of 1934,)
as amended, and Sections 63.04 of the)
Commission's Rules to Complete a Transfer of)
Control of Orlando Telephone Company, Inc.,)
an Authorized Domestic Section 214 Carrier, to)
Summit Vista Inc.)

JOINT REQUEST FOR SPECIAL TEMPORARY AUTHORITY

Orlando Telephone Company, Inc. dba Summit Broadband (“Orlando Telephone”) and Summit Vista Inc. (“Summit Vista”) (collectively, the “Companies”), pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and Section 63.25 of the Commission’s Rules, 47 C.F.R. § 63.25, respectfully jointly request special temporary authority to consummate the transfer of control of Orlando Telephone to Summit Vista, as described in their above-captioned application, a copy of which is attached hereto. Specifically, the Companies seek special temporary authority beginning no later than December 15, 2012, and ending 30 days from grant, or until such date as the Commission grants the Companies’ underlying transfer of control application, whichever event occurs first.

The Companies respectfully submit that the relief sought herein is appropriate and would service the public interest. As noted in the attached application, the proposed transfer of control of Orlando Telephone will occur pursuant to the terms of the Agreement and Plan of Merger by and among Cable Bahamas Ltd. (the parent company of Summit Vista), Summit Vista, Summit Broadband, Inc. and certain of the shareholders of Summit Broadband, Inc. While neither of the

Companies is facing imminent financial failure, Summit Broadband, Inc. is contractually obligated to consummate the merger on or before December 15, 2012. Accordingly, under the terms of the Agreement, in the event the plan of merger is not consummated on or before December 15, 2012, Summit Broadband, Inc. may, in its sole discretion, terminate the Agreement and require CBL to pay a substantial breakup fee. Such an outcome would require CBL to incur a substantial financial loss.

Moreover, granting the requested STA will serve the public interest by hastening Cable Bahamas to infuse the necessary capital into Orlando Telephone to enable the company to compete effectively in the increasingly competitive marketplace for telecommunications services in central Florida. At present, Orlando Telephone Company is deploying a Gigabit broadband access network in Central Florida utilizing a fiber to the premises architecture. This current network serves campus housing and residential neighborhoods in Orange and Osceola counties. This capital intensive network deployment will be accelerated by the infusion of capital in the company by Cable Bahamas, and such support will enable Orlando Telephone to continue to upgrade its network and to offer new and innovative services, including broadband services in a manner consistent with the Commission's policy of encouraging broadband deployment throughout the United States.

In further support of this request for special temporary authority, the Companies urge the Commission to note that, in prior rulings, the Commission has affirmed the qualifications of both Orlando Telephone and Cable Bahamas Ltd, the parent company of Summit Vista, and found that grant of international operating authorizations to Orlando Telephone and CBL subsidiaries Caribbean Crossings Ltd., Trinity Communications Ltd. and Systems Resource Group would serve the public interest.

Accordingly, the Companies urge the Commission to grant this request for special temporary authority in order to enable them to consummate the proposed transfer of control no later than December 15, 2012. The Companies hereby acknowledge that grant of this request will not prejudice action by the Commission on the underlying applications, and that any authority granted pursuant to this request is subject to cancellation or modification upon notice but without a hearing.

Respectfully submitted,



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Date: October 24, 2012