

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

In the Matter of)	
)	File No. ITC-T/C-20170302-00027
Lumos Networks Operating Company)	WC Docket No. 17-60
<i>Applicant.</i>		

**PETITION TO ADOPT CONDITIONS TO
AUTHORIZATIONS AND LICENSES**

The Department of Justice (“DOJ”) , including the Federal Bureau of Investigation, with the concurrence of the Department of Homeland Security and the U.S. Department of Defense (collectively, the “Agencies”), submits this Petition to Adopt Conditions to Authorizations and Licenses (“Petition”) pursuant to Section 1.41 of the Federal Communications Commission (“Commission”) rules.¹ Through this Petition, the Agencies advise the Commission that they have no objection to the Commission approving the authority sought in the above-referenced proceeding provided that the Commission conditions its approval on the assurance of Lumos Networks Operating Company (“Lumos”) abiding by the commitments and undertakings set forth in the attached November 6, 2017, Letter of Agreement (“Agreement”) from Lumos to the DOJ.

The Commission has long recognized that law enforcement, national security, and public safety concerns are part of its public interest analysis, and has accorded deference to the views of

¹ 47 C.F.R. § 1.41.

other U.S. government agencies with expertise in those areas. *See In the Matter of Comsat Corporation d/b/a Comsat Mobile Communications, etc.*, 16 FCC Rcd. 21,661, 21707 ¶ 94 (2001).

After discussions and communications with the Applicant's representatives in connection with the above-referenced proceeding, the Agencies have concluded that the additional commitments set forth in the Agreement will help ensure that those agencies with responsibility for enforcing the law, protecting the national security, and preserving public safety can proceed appropriately to satisfy those responsibilities. Accordingly, the Agencies advise the Commission that they have no objection to the Commission granting the application in the above-referenced proceeding, provided that the Commission conditions its consent on Lumos' compliance with the Agreement.

Respectfully submitted,

/s/ Richard C. Sofield
Richard C. Sofield
U.S. Department of Justice
Director – Foreign Investment Review Staff
National Security Division
600 E Street, NW, Suite 10000
Washington, D.C. 20004

November 7, 2017