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# LATHAM & WATKINS LLP

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October 12, 2018

## VIA ELECTRONIC FILING

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

Re: Spectrotel, Inc., Request for Special Temporary Authority, ITC-T/C-2018-20180925-00178; WC Docket No. 18-292

Ms. Dortch:

Pursuant to Section 214 of the Communications Act of 1934, as amended (the “Act”), Spectrotel, Inc. (“Spectrotel”) requests Special Temporary Authority (“STA”) to allow Spectrotel to continue providing non-facilities-based local exchange, interstate toll resale services, and global resold international basic switched, private line and data services, pending Commission approval of Spectrotel’s Joint Domestic and International Section 214 Application and Request for Waivers (“Joint Application”) filed on September 25, 2018.

Spectrotel recently became aware of the need to provide notice to the Commission of a voluntary petition for bankruptcy relief filed on March 16, 2001, and to seek Commission consent for a transfer of control that occurred in connection with the reorganization upon emergence from bankruptcy, which was completed on November 25, 2002. As a result of inappropriate guidance from counsel at the time of the 2001-02 reorganization, Spectrotel management was only recently made aware of the required notice and application in connection with its common carrier authorizations. Spectrotel filed the Joint Application to rectify the inadvertent oversight. Spectrotel seeks waivers of the rules as needed to allow the Joint Application to be filed outside of the required timeframe for such application.

While the Joint Application remains pending, Spectrotel requests a grant of STA to allow it to continue serving its customers under its current ownership and without interruption. Grant of the instant STA will serve the public interest, convenience, and necessity because it will permit the continued provision of service to Spectrotel’s customers who rely on Spectrotel for telecommunications and other voice and data services. Allowing Spectrotel to continue providing its regulated services also would ensure the existence of a competitive provider in the marketplace. As detailed in the Joint Application, the reorganization transaction that allowed Spectrotel to emerge from bankruptcy enabled the company to continue serving customers and to

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introduce new and innovative services going forward. Therefore, the grant of STA and the Joint Application would serve the public interest.

Spectrotel acknowledges that grant of the requested STA will not prejudice any action the Commission may take on the Joint Application, and that, once granted, the STA may be revoked on the Commission's own motion without hearing. Spectrotel further acknowledges that grant of an STA and the Joint Application will not preclude enforcement action.

For the foregoing reasons, Spectrotel respectfully requests that the Commission grant the requested STA to allow Spectrotel to continue to provide service under its current ownership.

Respectfully submitted,

/s/

Matthew A. Brill  
Elizabeth R. Park

cc: Greg Kwan  
David Krech