

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.**

In the Matter of)
)
Patricia C. Taylor)
)
 Transferor)
)
Richard Scott Taylor)
)
 Transferee)
)
MTC Long Distance, Inc.)
Moundville Telephone Company, Inc.)
)
 Section 214 Authorization Holders)
)
Joint Application for Transfer of Control of Domestic)
and International Section 214 Authorizations)

**APPLICATION FOR STREAMLINED TRANSFER OF CONTROL OF
DOMESTIC AND INTERNATIONAL SECTION 214 AUTHORIZATIONS**

Patricia C. Taylor (“Mrs. Taylor” or “Transferor”) and Richard Scott Taylor (“Mr. Taylor” or “Transferee”) hereby seek approval of the transfer of control of the domestic and international Section 214 authorization held by MTC Long Distance, Inc. (“MTC LD”; FRN: 0011440872) and the blanket domestic Section 214 authorization held by Moundville Telephone Company, Inc. (“Moundville Telephone”; FRN: 0001753938), pursuant to Section 214(a) of the Communications Act of 1934, as amended (the “Act”), 47 U.S.C. § 214, and Section 63.04, 63.18 and 63.24 of the Federal Communications Commission’s (“FCC” or the “Commission”) Rules, 47 C.F.R. § 63.04, 63.18 and 63.24. The parties respectfully request streamlined, expedited treatment of this application, pursuant to 47 C.F.R. § 63.03 and 63.12.

Moundville Communications, Inc. (“Moundville Communications”) is an Alabama Corporation formed on November 21, 1990 to serve as a holding company for Moundville Telephone and MTC LD and does not hold any Section 214 authority. Moundville Communications owns one hundred percent (100%) of the issued and outstanding shares of capital stock of Moundville Telephone and MTC LD. Moundville Telephone is a wholly owned subsidiary of Moundville Communications. Moundville Telephone holds blanket domestic Section 214 authority to provide domestic telecommunications services. MTC LD is an Alabama Corporation formed on June 15, 2004 and is a wholly owned subsidiary of Moundville Communications. MTC LD holds blanket domestic Section 214 authority to provide domestic telecommunications services and has existing authority under Section 214 to provide global or limited global resale service pursuant to Section 63.18(e)(2). *See* File No. ITC-214-20040831-00344.

Mr. Taylor serves as President and General Manager for Moundville Communications. Mrs. Taylor is the mother of Mr. Taylor. Mrs. Taylor currently owns 192 shares (64 percent) of Moundville Communications issued and outstanding shares of common stock. Mr. Taylor currently owns 54 shares (18 percent) of Moundville Communications issued and outstanding shares of common stock. The proposed transaction will transfer all of Mrs. Taylor’s outstanding shares of the common stock (192 shares) to her son, Mr. Taylor. At the completion of the transaction, Mr. Taylor will own 246 shares (82 percent) of Moundville Communications issued and outstanding shares of common stock.¹ The increase in Mrs. Taylor’s ownership of Moundville Communications issued and outstanding stock from 18 percent (18%) to 82 percent (82%) will

¹ Jami Kathryn Taylor owns the remaining issued outstanding 54 shares (18 percent) of common stock.

give Mr. Taylor *de jure* control of Moundville Communications and its subsidiaries MTC LD and Moundville Telephone Section 214 authorization.

Under 47 C.F.R. § 63.04(b), applicants wishing to file a joint international and domestic Section 214 transfer of control application must submit information that satisfies the requirements of 47 C.F.R. § 63.18, and, in an attachment, provide additional information satisfying the requirements of 47 C.F.R. §§ 63.04(a)(6) - (12). In accordance with this requirement, Transferor and Transferee provide the following information relative to the requirements of 47 C.F.R. § 63.18 and have included in Attachment "A" the additional information required under 47 C.F.R. §§ 63.04(a)(6) - (12).

(a) 47 C.F.R. § 63.18(a)

The name, address and telephone number of each applicant is as follows:

Moundville Telephone Company, Inc.
371 Corr Avenue
P.O. Box 587
Moundville, Alabama 35474
Telephone: (205) 371-9011

MTC Long Distance, Inc.
371 Corr Avenue
P.O. Box 587
Moundville, Alabama 35474
Telephone: (205) 371-9011

Transferor:

Pat Taylor
P.O. Box 587
Moundville, Alabama 35474
Telephone: (205) 371-9011

Transferee:

Richard Scott Taylor
P.O. Box 587
Moundville, Alabama 35474
Telephone: (205) 371-9011

Section 214 Authorization Holders:

Moundville Telephone Company, Inc.
371 Corr Avenue
P.O. Box 587
Moundville, Alabama 35474
Telephone: (205) 371-9011

MTC Long Distance, Inc.
371 Corr Avenue
P.O. Box 587
Moundville, Alabama 35474
Telephone: (205) 371-9011

(b) 47 C.F.R. § 63.18(b)

The state under the laws of which each corporate applicant is organized:

Moundville Communications, MTC LD, and Moundville Telephone are corporations organized and existing under the laws of the State of Alabama.

(c) 47 C.F.R. § 63.18(c)

The name, title, post office address and telephone number of the officer or contact person to whom correspondence concerning the application is to be addressed:

Richard Scott Taylor, President and General Manager
Moundville Telephone Company, Inc.
MTC Long Distance, Inc.
P.O. Box 587
Moundville, Alabama 35474
Telephone: (205) 371-9011
Email: rstaylor@mound.net

With a copy to:

Mark D. Wilkerson, Esq.

Wilkerson & Bryan, P.C.
405 South Hull Street
Montgomery, Alabama 36104
Telephone: (334) 265-1500
Facsimile: (334) 265-0319
E-mail: mark@wilkersonbryan.com

(d) 47 C.F.R. § 63.18(d)

A statement as to whether the applicant has previously received authority under Section 214 of the Act and if so, a general description of the categories of facilities and services authorized:

MTC LD holds blanket domestic Section 214 authority to provide domestic telecommunications services and has existing authority under Section 214 to provide global or limited global resale service pursuant to Section 63.18(e)(2). *See* File No. ITC-214-20040831-00344. Moundville Telephone holds blanket domestic Section 214 authority to provide domestic telecommunications services. Moundville Communications serves as a holding company for Moundville Telephone and MTC LD and does not hold any Section 214 authority.

(e) 47 C.F.R. § 63.18(h)

The name, address, citizenship and principal business of any person or entity that directly or indirectly owns at least ten percent (10%) of the equity of Moundville Telephone and MTC LD and the percentage of equity owned by each of those entities:

Moundville Communications owns one hundred percent (100%) of the issued and outstanding shares of stock of MTC LD and Moundville Telephone. MTC LD and Moundville Telephone will remain a wholly owned subsidiaries of Moundville Communications. Moundville Communications Shareholders with a 10% or greater equity or voting interest are listed below:

Prior to Transaction:

<u>Name</u>	<u>Equity Percent</u>	<u>Voting Percent</u>
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Patricia C. Taylor Moundville Communications, Inc., Treasurer P.O. Box 587 Moundville, Alabama 35474 U.S. Citizen	64.0%	64.0%
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Richard Scott Taylor Moundville Communications, Inc., President P.O. Box 587 Moundville, Alabama 35474 U.S. Citizen	18.0%	18.0%
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Jami Kathryn Taylor, Secretary Moundville Communications, Inc., Treasurer P.O. Box 587 Moundville, Alabama 35474 U.S. Citizen	18.0%	18.0%
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Post Transaction:

<u>Name</u>	<u>Equity Percent</u>	<u>Voting Percent</u>
Richard Scott Taylor Moundville Communications, Inc., President P.O. Box 587 Moundville, Alabama 35474 U.S. Citizen	82.0%	82.0%
Jami Kathryn Taylor, Secretary Moundville Communications, Inc., Treasurer P.O. Box 587 Moundville, Alabama 35474 U.S. Citizen	18.0%	18.0%

The Transferor and the Transferee have no ownership or control over any provider of domestic telecommunications services other than the Moundville Communications subsidiaries – Moundville Telephone and MTC LD – identified in this application.

(f) 47 C.F.R. § 63.18(h)

Neither Transferor or Transferee nor any of their subsidiaries has interlocking directorates with a foreign carrier.

(g) Description of the Transaction

The Transferor presently holds, in the aggregate, 192 shares (64%) of Moundville Communications issued and outstanding shares of common stock. The Transferee likewise hold, in the aggregate, 54 shares (18%) of Moundville Communications issued and outstanding shares of common stock. The Transferor will transfer all outstanding shares of the common stock held in her individual capacity in Moundville Communications (totaling 64% of the corporation's economic ownership). As a result of the transaction, the Transferee's ownership in Moundville Communications outstanding stock in the corporation will increase from eighteen percent (18%) to eighty-two percent (82%), giving the Transferee clear and complete *de jure* control of Moundville Communications, and thus its subsidiary – Moundville Telephone – Section 214 domestic authorization. The transfer will not affect the actual operations or management of Moundville Communication, MTC LD, or Moundville Telephone.

(h) 47 C.F.R. § 63.18(i)

A certification as to whether or not the applicant is, or is affiliated with, a foreign carrier.

Neither Transferor or Transferee nor any of their subsidiaries is a foreign carrier or affiliated with a foreign carrier, nor will they become affiliated with a foreign carrier as a result of the proposed transaction.

(i) 47 C.F.R. §§ 63.18(j) - (m)

A certification as to whether or not the applicant seeks to provide international telecommunications services to any destination country for which any of the following is true. (1) The applicant is a foreign carrier in that country; or (2) The applicant controls a foreign carrier in that country; or (3) Any entity that owns more than 25 percent of the applicant, or that controls the applicant, controls a foreign carrier in that country. (4) Two or more foreign carriers (or parties that control foreign carriers) own, in the aggregate, more than 25 percent of the applicant and are parties

to, or the beneficiaries of, a contractual relation (e.g., a joint venture or market alliance) affecting the provision or marketing of international basic telecommunications services in the United States.

Transferor and Transferee hereby certify that neither of them, nor any of their subsidiaries, is a foreign carrier in any destination country or controls a foreign carrier in any destination country, and none is affiliated with a foreign carrier or is owned, in whole or in part, by a foreign carrier. Transferor and Transferee further certify that neither of them, nor any of their subsidiaries, is in a contractual relationship with any foreign carrier affecting the provision or marketing of international basic telecommunications services in the United States.

(j) 47 C.F.R. § 63.18(n)

A certification that the applicant has not agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses market power on the foreign end of the route and will not enter into such agreements in the future.

Transferor and Transferee hereby certify that neither of them, nor any of their subsidiaries, has agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses market power on the foreign end of the route and will not enter into such agreements in the future.

(k) 47 C.F.R. § 63.18(o)

Certification pursuant to 47 C.F.R. §§ 1.2001 through 1.2003 that no party to the application is subject to denial of Federal benefits pursuant to section 5301 of the Anti-Drug Abuse Act of 1988.

Transferor and Transferee hereby certify that no party to the application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 853a.

(l) 47 C.F.R. § 63.18(p)

If the applicant desires streamlined processing pursuant to 47 C.F.R. § 63.12, a statement of how the application qualifies for streamlined processing.

Transferor and Transferee request streamlined treatment of the application pursuant to 47 C.F.R. § 63.12 in that neither of them, nor any of their subsidiaries, is affiliated with a foreign carrier in a destination market and none has an affiliation with a dominant U.S. carrier whose international switched or private line services it seeks authority to resell (either directly or indirectly through the resale of another reseller's services).

- (m)** Transferor and Transferee understand that they have a duty to notify the Commission of consummation of the transfer or decision not to proceed within thirty (30) days thereof.

Conclusion

For the reasons stated above, the Transferor and Transferee respectfully submit that the public interest, convenience and necessity would be furthered by approving this request to authorize the transfer of control of the blanket domestic Section 214 authorization held by Moundville Telephone and the blanket domestic and international Section 214 authorization held by MTC LD from Mrs. Taylor to Mr. Taylor resulting in the Transferee's clear and complete *de jure* control of Moundville Communications, and thus, its subsidiaries Section 214 domestic and international authorizations, which will permit an orderly family ownership transfer and the continuation of the telecommunications services being provided by Moundville Telephone and MTC LD.

Respectfully submitted on this 4th day of February, 2021.

Patricia C. Taylor

By: Patricia C. Taylor

Date: 2/2/21

Richard Scott Taylor

By: Richard Scott Taylor

Date: 2/2/2021



MARK D. WILKERSON
KRISTEN M. BEAVERS

Attorneys for the Transferor and Transferee, shareholders of
Moundville Communications, Inc, and Section 214
Authorization Holder Moundville Telephone Company, Inc.

OF COUNSEL:

WILKERSON & BRYAN, P.C.
405 South Hull Street
P.O. Box 830
Montgomery, Alabama 36101-0830
Telephone: (334) 265-1500
Facsimile: (334) 265-0319
mark@wilkersonbryan.com
kristen@wilkersonbryan.com

Attachment A

In accordance with 47 C.F.R. § 63.04(b), the Transferor and Transferee provide the following information required under 47 C.F.R. §§ 63.04(a)(6) - (12):

47 C.F.R. § 63.04(a)(6)

Description of the Transaction

The Transferor presently holds, in the aggregate, 192 shares (64%) of Moundville Communications issued and outstanding shares of common stock. The Transferee likewise hold, in the aggregate, 54 shares (18%) of Moundville Communications issued and outstanding shares of common stock. The Transferor will transfer all outstanding shares of the common stock held in her individual capacity in Moundville Communications (totaling 64% of the corporation's economic ownership). As a result of the transaction, the Transferee's ownership in Moundville Communications outstanding stock in the corporation will increase from eighteen percent (18%) to eighty-two percent (82%), giving the Transferee clear and complete *de jure* control of Moundville Communications, and thus its subsidiaries – Moundville Telephone and MTC LD – Section 214 authorization. The transfer will not affect the actual operations or management of Moundville Communication, MTC LD, or Moundville Telephone.

(h) 47 C.F.R. § 63.04(a)(7)

Description of the geographic areas in which the transferor and transferee (and their affiliates) offer domestic telecommunications services, and what services are provided in each area:

Moundville Communications is the holding company for the Section 214 authorization holders Moundville Telephone and MTC LD. Moundville Communications is not a telecommunications provider. A map showing the local exchange telephone service

area of Moundville is attached. Moundville Telephone's service area consists of approximately 172 sq. miles located in rural Hale and Tuscaloosa counties with a majority lying in unincorporated areas of both counties. MTC LD provides toll resale service in Moundville Telephone's service area.

(i) 47 C.F.R. § 63.04(a)(8)

Statement as to how the application fits into one or more of the presumptive streamlined categories in section 63.03 or why it is otherwise appropriate for streamlined treatment:

The application meets the requirements for streamlined processing under 47 C.F.R. § 63.03(b)(2)(ii), in that Moundville Communications is not a telecommunications provider and, moreover, upon consummation of the transaction, Moundville Telephone will not provide competitive telephone exchange services or exchange access services in geographic areas served by a dominant local exchange carrier that is not a party to the transaction and will serve far fewer than two percent (2%) of the nation's subscriber lines. Moundville Telephone's operations are limited to rural Hale and Tuscaloosa counties in Alabama. As a result of the transactions, Moundville Communications and its subsidiary together will have a market share in the interstate, interexchange market of far less than ten percent (10%), and far less than two percent (2%) of the nation's subscriber lines.

Alternatively, streamlined treatment is appropriate under the Commission's "case-by-case approach"², in that the transactions involve a simple intra-family transfer of underlying equity interests in a small rural telephone company and its holding corporation,

² *Report and Order, In the Matter of Implementation of Further Streamlining Measures for Domestic Section 214 Authorizations*, CC Docket No. 01-150, 17 FCC Rcd 5517 at ¶ 34 (rel. Mar. 21, 2002) ("Streamlining Order"); see also 47 C.F.R. § 63.03(a) (permitting streamlining "[u]pon determination...that the application is appropriate for streamlined treatment").

which presents no competitive concerns and no “novel questions of fact, law, or policy which cannot be resolved under outstanding precedents and guidelines.”³

(j) 47 C.F.R. § 63.04(a)(9)

Identification of all other Commission applications related to the same transaction:

Neither Moundville Communications, MTC LD, nor Moundville Telephone has filed any other application for the transfer of Control. Thus, there are no other applications related to the same transaction.

(k) 47 C.F.R. § 63.04(a)(10)

Statement of whether the applicants are requesting special consideration because either party to the transaction is facing imminent business failure:

No party to the transaction is facing imminent business failure at this time. Therefore, the applicants are not requesting special consideration because a party to the transaction is facing imminent business failure.

(l) 47 C.F.R. § 63.04(a)(11)

Identification of any separately filed waiver requests being sought in conjunction with the transaction:

There are no separately filed waivers or waiver requests are being sought in conjunction with the proposed transaction.

(m) 47 C.F.R. § 63.04(a)(12)

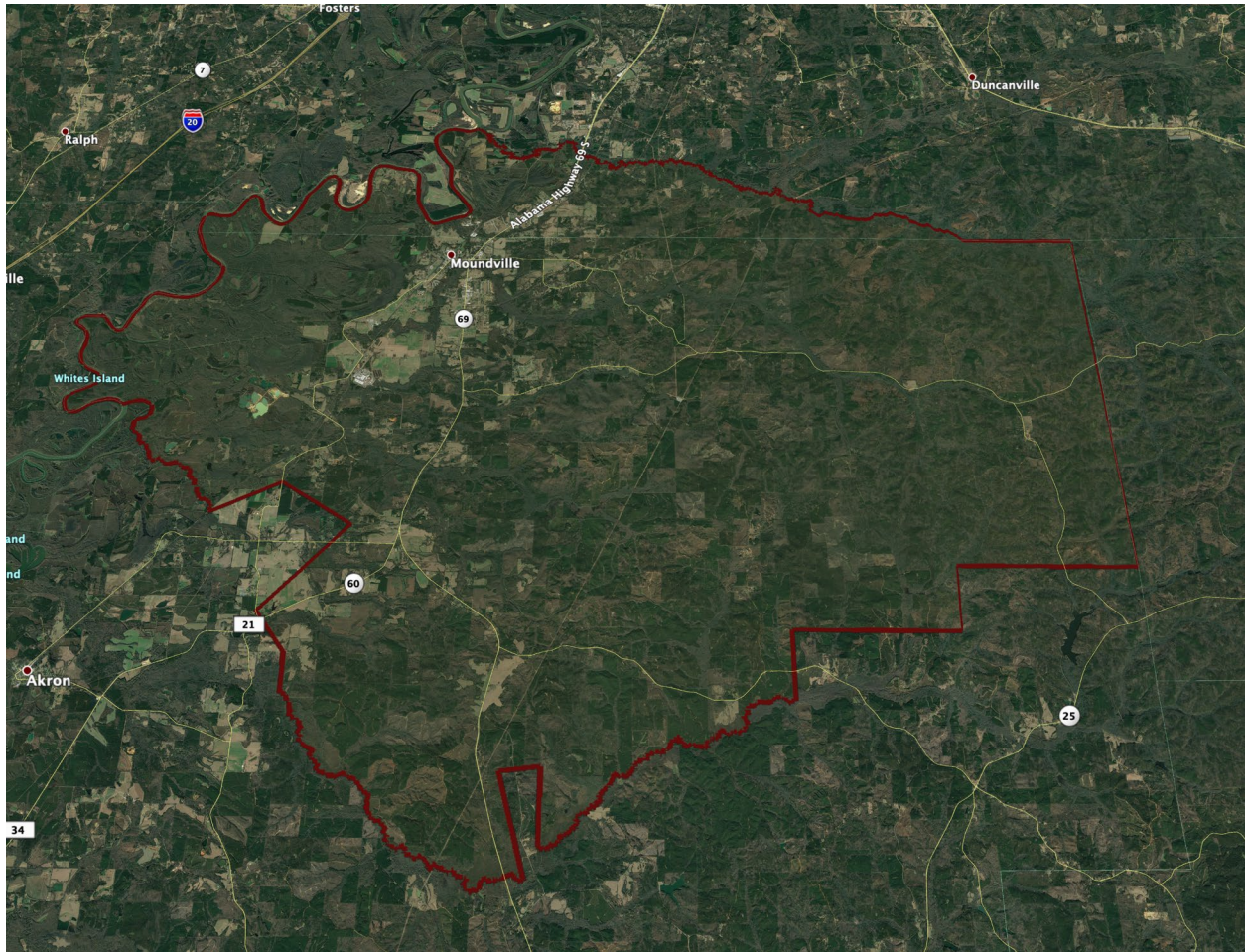
Statement showing how grant of the application will serve the public interest, convenience and necessity, including any additional information that may be necessary to show the effect of the proposed transaction on competition in domestic markets:

The proposed transaction will serve the public interest by providing for orderly and continued operation of Moundville Telephone and MTC LD by its current President and

³ *Id.* at ¶ 28.

General Manager. Mr. Taylor has been actively involved in the management of Moundville since 2013. Moundville has had an excellent record of serving its rural customers and will continue to provide its customers with quality local services at affordable rates.


(n) Map of Local Exchange Area of Moundville Telephone Company, Inc.



Attachment B

In accordance with 47 C.F.R. §§ 63.04, 63.18 and 63.24 I hereby certify that I have read the foregoing application, and the statements herein are true, complete and correct to the best of my knowledge. I further certify compliance with all other statutory and FCC requirements that apply to the FCC's streamlining process, as described in 47 C.F.R. §§ 63.03. This Attachment B may be executed in one or more counterparts, each of which shall be deemed to be an original, but all of which shall constitute one and the same document.

Moundville Telephone Company, Inc.
MTC Long Distance, Inc.

By:  _____
Richard Scott Taylor
President and General Manager

Date: 2/2/2021