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DOCKET NO. 38342

APPLICATION OF TOTELCOM
COMMUNICATIONS, LLC FOR
APPROVAL OF SALE, TRANSFER,
OR MERGER

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PUBLIC UTILITY COMMISSION
OF TEXAS

FILED
JUN 11 2010 PM 2:44
FILING CLERK

ORDER NO. 1
REVISING STYLE, REQUIRING COMMENTS
ON SUFFICIENCY OF APPLICATION AND NOTICE,
AND REQUIRING AGREED PROPOSED SCHEDULE

Revising the Style. The style in this docket is revised as indicated above to more accurately reflect the application presented. All filings should reflect the revised style.

Background. On June 11, 2010, Totelcom Communications, LLC (Totelcom) filed an application for approval of sale, transfer, or merger between Totalcom and TOTE Holdings LLC. The transaction was completed on March 31, 2010, whereby Totelcom was purchased by TOTE Holdings, LLC, a Texas limited liability company. As a result of this transaction, TOTE Holdings, LLC, is the now the sole owner of Totelcom. TOTE Holdings, LLC is primarily a holding entity which owns 100% of Totelcom and a 50% limited partnership interest in Comanche County Telecommunications, LP, which provides long distance services within the service area of Totelcom. Totelcom stated that this application will not affect its existing operations.

The Commission has jurisdiction and authority over this proceeding pursuant to PURA¹ §§ 14.001, 14.101, 51.010, 52.002, and 54.051-54.054.

Notice. Notice of the filing of this docket will be submitted to the *Texas Register* for publication on June 14, 2010.

¹ Public Utility Regulatory Act, TEX. UTIL. CODE ANN. §§ 11.001-66.016 (Vernon 2007 & Supp. 2009) (PURA).

Comments on Sufficiency of Application and Notice. Not later than June 22, 2010, Commission Staff shall file comments on the sufficiency of the application and notice, including whether additional notice is necessary.

Requiring Agreed Proposed Procedural Schedule. Not later than June 22, 2010, the parties shall file a joint proposed procedural schedule, including but not limited to deadlines for (1) filing affidavits of notice, if necessary; (2) intervention; (3) discovery; (4) requests for referral to the State Office of Administrative Hearings for a hearing on the merits; (5) Commission Staff's recommendation; (6) Applicant's response to Commission Staff's recommendation or, in the alternative, a settlement of all issues, including proposed findings of fact, conclusions of law, and ordering paragraphs.

SIGNED AT AUSTIN, TEXAS the 14th day of June 2010.

PUBLIC UTILITY COMMISSION OF TEXAS



IRENE MONTELONGO
DIRECTOR, DOCKET MANAGEMENT