

Resolution No.: 18-609  
Introduced: September 27, 2016  
Adopted: September 27, 2016

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY MARYLAND**

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Lead Sponsor: County Council

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**SUBJECT:** Transfer of franchise from Mobilitie, LLC. To Technology MD Network Company, LLC to use the public right-of-way

**Background**

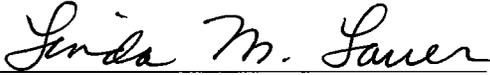
1. Sections 49-20 and 49-21 of the County Code provide that the County Council may grant a franchise for use of the public right-of-way.
2. On October 20, 2015, the Council adopted Resolution 18-292, which granted a franchise agreement to Mobilitie, LLC to use the public right-of way.
3. Section 11.1 of the franchise agreement prohibits Mobilitie from transferring or assigning the franchise without the written consent of the County. Under the franchise agreement, the County must approve or disapprove a request for transfer within 90 days or the transfer is deemed approved.
4. On April 6, the Maryland Public Service Commission authorized the transfer of Mobilitie, LLC's Competitive Local Exchange Carrier authority to Technology MD Network Company, LLC, which is a wholly-owned subsidiary of Mobilitie, LLC.
5. By letter dated August 1, 2016, Mobilitie, LLC informed the Chief Administrative Officer and the Department of Transportation of its desire to transfer the franchise agreement to Technology MD Network Company, LLC; Mobilitie sent notice to the County Council of its desire to transfer the franchise agreement on August 15, 2016.

**Action**

The County Council for Montgomery County Maryland approves the following resolution:

The County Council approves the transfer of the franchise from Mobilitie, LLC to Technology MD Network Company, LLC under the terms of the original franchise agreement.

This is a correct copy of Council action.

A handwritten signature in cursive script that reads "Linda M. Lauer". The signature is written in black ink and is positioned above a horizontal line.

Linda M. Lauer, Clerk of the Council