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Mikelle Morra

From: Ongman, Joanne [Joanne.Ongman@usdoj.gov]

Sent: Tuesday, January 08, 2008 3:53 PM

To: George Li; Susan OConnell; Mikelle Morra; Joann Ekblad; David Krech

Cc: James Ball

Subject: FCC application status for the week of January 7, 2008

Good Afternoon:

Please be advised that DOJ and FBI request that the following applications be **REMOVED** from streamline:

1. Hughes Communications, Inc.:

SAT-T/C-20070904-00119; SES-T/C-20070905-01228;

SES-T/C-20070905-01229;

SES-T/C-20070905-01230;

SES-T/C-20070905-01231;

SAT-STA-20070906-00120

2. Phoenix Telecom Services, LLC:

ITC-214-20071212-00497

3. Kmedria, Inc.:

ITC-214-20071217-00506

4. GMPCS Personal Communications:

ITC-T/C-20071219-00513; ITC-214-20001219-00728

5. Mobsat Holding Norway AS:

ISP-PDR-20071219-00015

6. EasyNet Group:

ITC-T/C-20071220-00517

7. Virtual American Companies:

ITC-214-20071227-00532

8. STEL Communications:

ITC-214-20071227-00533

Please let me know if you have any questions. Thank you.

Joanne Ongman
Attorney

1/10/2008

Mikelle Morra

From: Mikelle Morra
Sent: Friday, January 11, 2008 2:31 PM
To: 'reg@regnumgroup.com'; 'broach@vivophone.com'; 'lfernandez@voiphoenix.com'; 'Angel Leiro'
Cc: George Li; David Krech; Susan OConnell; James Ball; Veronica Garcia-Ulloa; Janeese Parker; 'Damian, Alex'; 'Pinto, Greg'; Mikelle Morra; 'Pifer, Jon (LEO)'; 'Connors, John'; 'Daniels, Douglas K'; 'Daniels, Douglas'; 'Underriner, Jennifer'; 'TTelecom@usdoj.gov'; 'Thomas'; 'Orgman, Joanne'
Subject: FCC Section 214 Removed from Streamlined
Attachments: TEL01224S.pdf

Kmedia, Inc. dba Vivophone
ITC-214-20071217-00506

Phoenix Telecom Services, LLC
[ITC-214-20071212-00497](#)

The above referenced applications were placed on Public Notice on January 4, 2008 for streamlined processing. Since the Public Notice was released, the Commission has been requested by the Executive Branch agencies of the United States that we remove the subject application from streamlined processing because of foreign ownership issues. Therefore, pursuant to Section 63.12(c)(3) of the Commission's Rules, we have removed this application from streamlined processing.

Please be advised that your company may not commence operations until the Section 214 authorization is granted. See Section 63.12(d) of the rules, 47 C.F.R. Section 63.12(d). The Executive Branch will contact you or the "Contact" listed on your application directly for further information. You can be assured that your application will be processed expeditiously upon completion of Executive Branch's review. We will notify you by e-mail when your application is granted.

The Public Notice Report No. TEL-01224S (released January 11, 2008), is attached. If you have any questions, please email: Mikelle.Morra@fcc.gov, JoAnn.Ekblad@fcc.gov, Susan.Oconnell@fcc.gov, David.Krech@fcc.gov, and George.Li@fcc.gov or fax to 202-418-2824.

Thank you.

Mikelle Morra
International Bureau
Policy Division
202-418-7151

1/11/2008

JoAnn Sutton

From: Rockoff, Jennifer [Jennifer.Rockoff@usdoj.gov]
Sent: Monday, October 20, 2008 9:01 AM
To: George Li; David Krech; Janeese Parker; Susan OConnell; JoAnn Sutton
Cc: Klein, Douglas A. (FBI); Sofield, Richard; TTelecom
Subject: RE: FCC Application of ITC-214-20071212-00497

Terrific. We'll wait then until we hear further from you. Thank you much, Jennifer

From: George Li [mailto:George.Li@fcc.gov]
Sent: Sunday, October 19, 2008 12:32 PM
To: Rockoff, Jennifer; David Krech; Janeese Parker; Susan OConnell; JoAnn Sutton
Cc: Klein, Douglas A. (FBI); Sofield, Richard; TTelecom
Subject: RE: FCC Application of ITC-214-20071212-00497

We will ask the applicant to amend the application. If the owners are U.S. citizens, we will withdraw our request from your review. Thank you Jennifer.

From: Rockoff, Jennifer [mailto:Jennifer.Rockoff@usdoj.gov]
Sent: Friday, October 17, 2008 5:32 PM
To: David Krech; Janeese Parker; George Li; Susan OConnell
Cc: Klein, Douglas A. (FBI); Sofield, Richard; TTelecom
Subject: FW: FCC Application of ITC-214-20071212-00497

Hello FCC,

We are now being told by the Applicant in ITC-214-20071212-00497 that there are only two owners --both of whom are U.S. citizens. Apparently the ownership changed and the foreign citizens no longer own ownership interests.

Has the Applicant informed you of this? Would this be a case that you all would accordingly be inclined to "withdraw" from our review? Please let us know how you wish us to proceed.

Many thanks and have a nice weekend, Jennifer

From: Angel Leiro [mailto:jagercorp@hotmail.com]
Sent: Friday, October 17, 2008 4:17 PM
To: Rockoff, Jennifer
Cc: lfernandez@voiphoenix.com; TTelecom
Subject: RE: FCC Application of ITC-214-20071212-00497

Yes, both are US citizens.

Thank you.

Angel Leiro

Subject: RE: FCC Application of ITC-214-20071212-00497

11/5/2008

Date: Fri, 17 Oct 2008 15:18:29 -0400
From: Jennifer.Rockoff@usdoj.gov
To: jagercorp@hotmail.com
CC: lfernandez@voiphoenix.com; TTelecom@usdoj.gov

Mr. Leiro,

Thank you for this additional information. It is my understanding, based upon your prior responses, that both Jorge Maillo and Leobel Fernandez are U.S. citizens? Is that correct?

From: Angel Leiro [mailto:jagercorp@hotmail.com]
Sent: Friday, October 17, 2008 2:36 PM
To: Rockoff, Jennifer
Cc: lfernandez@voiphoenix.com; TTelecom
Subject: RE: FCC Application of TTC-214-20071212-00497

Ms. Rockoff:

Mr. Leobel Fernandez, Owner/Manager/Member - 50% ownership, technical and managerial responsibilities.

Mr. Jorge Maillo, Owner/Manager/Member - 50% ownership, financial and managerial responsibilities.

The following individuals no longer have ownership interest in the business:

Mr. Julio Cabrera
Mr. Erick Pita
Mr. Manuel Tejada

Attached please find a copy of the current Florida Corporate records as confirmation of the above information.

Thank you.

Angel Leiro

Subject: RE: FCC Application of TTC-214-20071212-00497
Date: Fri, 17 Oct 2008 14:09:51 -0400
From: Jennifer.Rockoff@usdoj.gov
To: jagercorp@hotmail.com
CC: TTelecom@usdoj.gov; lfernandez@voiphoenix.com

Mr. Leiro,

Thank you for the below.

Given the ownership changes you have mentioned in prior emails, we would appreciate if you could provide a complete list of the current owners, their percentage ownership in the company, and their role/involvement in the company.

Many thanks, Jennifer

11/5/2008

From: Angel Leiro [mailto:jagercorp@hotmail.com]
Sent: Friday, October 17, 2008 2:07 PM
To: Rockoff, Jennifer
Cc: TTelecom; lfernandez@voiphoenix.com
Subject: RE: FCC Application of ITC-214-20071212-00497

Dear Ms. Rockoff:

Below you will find the response to the FCC's follow-up questions.

(1) In response to Question 1 of our "Initial Questions for FCC Applicants," Phoenix Communications Group indicated that it intends to provide "VoIP telephony and other end-to-end wholesale and retail domestic and international long distance service." We would appreciate further detail on exactly what "VoIP telephony" and "other" services the Applicant intends to provide.

Applicant Response:

The VoIP Services Applicant will provide are as follows:

- ¹ Commercial and domestic VoIP telephony services.
- ¹ Local, national, and international long distance services with end to end termination to complete our calls
- ¹ Resale of wholesale

Others services.

- ¹ Networking.
- ¹ Software implementations
- ¹ WEB page Design

(2) Also in response to Question 1, Phoenix Communications Group indicated that it will provide these services by "utilizing a combination of facilities of other carrier's and Applicants own equipment." Please list the equipment currently owned or leased by the Applicant which will be used to provide these services. Please also list specifically the equipment the Applicant intends to purchase or lease in the future "in order to gain proper economies of scale" (i.e., what exactly is meant by "switching and data facilities").

Applicant Response:

The equipment to be used is:

- Ten (10) Servers with the following technical description:
SUXS-ST Systemax Intel core 2 Duo E 4300 1.8 GHZ CPU / 2 GB DDR2 ECC memory / two (2) 250 GB SATA 3G Hard Drive / Slim BX DVD/ CDRW drive / Dual Gigabit LAN/ RAID/ No OS / Hot Swap 1 U Rackmount Server with rails (45 lbs)

The Systems: All the systems have been designed by us using open source technology as following:

- O.S : Linux Fedora
- Telephony Platform: Asterisk, open SER, My SQL, PHP, Apache.

(3) A "resident since" date is not provided for Manuel Tejeda. Please provide.

11/5/2008

Applicant Reponse: This individual is longer involved with the company and should be eliminated from the application.

(4) Please provide the date when Phoenix Communications Group was established and the state in which it was established.

Applicant Reponse: Florida - 01/02/2008

(5) Please provide the company's website address(es) and confirm that the information provided on that site is up-to-date.

Applicant Reponse: www.voiphoenix .com

If you have any questions, please do not hesitate to contact me at 305-215-0045.

Thank you for your assistance and patience in this regard.

Sincerely,

Angel Leiro

Subject: RE: FCC Application of ITC-214-20071212-00497

Date: Thu, 2 Oct 2008 12:44:19 -0400

From: Jennifer.Rockoff@usdoj.gov

To: jagercorp@hotmail.com

CC: TTelecom@usdoj.gov

Mr. Leiro,

As this case has been pending for quite some time, we would appreciate a response to our follow-up questions, including information on the ownership change you mention in your email below. We are unable to complete our review without this response.

If we do not hear otherwise from you in 14 days, we will assume that Phoenix Communications Group, LLC is no longer interested in pursuing its application with the FCC and will inform the FCC that we recommend they dismiss this application without prejudice as to refiling.

Please do not hesitate to contact me at 202-353-0008 should you have any questions on the above.

Best regards,

Jennifer Rockoff
National Security Division
U.S. Department of Justice
(202) 353-0008

From: Rockoff, Jennifer

Sent: Friday, August 29, 2008 10:22 AM

To: 'Angel Leiro'

Subject: RE: FCC Application of ITC-214-20071212-00497

Thank you Mr. Leiro. Please provide details as well on the new owners given the ownership change you mention

11/5/2008

below.

From: Angel Leiro [mailto:jagercorp@hotmail.com]
Sent: Thursday, August 28, 2008 6:40 PM
To: Rockoff, Jennifer
Subject: RE: FCC Application of TTC-214-20071212-00497

I should have a response back from the client soon. I spoke with them, again earlier in the week and requested the response. However, tehré has been a ownership change in that some of the original (Non-Citizen partner's) have since decided to not participate due to the time it has taken to deploy.

I will be back with you soon.

Thank you.

Angel Leiro

Subject: RE: FCC Application of TTC-214-20071212-00497
Date: Thu, 28 Aug 2008 17:44:06 -0400
From: Jennifer.Rockoff@usdoj.gov
To: jagercorp@hotmail.com
CC: lfernandez@voiphoenix.com

Mr. Leiro,

Please confirm receipt of the below email.

From: Rockoff, Jennifer
Sent: Wednesday, August 06, 2008 12:23 PM
To: 'Angel Leiro'
Cc: lfernandez@voiphoenix.com
Subject: RE: FCC Application of TTC-214-20071212-00497

Mr. Leiro,

We would appreciate if you could let us know the status of your responses to our follow-up questions. Many thanks, Jennifer

From: Angel Leiro [mailto:jagercorp@hotmail.com]
Sent: Wednesday, July 09, 2008 6:59 PM
To: Rockoff, Jennifer
Cc: lfernandez@voiphoenix.com
Subject: RE: FCC Application of TTC-214-20071212-00497

Receipt acknowledged.

Thank you.

Angel Leiro

11/5/2008

Subject: RE: FCC Application of ITC-214-20071212-00497
Date: Wed, 9 Jul 2008 14:56:51 -0400
From: Jennifer.Rockoff@usdoj.gov
To: jagercorp@hotmail.com
CC: TTelecom@usdoj.gov

Mr. Leiro,

As we continue our review of this matter, we would appreciate further clarification as to the following:

- (1) In response to Question 1 of our "Initial Questions for FCC Applicants," Phoenix Communications Group indicated that it intends to provide "VoIP telephony and other end-to-end wholesale and retail domestic and international long distance service." We would appreciate further detail on exactly what "VoIP telephony" and "other" services the Applicant intends to provide.
- (2) Also in response to Question 1, Phoenix Communications Group indicated that it will provide these services by "utilizing a combination of facilities of other carrier's and Applicants own equipment." Please list the equipment currently owned or leased by the Applicant which will be used to provide these services. Please also list specifically the equipment the Applicant intends to purchase or lease in the future "in order to gain proper economies of scale" (i.e., what exactly is meant by "switching and data facilities").
- (3) A "resident since" date is not provided for Manual Tejada. Please provide.
- (4) Please provide the date when Phoenix Communications Group was established and the state in which it was established.
- (5) Please provide the company's website address(es) and confirm that the information provided on that site is up-to-date.

Please confirm receipt of this email and do not hesitate to contact me should you have any questions on any of the above.

Best regards, Jennifer

From: Rockoff, Jennifer
Sent: Tuesday, June 17, 2008 5:47 PM
To: 'jagercorp@hotmail.com'
Cc: TTelecom
Subject: FW: FCC Application of ITC-214-20071212-00497

Thank you Mr. Leiro for your below email and attached documents. We are currently reviewing this matter and will let you know as soon as possible should we have any further questions.

Best regards,
Jennifer

*Jennifer Rockoff
National Security Division
U.S. Department of Justice
(202) 353-0008*

11/5/2008

From: Angel Leiro [mailto:jagercorp@hotmail.com]
Sent: Monday, June 16, 2008 9:50 PM
To: Wheaton, Mary (NSD); Iferrandez@voiphoenix.com
Subject: FW: FCC Application of ITC-214-20071212-00497

Dear Ms. Wheaton:

Thank you for your reply.

Below and attached are the e-mail and documents provided to your staff on January 17, 2008 in response to the DOJ's January 2, 2008 questionnaire sent by Ms. Kangaroo.

I will point out that I requested a status of the application and followed-up my document production and written responses with the DOJ by e-mail on January 28, 2008 and was given no indication the documents had not been received or that anything else was required of the applicant. We were told simply to wait. On April 15 and again on June 4, 2008 I requested a status of the application and never received a response.

I only point out the above to respectfully request that the applicant be given some expediency in the review process given the inadvertent delay (5 months tomorrow) they have experienced which has not allowed the applicant to proceed with its business plan or make adjustments accordingly as a result.

If you have any questions or require any further information, please do not hesitate to contact me directly.

Thank you for your assistance.

Sincerely,

Angel Leiro
305-215-0045

From: jagercorp@hotmail.com
To: ttelecom@usdoj.gov
CC: mikelle.morra@fcc.gov
Subject: FW: FCC Application of ITC-214-20071212-00497
Date: Thu, 17 Jan 2008 21:43:49 -0500

Ms. Kangaroo:

Attached is the re-revised Questionnaire adding Mr. Tejedas information and a copy of his Immigration Parole Card.

Kindly provide a timeframe for your department's review so that I may keep the applicant advised.

Thank you for your assistance in this regard, I look forward to hearing from you soon.

Sincerely,

Angel Leiro
JAGER CORP - COMMUNICATIONS CONSULTANTS
305.215.0045

From: jagercorp@hotmail.com
To: ttelecom@usdoj.gov

11/5/2008

CC: lfernandez@voiphoenix.com
Subject: RE: FCC Application of ITC-214-20071212-00497
Date: Thu, 10 Jan 2008 10:31:47 -0500

Ms. Kangaroo:

Attached is the completed questionnaire. I am only missing Residence info for Manuel Tejeda. I will have that today.

I have attached the questions and answers along with scanned copies of the Principal's Citizenship documents.

Please contact me at 305.215.0045 if you have any questions.

Thank you for your assistance in this regard.

Angel Leiro
Consultant

Subject: FW: FCC Application of ITC-214-20071212-00497
Date: Fri, 4 Jan 2008 12:07:26 -0500
From: TTelecom@usdoj.gov
To: jagercorp@hotmail.com
CC: lfernandez@voiphoenix.com

From: TTelecom
Sent: Wednesday, January 02, 2008 10:18 AM
To: 'l.FERNANDEZ@VOIPPHOENIX.COM'
Cc: Springsteen, Joseph; Ongman, Joanne
Subject: FCC Application of ITC-214-20071212-00497

Dear Mr. Fernandez,

The Department of Justice and other federal agencies routinely conduct reviews of certain applications submitted to the Federal Communications Commission. We are currently reviewing the application of ITC-214-20071212-00497 <<FCC Applicant Set A Questions.doc>> . To assist us in this review, please provide responses to the questions in the attached document. It would be most helpful to answer the questions directly within the attached document and return it to us by e-mail to the following address: TTelecom@usdoj.gov. Your responses will be shared with representatives of the Departments of Homeland Security and Defense. Your quick response (preferably within five business days), with detailed and accurate answers, would help our review and may allow us to notify the FCC of our views during the FCC's streamlined review process. If you have any questions or concerns, please contact Joseph Springsteen at Joseph.Springsteen@usdoj.gov or 202-514-1026.

Ms. Sanaz Kangaroo
Department of Justice, National Security Division
(202) 514-5098

11/5/2008

PHOENIX COMMUNICATIONS GROUP, LLC.
12214 SW 131 AVENUE
MIAMI, FLORIDA 33186

Received & Inspected
JAN 14 2008
FCC Mail Room

January 9, 2008

RECEIVED

Tel: 800-679-1969
Fax: 305-251-6057
Cell: 305-215-0045

Via Certified Mail Return Receipt
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

JAN 24 2008

Policy Division
International Bureau

Re: FTC-214-20071212-00497 Application for authority to
provide facilities-based service of
PHOENIX TELECOM SERVICES, LLC

To Whom It May Concern:

Pursuant to my conversation with Mikelle Morra from the International Bureau and her instructions regarding a name change request, kindly allow this letter to serve as a formal request for an Applicant name change regarding the above captioned Application for 214 International Authority.

By way of explanation and in support of its request Applicant states as follows:

The original corporate name that Applicant understood had been accepted by the Division of Corporation in Florida was PHOENIX TELECOM SERVICES, LLC Document No. W07000059657. Subsequent to this 214 application being filed, the Division of Corporation notified Applicant that the requested name was rejected, primarily due to recent rule changes effective July 2007. Please see attached Rejected Filing.

As a result, Applicant was required to change its name to meet the State's new rules.

The new name is:

PHOENIX COMMUNICATIONS GROUP, LLC.

Attached please find copies of the Information Sheet and Articles of Organization for Phoenix Communications Group, LLC as accepted and filed with the Florida Secretary of State, Division of Corporations.

Therefore, kindly have the Applicant name changed accordingly.

Sincerely,


Angel Leiro

Consultant

CC: Mikelle Morra, International Bureau

FLORIDA DEPARTMENT OF STATE DIVISION OF CORPORATIONS



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Rejected Filing

PHOENIX TELECOM SERVICES, LLC

Filing Information

Document Number W07000059657

State NO

Filed Date 12/10/2007

Expire At Usual Time

Time Period days

Penalty Fee 0.00

Associated Document Number

Document Type

Submitted By LEOBEL FERNANDEZ

Document Images

No images are available for this filing.

Note: This is not official record. See documents if question or conflict.

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Entity Name:

Detail by Entity Name

Florida Limited Liability Company

PHOENIX COMMUNICATIONS GROUP, LLC

Filing Information

Document Number L08000000425
 FEI Number NONE
 Date Filed 07/02/2008
 State FL
 Status ACTIVE
 Effective Date 12/24/2007

Principal Address

12214 SW 131 AVENUE
 MIAMI FL 33186

Mailing Address

12214 SW 131 AVENUE
 MIAMI FL 33186

Registered Agent Name & Address

FERNANDEZ, LEOBEL
 12214 SW 131 AVENUE
 MIAMI FL 33186 US

Manager/Member Detail

Name & Address

Title MGRM
 FERNANDEZ, LEOBEL
 12214 SW 131 AVENUE
 MIAMI FL 33186

Title MGRM

CABRERA, JULIO
 12214 SW 131 AVENUE
 MIAMI FL 33186
 Title MGRM

PITA, ERICK G
12214 SW 131 AVENUE
MIAMI, FL 33186

Title MGRM
MAILLO, JORGE
12214 SW 131 AVENUE
MIAMI, FL 33186

Title MGRM
TEJEDA, MANUEL
12214 SW 131 AVENUE
MIAMI, FL 33186

Annual Reports

No Annual Reports Filed

Document Images

01/02/2008 -- Florida Limited Liability

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**Electronic Articles of Organization
For
Florida Limited Liability Company**

L08000000425
FILED 8:00 AM
January 02 2008
Sec. Of State
gharvey

Article I

The name of the Limited Liability Company is:
PHOENIX COMMUNICATIONS GROUP, LLC

Article II

The street address of the principal office of the Limited Liability Company is:
12214 SW 131 AVENUE
MIAMI, FL. 33186

The mailing address of the Limited Liability Company is:

12214 SW 131 AVENUE
MIAMI, FL. 33186

Article III

The purpose for which this Limited Liability Company is organized is:
ANY AND ALL LAWFUL BUSINESS.

Article IV

The name and Florida street address of the registered agent is:

LEOBEL FERNANDEZ
12214 SW 131 AVENUE
MIAMI, FL. 33186

Having been named as registered agent and to accept service of process for the above stated limited liability company at the place designated in this certificate, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relating to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.

Registered Agent Signature: LEOBEL FERNANDEZ

Article V

The name and address of managing members/managers are:

Title: MGRM
LEOBEL FERNANDEZ
12214 SW 131 AVENUE
MIAMI, FL. 33186

Title: MGRM
JULIO CABRERA
12214 SW 131 AVENUE
MIAMI, FL. 33186

Title: MGRM
ERICK G PITA
12214 SW 131 AVENUE
MIAMI, FL. 33186

Title: MGRM
JORGE MAILLO
12214 SW 131 AVENUE
MIAMI, FL. 33186

Title: MGRM
MANUEL TEJEDA
12214 SW 131 AVENUE
MIAMI, FL. 33186

Article VI

The effective date for this Limited Liability Company shall be:

12/24/2007

Signature of member or an authorized representative of a member

Signature: LEOBEL FERNANDEZ

L08000000425
FILED 8:00 AM
January 02, 2008
Sec. Of State
gharvey