

ATTACHMENT 1

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of:	)	
MAGICJACK SMB, INC.	)	
Application Pursuant to Section 214 of the	)	
Communications Act of 1934, as amended, for	)	
Global Authority to Provide	)	File No. _____
Resold International Switched Telecommunications	)	
Services as a Non-Dominant Carrier between the	)	
United States and International Points	)	

MAGICJACK SMB, INC. attests to its qualification for streamlined processing under 63.12 as follows:

- a) MAGICJACK SMB, INC. is not a foreign carrier, nor does it control a foreign carrier as defined in Section 63.09(d), in any destination market.
- b) No two or more foreign carriers, or parties that control foreign carriers, own more than 25% of MAGICJACK SMB, INC. or are parties to or beneficiaries of a contractual relation affecting the provision or marketing of international basic telecommunications services in the United States.
- c) No owner of MAGICJACK SMB, INC. controls a foreign carrier in any country.
- d) MAGICJACK SMB, INC. has no affiliation with a dominant US carrier whose international switched or private line services which MAGICJACK SMB, INC. seeks authority to resell.
- e) MAGICJACK SMB, INC. is not requesting authority to provide switched services over private lines to countries not previously authorized by the Commission.

MAGICJACK SMB, INC. responds to 63.18 (d), (e)4 and (g) as follows:

- (d) MAGICJACK SMB, INC. has not received previous authority under Section 214.
- (e) MAGICJACK SMB, INC. requests Section 214 Authority to operate as a resale carrier pursuant to the terms and conditions of Section 63.18(e)(2).
- (g) MAGICJACK SMB, INC. does not seek facilities-based authority as defined by Section 1.1306, therefore no environmental assessment as described in Section 1.1311 is applicable.

MAGICJACK SMB, INC. will comply with the terms and conditions contained in Section 63.21, 63.22 and 63.23 of the Commission's Rules. 47 C.F.R. 63.21-63.23.