

**NOWALSKY, BRONSTON & GOTHARD**

A Professional Limited Liability Company

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Of Counsel  
Bruce C. Betzer

October 17, 2005

**Via Electronic Filing**

Ms. Marlene Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Room TW-A325  
Washington, D.C. 20554

Attn: Wireline Competition Bureau  
International Bureau

RE: Empire One Telecommunications, Inc., Docket WC-05-168  
Request for Extension of Grant of Special Temporary Authority  
File No. ITC-ASG-2005-304-00088  
Notice of Non-Consummation of Proposed Transaction with Fonix  
Corporation, Docket WC-05-208  
Certification of Empire One Telecommunications, Inc.'s Current  
Equity and Voting Interests

Dear Ms. Dortch:

Please allow this letter to serve as our request for an extension of the grants of Special Temporary Authority granted to Empire One Telecommunications, Inc. ("Empire") to continue providing domestic interstate and international long distance service to customers for the period of time required for the Commission to complete processing of the pending applications for consent to the transfer of control of Empire One to its current shareholders.

Pursuant to Staff request, please allow this letter to serve as a certification that there has been no change in the equity or voting interests of Empire's shareholders since the filing of the pending applications. A verification by Mr. Paul Butler of Empire is provided as an attachment to this letter.

In addition, this letter shall also serve as notice that the proposed transaction between Empire and Fonix Corporation, WC Docket 05-208, ITC-T/C-20050525-00198 will not be consummated.

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Should you require an additional information, please contact the undersigned.

Sincerely,

A handwritten signature in cursive script, appearing to read "Leon Nowalsky".

Leon Nowalsky

LLN/rph  
Enclosures

cc: John LoGalbo, U.S. Dept. of Justice

STATE OF *Louisiana*  
COUNTY OF *Jefferson*

**VERIFICATION**

I, Paul Butler, am the Chief Operating Officer of Empire One Telecommunications, Inc., and am authorized to make this Verification on its behalf. The statements made in the foregoing Letter are true of my own knowledge, except as to those matters which are therein stated on information and belief, and as to those matters I believe them to be true.

By: *Paul Butler*  
Name: Paul Butler  
Title: Chief Operating Officer

Sworn to and subscribed before me, Notary Public, in and for the State and County named above, this 14<sup>th</sup> day of October , 2005

*Philip R. Adams, Jr.*  
Notary Public

My commission expires:

**PHILIP R. ADAMS, JR.  
Notary Public, State of Louisiana  
My Commission is issued for life.  
Notary Number: 65947**