



**U.S. Department of Justice**

Criminal Division

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*Washington, D.C. 20530*

April 10, 2006

**By E-File**

Ms. Marlene H. Dortch  
Federal Communications Commission  
4445 12th St. SW, Room TW-B204  
Washington, DC 20554

Re: Birch Telecom Inc., Debtor-in-Possession.

WC DK No.06-45, DA 06-482

ITC-ASG-20060221-00111

ITC-ASG-20060221-00112

ITC-ASG-20060221-00113

ITC-ASG-20060221-00114

ITC-ASC-20060221-00115

ITC-ASG-20060221-00116

Domestic and International Section 214 Applications for Consent to the Assignment of Birch Telecom Inc., Debtor-in-Possession and its subsidiaries to the newly organized Birch Telecom ("New Birch") pursuant to the Third Amended Joint Reorganization Plan

Dear Ms. Dortch:

The United States Department of Justice, including the Federal Bureau of Investigation, with the concurrence of the Department of Homeland Security (the "Agencies"), officially withdraws the request dated March 13, 2006 to defer action on the above-referenced applications. Based on the information provided to the Agencies by the applicant and analysis by the Agencies of potential national security, law enforcement, and public safety issues, the Agencies hereby notify the Commission that they have no objection to the applications. Thank you for your consideration.

Sincerely,

/s/ Laura H. Parsky

Laura H. Parsky  
Deputy Assistant Attorney General

cc: John Beahn (attorney for applicants)  
Best Copy and Printing, Inc.  
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