

Mikelle Morra

From: Sumita Mukhoty
Sent: Monday, January 15, 2007 10:40 AM
To: Mikelle Morra
Cc: David Krech; Sumita Mukhoty
Subject: Fw: ITC-ASG-20061201-00542; ITC-ASG-20061201-00543; ITC-ASG-20061130-00534

Mikelle - Please upload this to IBFS. Thanks. David - We can proceed with the grant now, right? Sumita

Sent from my BlackBerry Wireless Handheld

----- Original Message -----

From: Conway, Melissa S. <MConway@KelleyDrye.com>
To: Sumita Mukhoty
Cc: David Krech; Susan OConnell
Sent: Mon Jan 15 09:46:27 2007
Subject: Re: ITC-ASG-20061201-00542; ITC-ASG-20061201-00543; ITC-ASG-20061130-00534

The Asset Purchase Agreement was executed on Friday January 12, 2007.
The terms of the Agreement are the same as when we filed the FCC application.

Thanks and apologies for the delay.

Melissa

Melissa Smith Conway
Kelley Drye & Warren LLP
3050 K Street NW, Suite 400
Washington, DC 20007
tel. 202.342.8552
fax 202.342.8451

-----Original Message-----

From: Sumita Mukhoty [mailto:Sumita.Mukhoty@fcc.gov]
Sent: Thursday, January 04, 2007 2:56 PM
To: Conway, Melissa S.
Cc: David Krech; Susan OConnell
Subject: Re: Follow up....

Thanks Melissa. In this situation we'll take it off streamlining. Once the parties have entered into their final agreement, let us know whether the terms remain the same as in the application. If they are the same we can then grant. If there are any changes, the application will need to be amended accordingly.

Thanks again. Sumita

Sent from my BlackBerry Wireless Handheld

----- Original Message -----

From: Conway, Melissa S. <MConway@KelleyDrye.com>
To: Sumita Mukhoty
Cc: David Krech
Sent: Thu Jan 04 14:32:35 2007
Subject: Follow up....

Regarding the Agreement, if the date of the Agreement slips to Monday the 8th, is that a problem? I believe the automatic grant of 14 days after PN is this Friday the 5th -- please advise.... Thanks

Melissa Smith Conway
Kelley Drye & Warren LLP
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tel. 202.342.8552
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-----Original Message-----

From: Sumita Mukhoty [mailto:Sumita.Mukhoty@fcc.gov]
Sent: Thursday, January 04, 2007 11:57 AM
To: Conway, Melissa S.
Cc: David Krech
Subject: Re: ITC-ASG-20061201-00542; ITC-ASG-20061201-00543;
ITC-ASG-20061130-00534

Thanks Melissa. Sumita

Sent from my BlackBerry Wireless Handheld

----- Original Message -----

From: Conway, Melissa S. <MConway@KelleyDrye.com>
To: Sumita Mukhoty
Sent: Thu Jan 04 11:46:41 2007
Subject: RE: ITC-ASG-20061201-00542; ITC-ASG-20061201-00543;
ITC-ASG-20061130-00534

Sumita -- re the First/NAC/Acceris transfer application.

1. The Agreement was not executed on Dec. 28th after all -- they plan to do it this Friday the 5th.
2. Yes, Choicetel is an LLC now. They never notified the FCC.

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