Mikelle Morra

From: Collins, Angela [AFCollins@mintz.com]

Sent: Wednesday, December 19, 2007 3:29 PM

To: David Krech

Subject: Birch Telecom, Inc. (ITC-ASG-20071210-00486, 487, 488, 489, 490)

Dear David,

On December 10, 2007, Birch Telecom, Inc. ("Birch Telecom") notified the FCC (1) of a *pro forma* assignment of five international Section 214 authorizations to Birch Telecom and (2) that various direct and indirect subsidiaries of Birch Telecom would operate pursuant to the international Section 214 authorization to be held by Birch Telecom as a result of the *pro forma* assignment.

This correspondence serves to inform you that Birch Telecom (and its direct and indirect subsidiaries operating under its authorization pursuant to 63.21(h)) will operate under the international Section 214 authorization listed in File No. ITC-214-19990701-00441. Birch Telecom will surrender the remaining four international Section 214 authorizations once public notice of the *pro forma* assignment has been published.

Please let me know if you have any questions or need any additional information.

Respectfully submitted, Angela Collins

Angela Collins Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C. 701 Pennsylvania Avenue, NW | Suite 900 | Washington, DC 20004 Phone: 202.434.7394 | Fax: 202.434.7400 E-mail: <u>afcollins@mintz.com</u> Web: www.mintz.com

IRS CIRCULAR 230 NOTICE

In compliance with IRS requirements, we inform you that any U.S. tax advice contained in this communication is not intended or written to be used, and cannot be used, for the purpose of avoiding tax penalties or in connection with marketing or promotional materials.

STATEMENT OF CONFIDENTIALITY:

The information contained in this electronic message and any attachments to this message are intended for the exclusive use of the addressee(s) and may contain confidential or privileged information. If you are not the intended recipient, or the person responsible for delivering the e-mail to the intended recipient, be advised you have received this message in error and that any use, dissemination, forwarding, printing, or copying is strictly prohibited. Please notify Mintz, Levin, Cohn, Ferris, Glovsky and Popeo immediately at either (617) 542-6000 or at ISDirector@Mintz.com, and destroy all copies of this message and any attachments. You will be reimbursed for reasonable costs incurred in notifying us.