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November 14, 2011

electronically filed

Ms. Sumita Mukhoty International Bureau Federal Communications Commission 445 12th Street, SW Washington, DC 20554

Re: ITC-ASG-20110812-00261 – Supplemental Filing

Dear Ms. Mukhoty,

In response to your questions regarding the above-referenced application, One World Telecom, LLC ("One World Telecom") and NexUStel, LLC ("NexUStel" and together with One World Telecom, the Parties), by their counsel, provide the following supplemental information:

1. The application mentions that One World Telecom operates under the name NOPIN. Has the Company filed a notice with the Commission regarding this change in operating name? If so, please provide details (or a copy).

Response: NOPIN is a trade name that One World Telecom uses in connection with some of its prepaid cards. One World Telecom has registered this trade name on its USF filings (Form 499). The Company does not have a record of having filed notice with the International Bureau that it also operates under the NOPIN name.

2. It appears that the ownership of One World Telecom has changed since the Company was granted Section 214 international authority on February 13, 2004. [] The FCC Rules require that an application for approval be filed in connection with such changes; however, we are unable to locate any associated filings in the International Bureau's database (or as filed with the Wireline Competition Bureau). Has the Company made any filings with the Commission regarding this change in ownership? If so, please provide details.

Response: The ownership of One World Telecom has changed since the grant of its Section 214 authority. As noted, in 2004, Laurent Lamothe held 100% ownership of One World Telecom. Today, the Company is owned through several intermediary entities by four individuals: Laurent Lamothe, Patrice Baker, Ricardo Olloqui, and Rafael Olloqui,

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each of whom holds 25% indirect ownership of One World Telecom. Our review of available records indicates that since 2004, there have been two substantive changes in ownership. Due to oversight, the Company did not seek FCC approval for these changes. (There may also have been up to three *pro forma* transfers – the addition and rearrangement of intermediary entities – which, it appears, were not properly noticed to the Commission.)

The first substantive transaction, which occurred by 2006, resulted in 50% percent direct interest in One World Telecom being transferred to a Florida corporation, Business Telecommunications Services, Inc. ("BTS"). Ultimate ownership of BTS is held in equal shares by Ricardo Olloqui, and Rafael Olloqui. The second substantive transaction, which occurred in 2009, resulted in half of the 50% interest in One World Telecom still held by Laurent Lamothe being transferred to an entity indirectly controlled by Patrice Baker.

3. If possible, please identify a specific date on which NexUStel traffic began to route to One World Telecom ?

Response: NexUStel traffic was routed to One World Telecom starting on or around August 12, 2009.

4. Please provide a copy of NexUStel's August 2009 letter to the FCC regarding cessation of operations.

Response: A copy of the letter is attached.

5. The application references changes to NexUStel's ownership in the final year of operations. Please clarify these changes in ownership.

Response: NexUStel was granted Section 214 authority in File No. ITC-214-20080422-00193 on May 9, 2008. At that time, as stated in its application, NexUStel was whollyowned by Cassara Acquisition Group, LLC ("CAG"), a real estate/investment firm. In late 2008, negotiations were underway for a transfer of CAG's ownership interest in NexUStel to a new third-party investor, Greentel, LLC ("Greentel"). In subsequent filings with the Commission, NexUStel and CAG explained that CAG was compelled to divest its interests by year-end 2008 while Greentel would not be able to complete the proposed transfer of interests that expeditiously. In order to avoid the shut-down of NexUStel for lack of critical funding, the CAG and NexUStel implemented a two-step transaction. The first step, effectively a management buyout, would transfer CAG's interests to Nexitos, LLC ("Nexitos"), an entity controlled by NexUStel's President. The second step would then transfer half of that ownership interest to Greentel, following receipt of regulatory approvals. Pursuant to this plan, on December 18, 2008, CAG transferred 100% of the voting membership interests in NexUStel to Nexitos. Ms. Sumita Mukhoty November 14, 2011 Page 3 of 3

Subsequently, in April 2009, applications were submitted to the Commission requesting (i) approval of the transfer of CAG's interest to Nexitos¹; (ii) Special Temporary Authority to continue operations under Nexitos' ownership pending that approval²; and (iii) approval of a transfer of control by which Nexitos would convey 50% of the ownership of NexUStel to Greentel.³ The STA Request was granted on May 1, 2009. Subsequently, both of the pending applications were removed from streamlined treatment in response to a request by the Executive Branch agencies. On June 30, 2009, NexUStel and CAG were granted a 60-day extension of the STA.⁴

On August 24, 2009, having failed to obtain critical funding, NexUStel filed a notice with the Commission explaining that, of necessity, it had ceased operations effective August 12, 2009. The letter asked to withdraw the pending transfer of control applications. This request was placed on public notice on October 15, 2009.⁵

If you have any questions regarding this response, please contact Winafred Brantl at (202) 342-8819 or via email at <u>wbrantl@kelleydrye.com</u>.

Sincerely,

One World Telecom, LLC NexUStel, LLC

By analed R. Buthr

Steven A. Augustino Winafred R. Brantl Kelley Drye & Warren LLP 3050 K Street, N.W. Washington, D.C. 20007 Tel: (202) 342-8400 saugustino@kelleydrye.com

Their Counsel

Attachment

cc: David Krech Adrienne Downs

¹ April 9, 2009; File No. ITC-T/C-20090408-00153; WC Docket 09-53.

² April 20, 2009; File No. ITC-STA-20090420-00169; WC Docket 09-53.

³ April 16, 2009: File No. ITC-T/C-20090416-00166; WC Docket 09-57.

⁴ File No. ITC-STA-20090629-00305.

⁵ FCC International Bureau, Report No. TE-01391 (Oct. 15, 2009). With respect to its domestic applications, NexUStel's request to withdraw the applications was logged as received August 25, 2009 and marked "granted" as of Sept. 2, 2009.

August 24, 2009

VIA ECFS AND IBFS

Marlene H. Dortch, Secretary Office of the Secretary Federal Communications Commission 445 12th Street, S.W. Washington, DC 20554

Re: <u>WC Docket Nos. 09-53 and 09-57; File Nos. ITC-T/C-20090408-00153 and ITC-</u> <u>T/C-20090416-00166</u>

Dear Ms. Dortch:

Please be advised that economic conditions and lack of available capital forced NexUStel, LLC ("NexUStel") to cease operations as of August 12, 2009. In order to assure uninterrupted service to its customers, NexUStel transferred its customers to One World Telecom d/b/a YoLLamo.com ("One World"), located at 2620 SW 27th Avenue, Second Floor, Miami, FL 33131 prior to ceasing operations. To the best of my knowledge, One World holds international Section 214 authority pursuant to File No. ITC-214-20040116-00018 and holds blanket domestic Section 214 authority.

Given that NexUStel has ceased operating and does not plan to provide interstate or international telecommunications services in the foreseeable future, NexUStel hereby requests to withdraw the transfer of control applications pending in the above-referenced proceedings.

Should you have require further information, please contact me at 786-464-8808 or by email at jasecio@nexustel.net.

Sincerely, Jorgel Aséeio

Jodie May (FCC-WCB) Sumita-Mukoty (FCC-IB) George Li (FCC-IB) Kathleen Quinn (USDOJ) Tracy Perez, De La Pena Group, PA Jose L. Solana, GSAssociates

cc: