



Federal Communications Commission  
Washington, D.C. 20554

International Bureau

E-mail: [James.Ball@fcc.gov](mailto:James.Ball@fcc.gov)  
[George.Li@fcc.gov](mailto:George.Li@fcc.gov)

(202) 418-1462  
(202) 418-2824 (fax)  
July 31, 2007  
Ref: 2007-30

Hillary Morgan	(703) 607-6092	Steven W. Lett	(202) 647-5835
Stephen Heifetz	(202) 282-8973	Louis Brenner	(202) 692-4235
Alex Darnan	(202) 282-9940	Josephine Scarlett	(202) 482-5461
Edward T. Hand	(202) 514-2464	Kenneth Schagrin	(202) 395-5663
Myla S. Trotter	(202) 324-1730	Sigal Mandelker	(202) 616-0573
Jonathan Frenkel	(202) 282-8478	Sally Shipman	(202) 456-6085
Dominic Pastore	(202) 514-5607		

Re: **Inter-Tel NetSolutions/Inter-Tel/Mitel**  
**WC Docket No. 07-158, DA 07-3488 (rel. July 31, 2007)**  
✓ **ITC-T/C-20070608-00221**

**Comments Due: August 14, 2007**  
**Reply Comments Due: August 21, 2007**

Dear Sir or Madam:

We have received applications for authority to transfer control of Inter-Tel NetSolutions, Inc. from Inter-Tel (Delaware), Inc. to Mitel Networks Corporation (Mitel). Inter-Tel NetSolutions, Inc. holds domestic and international section 214 authorizations. Mitel is headquartered in Ottawa, **Canada**. Mitel is 32.6% owned by a citizen of **U.K. and Canada**, and 38% owned by a **Luxembourg** corporation.

A copy of Public Notice DA 07-3488(rel. July 31, 2007) is attached. Should you have any national security, law enforcement, foreign policy or trade concerns with this proposed transaction, please file your comments by **August 14, 2007**, responses by **August 21, 2007**. Please see the General Information section of the Public Notice for WC Docket No. 07-158, DA 07-3488 (rel. July 31, 2007).

**STA Request: (ITC-STA-20070730-00299 and WC Docket 07-158)**

Applicants urgently require a Special Temporary Authority (STA) to consummate their transfer transaction by August 6, 2007. Due to an error in Commission's Red Light Display System, these applications have not been processed since June 8, 2007. Since the applicants acknowledge that the grant of STA will not prejudice any action the

Commission may take on the underlying applications, and the STA can be revoked by the Commission upon its own motion without a hearing, we request your consent to grant this STA request by **noon of August 6, 2007**.

For further information please contact, Tracy Wilson-Parker, at (202) 418-1394, Jodie May at (202) 418-0913, or Sumita Mukhoty, at (202) 418-7165.

Sincerely,

  
George Li, Deputy Chief  
Policy Division

Page 1 of 1

**George Li**

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**From:** Janeese Parker  
**Sent:** Tuesday, July 31, 2007 4:48 PM  
**To:** 'robert.elmen@ic.fbi.gov'; 'paul.kozak@ic.fbi.gov'; 'Amy.Jablonek@usdoj.gov'; 'Dominic.Pastore@usdoj.gov'; 'dklein1@leo.gov'; 'edward.hand@usdoj.gov'; 'hillary.Morgan@disa.mil'; 'jscarlett@ntia.doc.gov'; 'kschagrln@ustr.gov'; 'Louis.brenner@dhs.gov'; 'tina.gabbrielli@dhs.gov'; 'Brian.williams@associates.dhs.gov'; 'joseph.springsteen@usdoj.gov'; 'vbarrish@askcalea.net'; 'maydc@state.gov'; 'lettsw@state.gov'; 'Denise.pontacoloni@associates.HQ.DHS.GOV'; 'alane.kochems@associates.HQ.DHS.GOV'; 'Jonathan.frenkel@dhs.gov'; 'Stephen.heftetz@dhs.gov'; 'jennifer.Underminer@usdoj.gov'; 'Christopher.Siefken@ic.fbi.gov'; 'jpifer@leo.gov'; 'albert.pinto@hq.dhs.gov'; 'sshipman@ostp.eop.gov'; 'Erica.Bomsey@dhs.gov'; 'Alex.Daman@dhs.gov'; 'Kishiyama, Lonnie'  
**Cc:** George Li; Susan OConnell; David Krech; Joann Ekblad; Mikelle Morra; Veronica Garcia-Ulloa; Imani Ellis; James Ball; Tracey Wilson-Parker; Jodie May; Sumita Mukhoty  
**Subject:** Inter-Tel NetSolutions/Inter-Tel/Mitel (URGENT)  
**Attachments:** Executive Branch 2007-30.doc; Inter-Tel Mitel PN draft.doc; Application.pdf; Application2.pdf

Good Afternoon,

Attached is the Public Notice DA 07-3488, T/C of Inter-Tel to Mitel.

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*Janeese Parker*

*Federal Communications Commission  
International Bureau/Policy Division  
Phone: (202) 418-0707  
E-mail: Janeese.Parker@fcc.gov*

AUG - 6 2007

date: EXPIRE = Oct. 3, 2007  
authorized by:

Chief Policy Director

James L. R. R. R.  
Signature

Inter-Tel NetSolutions Inc.

ITC-STA-20070730-00299  
IB2007001810

*Applicant acknowledge the conditions of STA on state letter P. 3 of Attachment 1*

Attachment 1  
Request for Special Temporary Authority

Attachment 1

Question 10 – Justification for Special Temporary Authority

Pursuant to Section 63.25 of the Commission's Rules, 47 C.F.R. § 63.25, Inter-Tel Delaware, Inc. ("Inter-Tel"), Inter-Tel NetSolutions, Inc. ("NetSolutions") (collectively Inter-Tel and NetSolutions are referred to as the "Company") and Mitel Networks Corporation ("Mitel"), (Inter-Tel, NetSolutions and Mitel collectively referred to as "Applicants") respectfully submit this urgent request for special temporary authority ("STA") for a period of sixty (60) days, commencing August 6, 2007, to transfer control of NetSolutions from Inter-Tel to Mitel. NetSolutions is a nondominant carrier authorized pursuant to Section 214 to provide global resold and facilities-based international services. NetSolutions also provides domestic interstate service pursuant to Section 214.

Applicants urgently require an STA to consummate their transfer transaction on time and without further delays resulting from extensive and unwarranted suspension of the processing of Applicants' application due to Commission error. With approval of this request by August 6, 2007, the Applicants hope to complete the financing process and any other conditions to closing, and consummate the transaction as early as August 8, 2007. The facts of this extensive and unwarranted delay are as follows.

On June 8, 2007, Applicants filed a combined international and domestic application for approval under Section 214 of the Communications Act, as amended, to transfer control of NetSolutions from Inter-Tel to Mitel. That application contained all of the ownership, transaction and other information required for this relatively straightforward transaction under the Commission's Rules. On June 11, 2007, Commission staff advised Inter-Tel that the application was subject to "red-light" status based on Commission debt records and would not be processed unless and until the apparent delinquent debts had been resolved.<sup>1</sup> Commission staff specifically stated that 1) Inter-Tel owed the Commission \$99,217 an amount that apparently reflected a short payment of a \$3,336,488.12 fine imposed on Inter-Tel on February 27, 2005, and 2) NetSolutions owed the Commission \$23,721.88 for outstanding 2003 regulatory fees.

Inter-Tel immediately investigated these alleged delinquent debts and determined that the 2003 regulatory fee amount had in fact been inadvertently overlooked. NetSolutions immediately paid the \$23,721.88 to the Commission on June 15, 2007, at which time the Commission lifted the "red-light" status that pertained to this debt. Inter-Tel, however, was unable to confirm the delinquent debt of \$99,217.99 and first advised the Commission on June 12, 2007, that Company records showed that all payments with respect to USAC and FCC obligations in fact had been completely and timely paid.<sup>2</sup> Over the next approximately 45 days,

<sup>1</sup> Notice of Withholding of Action from Cheryl A. Collins, Revenue and Receivables Operations Group, Federal Communications Commission to John Gardner, Esq., Inter-Tel (Delaware), Inc., dated June 11, 2007.

MODE = MEMORY TRANSMISSION

START=AUG-06 12:18

END=AUG-06 12:20

FILE NO.=971

STN NO.	COMM. ABBR NO.	STATION NAME/TEL NO.	PAGES	DURATION
001	OK	94294625	002/002	00:01:04

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# INTERNATIONAL BUREAU

## Policy Division

### FAX SHEET

Fax Number: (202) 418-2824

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DATE: 8/6/07

FROM: Geoss, Inc.

TELEPHONE NUMBER: (202) 418-1462

TO: Catherine Wang, Esq.

Raul Rodriguez, Esq.

FAX NUMBER: 373-6001

293-9983 429

TELEPHONE NUMBER: 373-6039

416-6760 4605

SPECIAL INSTRUCTIONS: 274 For Inter Tel.

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THIS COVER SHEET IS PAGE 1 OF 2 PAGES

Non-Streamlined ITC-STA-2007/0926-00390  
IB2007/002353

Inter-Tel Netsolutions Inc.



LEVENTHAL SENTER & LERMAN PLLC

Extension of ITC-STA-2007/0730-00299  
Re: ITC-TC-2007/0608-00221

File

September 26, 2007

DAVID S. KER  
(202) 416-6742

**BY HAND AND ELECTRONIC FILING**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

<b>Grant Entry Division</b> INTERNATIONAL BUREAU FEDERAL COMMUNICATIONS COMMISSION
date <u>OCT - 3 2007</u>
authorized by: <u>Chief, Policy Div. IB</u>
<u>James L. Ball</u> signature

Applicant's acknowledgment of the conditions of STA as stated in P.2 of the request.

**Re:** Request of Inter-Tel (Delaware), Inc., Inter-Tel Netsolutions, Inc., and Mitel Networks Corporation for Extension of Special Temporary Authority for the Transfer of Control of a Company Holding Domestic and International Section 214 Authority (WC Docket No. 07-158; FCC File No. ITC-STA-2007/0730-00299)

Dear Ms. Dortch:

Inter-Tel (Delaware), Inc. ("Inter-Tel"), Inter-Tel Netsolutions, Inc. ("Netsolutions") and Mitel Networks Corporation ("Mitel") (hereinafter, the "Applicants"), hereby request extension of the special temporary authority ("STA") initially granted on August 6, 2007. A copy of the grant-stamped STA is attached. Mitel assumed control of Inter-Tel and Netsolutions, effective August 16, 2007, under the authority of this STA.

Full details of the underlying transaction are included in the pending applications, filed on July 25, 2007, and in the original STA application, filed on July 30, 2007. The underlying applications remain pending to allow for completion of national security review. See Letter from Stephen Heifetz, Director, Foreign Financial and Investment Issues, U.S. Department of Homeland Security, to Marlene H. Dortch, Secretary, FCC, dated August 15, 2007 (requesting removal of applications from streamlined processing to allow completion of review). Because the current STA expires on October 3, 2007, the Applicants require an additional sixty day period within which to maintain the *status quo* pending final action on the pending applications.

MODE = MEMORY TRANSMISSION

START-OCT-03 08:41

END-OCT-03 08:42

FILE NO. =095

STN NO.	COMM. ABBR NO.	ONE-TOUCH/ ABBR NO.	STATION NAME/TEL NO.
001	OK	2	92937783#4294625

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002/002 00:00:40

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DATE: 10/3/07  
FROM: George Li

TELEPHONE NUMBER: (202) 418-1462

TO: David S. Keir, Esq.

FAX NUMBER: 202-293-11783

TELEPHONE NUMBER: 429-8900

Raul Roldan, Esq.  
202-429-4625  
416-6760

SPECIAL INSTRUCTIONS:

Extension of STA For Inter-Tel Negotiations.  
ETC-STA-20070926-00390)  
Re: WC-T/c-20070608-00221



Non-Streamlined ITC-STA-20071129-00480

IB2007002846

Inter-Tel Netsolutions Inc.

LEVENTHAL SENTER & LERMAN PLLC

Extension of ITC-STA-20070926 - 08390  
Re: ITC-IL-20070608-00221

November 29, 2007

DAVID S. KER  
(202) 416-6742

EMAIL  
DKER@SL.LAW.COM

<b>Granted Division</b> International Bureau
date: <u>NOV 30 2007</u>
authorized by: <u>Expire: January 29, 2008</u> <u>Chris, Policy Div IB</u>
<u>James L. B. [Signature]</u>
<i>Applicants acknowledge the conditions of STA as stated in p. 2 of the requests</i>

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

Re: Request of Inter-Tel (Delaware), Inc., Inter-Tel NetSolutions, Inc.,  
and Mitel Networks Corporation for Extension of Special  
Temporary Authority for the Transfer of Control of a Company  
Holding Domestic and International Section 214 Authority  
(FCC File No. ITC-STA-20070730-00299)

Dear Ms. Dortch:

Inter-Tel (Delaware), Inc. ("Inter-Tel"), Inter-Tel NetSolutions, Inc. ("NetSolutions") and Mitel Networks Corporation ("Mitel") (hereinafter, the "Applicants"), hereby request extension of the special temporary authority ("STA") initially granted on August 6, 2007, and extended by the International Bureau on October 3, 2007. A copy of the current grant-stamped STA is attached. Mitel assumed control of Inter-Tel and NetSolutions, effective August 16, 2007, under the authority of the original STA.

Full details of the underlying transaction are included in the pending applications, filed on July 25, 2007, and in the original STA application, filed on July 30, 2007. The underlying applications remain pending to allow for completion of national security review. See Letter from Stephen Heifetz, Director, Foreign Financial and Investment Issues, U.S. Department of Homeland Security, to Marlene H. Dortch, Secretary, FCC, dated August 15, 2007 (requesting removal of applications from streamlined processing to allow completion of review). Because the current STA expires on December 2, 2007, the Applicants require an additional sixty day period within which to maintain the status quo pending final action on the pending applications.

MODE = MEMORY TRANSMISSION

START=NOV-30 15:37

END=NOV-30 15:42

FILE NO.=197

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PAGES	DURATION
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DATE: 11/30/07

FROM: George CSI

TELEPHONE NUMBER: (202) 418-1462

TO: David S. Keir, Esq.

FAX NUMBER: 202-293-1983

TELEPHONE NUMBER: 429-8970

Rawl Rod Wieg, Esq.  
202-429-4625 (Fax)  
416-6760

SPECIAL INSTRUCTIONS:

Extension of STA For Inter-Tel Mkt Solutions

ITC-STA-20071129-02980

Re ITC-20070608-02221