

ITC-STA-20081117-00505
IB2008002718

VoIP TEL, L.P.

Re: ITC-T/C-20081024-00475

Granted DEC 09 2008

Policy Division
International Bureau

date:

Expire: Feb. 7, 2009

authorized by:

Chief, Policy Div. IB

James L. Ball

Signature
Authority

*Applicant acknowledges the conditions
of STA as stated in the P.2
of Attachment 1.*

VoIP TEL, L.P.

Request for Special Temporary Authority

Attachment 1

Response to Question 10:

VoIP TEL, L.P. ("Applicant"), pursuant to 47 C.F.R. § 63.25, hereby requests Special Temporary Authority ("STA"), for a period of sixty (60) days, to continue providing service to customers pending consideration of a separately filed application for transfer of control (File No. ITC-T/C-20081024-00475).

As detailed in the underlying application, on December 15, 2007, the four equal owners of Applicant consummated a transaction whereby two owners sold all of their interests in Applicant to the remaining two owners through separately executed Securities Purchase Agreements. Effectively, each remaining owner now holds a total of fifty percent (50%) direct and indirect ownership interest in Applicant.¹ The consummation of the transaction was completely transparent and did not result in a reduction or impairment of service to any of Applicant's customers. However, Applicant and the parties to the transaction did not seek the Commission's consent prior to these transfers and are requesting this STA as part of a plan to correct any deficiency which may have resulted from this oversight.

Grant of this STA is in the public interest as it will allow Applicant to continue providing uninterrupted communications services to its customers. Perhaps even more importantly, as Applicant is both a wholesale service provider and a provider of prepaid calling card services, discontinuance of the Applicant's service could result in a widespread loss of telecommunications service to end user customers of Applicant as well as customers of companies other than Applicant. Discontinuance could affect thousands of consumers. Many of the companies which rely on Applicant for wholesale service also provide service to end users on a prepaid basis. Such consumers often have lower incomes and fewer options available for the purchase of telecommunications service than options which may be available to the public at large. In addition, since such customers have already purchased service, a service disruption may result in a situation in which they cannot be made whole, even if refunds for lost service are available.

An unfortunate oversight resulted in the delay in requesting Commission consent regarding the transfers of control at issue. The owners did not have a complete understanding of the Commission's transfer of control requirements, and did not realize that even an internal transaction between existing owners, which did not introduce outside ownership interests to the Applicant, would be subject to prior Commission approval. This mistake was inadvertent, and upon discovery Applicant has taken steps to correct the deficiencies. Applicant is working closely with communications counsel to ensure that this matter receives necessary attention.

¹ Since each remaining owner of Applicant increased their respective interests from twenty-five percent (25%) to fifty percent (50%), the transactions would be considered transfers of control pursuant to 47 C.F.R. § 63.24(c), despite the fact that no new ownership was introduced to the Applicant.

MODE = MEMORY TRANSMISSION

START=DEC-09 12:57

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FILE NO.=8980

STN NO.	COMM. NO.	ONE-TOUCH/ ABBR NO.	STATION NAME/TEL NO.	PAGES	DURATION
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PD

INTERNATIONAL BUREAU

Policy Division

cc: Dave
Susan
Samir

FAX SHEET

Fax Number: (202) 418-2824

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DATE: 12/9/08
FROM: George Liu

TELEPHONE NUMBER: (202) 418-1462
TO: TDPower, K. Crowe / Chenq-yi Liu

FAX NUMBER: 202-263-3641

TELEPHONE NUMBER: 263-3640

SPECIAL INSTRUCTIONS: VC-STA - 2508 1119-00505
VoIP TEL, L.P.



Federal Communications Commission
Washington, D.C. 20554

International Bureau

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November 21, 2008
Ref: 2008-49

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Re: **VoIP TEL, L.P.**

WC Docket No. 08-218, DA 08-2546, rel. Nov. 20, 2008

ITC-STA-20081117-00505, ITC-T/C-20081024-00475

Comments Due: December 4, 2008

Replies Due: December 11, 2008

Dear Sir or Madam:

VoIP TEL, L.P. (VoIP TEL) filed applications seeking approval of a transfer of control that was consummated on December 15, 2007. At that time, two of the then-existing owners of VoIP TEL sold all of their interests in VoIP TEL to the remaining owners, Mubarak Maknoja and Muhammad Ali (Transferees), who now control VoIP TEL. Effectively, each Transferee now holds a 50% direct and indirect ownership interest in VoIP TEL. Muhammad Ali is a citizen of **Pakistan**. VoIP TEL holds domestic and international section 214 authorizations.

A copy of Public Notice DA 08-2546 (rel. Nov. 20, 2008) is attached. Should you have any national security, law enforcement, foreign policy or trade concerns with this proposed transaction, please file your comments by **Dec. 4, 2008**. Please see the General Information section of the public Notice for IB Docket No. 08-218, DA 08-2546 (rel. Nov. 20, 2008).

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As this transaction was consummated without prior Commission approval, VoIP TEL has separately filed two requests for Special Temporary Authority (STA). VoIP TEL states that the delay in requesting consent for the transfers of control at issue occurred because the owners did not realize that an internal transaction among existing owners that did not introduce outside ownership interests would be subject to prior Commission approval. Applicants further state that they filed the STAs and applications to correct the deficiency. Applicant acknowledges that the grant of the STAs will not prejudice any action the Commission may take on the underlying applications. Applicant further acknowledges that the STAs can be revoked by the Commission upon its own motion without a hearing, and that grant of STAs and the underlying applications will not preclude enforcement action. Please comment on the STA requests **as soon as possible**.

For further information please contact Alex Johns at (202) 418-1167 or David Krech at (202) 418-7443.

Sincerely,



George Li, Deputy Chief, Policy Division

Page 1 of 1

Janeese Parker

From: Janeese Parker
Sent: Friday, November 21, 2008 4:05 PM
To: 'Douglas.Klein@ic.fbi.gov'; 'edward.hand@usdoj.gov'; 'hillary.Morgan@dlsa.mil'; 'jarrold@ntia.doc.gov'; 'vbarrish@askalea.net'; 'maydc@state.gov'; 'lettsw@state.gov'; 'Stephen.heifetz@dhs.gov'; 'Christopher.Siefken@ic.fbi.gov'; 'swentworth@ostp.eop.gov'; 'Erica.Bomsey@dhs.gov'; '~~Sharon.Chatterson@assessates-dhs.gov~~'; 'margaret.Dudek@dhs.gov'; 'CarrollD@state.gov'; 'Brian.williams@associates.dhs.gov'; 'greg.pinto@dhs.gov'; 'Telecom@usdoj.gov'; 'Thomas.Doyle@associates.dhs.gov'; 'mary.wheaton2@usdoj.gov'; 'Siobhan.Dupuy@usdoj.gov'; 'alex.daman@dhs.gov'; 'Douglas.Daniels@dhs.gov'; 'Joanne.Ongman@usdoj.gov'; 'Jennifer.Rockoff@usdoj.gov'; 'jimchale@ustr.gov'; 'Richard.Sofield2@usdoj.gov'; 'Navin.Jaffer@dhs.gov'
Cc: James Ball; Francis Gutierrez; Howard Griboff; George Li; Susan OConnell; David Krech; JoAnn Sutton; Jodie May; Alexis Johns
Subject: Cover Letter Reference 2008-49 (Comments due: Noon, December 4, 2008)
Attachments: Executive Branch 2008-49.doc; VoIP TEL ToC PN adjidm (2).doc

Good Morning,

Attached is Cover Letter Reference 2008-49 (Comments due: Noon, December 4, 2008). Comment on the STA requests ASAP.

Janeese Parker

Federal Communications Commission

International Bureau/Policy Division

Phone: (202) 418-0707

E-mail: Janeese.Parker@fcc.gov