

ITC-STA-20081117-00505  
IB2008002718

VOIP TEL, L.P.

Re: ITE-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

VOIP TEL, L.P.  
Request for Special Temporary Authority

Attachment I

*Applicant acknowledges the conditions of STA as stated in the P.2 of 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.<sup>1</sup> 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.

<sup>1</sup> 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

END=DEC-09 12:58

FILE NO.: 890

STN NO.	COMM. NO.	ONE-TOUCH/ ABBR NO.	STATION NAME/TEL NO.	PAGES	DURATION
001	OK	2	92633641	002/002	00:00:25

\*\*\*\*\* -INTL BUREAU - \*\*\*\*\*  
 -INTERNATIONAL BUREAU -  
 202 418 2824- \*\*\*\*\*



PD

INTERNATIONAL BUREAU

Policy Division

cc: Dorr  
 Susan  
 Sumner

FAX SHEET

Fax Number: (202) 418-2824

This facsimile transmission is intended only for the addressee shown below. It may contain information that is privileged, confidential or otherwise protected from disclosure. Any review, dissemination or use of this transmission or its contents by persons other than the addressee is strictly prohibited. If you have received this transmission in error, please notify us immediately by telephone and mail the original to us at the Federal Communications Commission, International Bureau, 445 12<sup>th</sup> Street S.W., Room 7-4633, Washington, DC 20534.

DATE: 12/9/08  
 FROM: George Li  
 TELEPHONE NUMBER: (202) 418-1462  
 TO: TPower K. Crowe / Cheng-yi Liu  
 FAX NUMBER: 202-263-3641  
 TELEPHONE NUMBER: 263-3640  
 SPECIAL INSTRUCTIONS: VC-STA-20081119-00505  
VoIP-TEL, L.P.



Federal Communications Commission  
Washington, D.C. 20534

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)  
November 21, 2008  
Ref: 2008-49

Hillary Morgan	(703) 607-6092	Steven W. Lett	(202) 647-5835
Stephen Heifetz	(202) 282-8973	Alex Dannan	(202) 282-9940
Josephine Arnold	(202) 482-5461	Edward T. Hand	(202) 514-2464
Jonathan McHale	(202) 395-5656	Sally S. Wentworth	(202) 456-6085
Richard Sofield	(202) 514-0945	Douglas A. Klein	(202) 324-0853

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).

**ITC-STA-20081117-00505, WC DK 08-128**

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'; 'jarnold@nta.doc.gov'; 'vbarish@askalea.net'; 'maydc@state.gov'; 'letsw@state.gov'; 'Stephen.heletz@dhs.gov'; 'Christopher.Stefken@ic.fbi.gov'; 'swentworth@ostp.eop.gov'; 'Erica.Bomsey@dhs.gov'; '~~Sharon.Chilton@essetiaes-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'; 'jimhale@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*

**JoAnn Sutton**

---

**From:** George Li  
**Sent:** Wednesday, February 11, 2009 11:24 AM  
**To:** David Krech; JoAnn Sutton  
**Subject:** RE: 214 Application Grants

I agree. Thank you both.

---

**From:** David Krech  
**Sent:** Wednesday, February 11, 2009 11:19 AM  
**To:** JoAnn Sutton  
**Cc:** George Li  
**Subject:** RE: 214 Application Grants

The STA expired Feb. 7. I do not believe they got a new one because we all thought we granted the application last week, before the STA expired. Under these circumstances I am willing to not have them get a new STA. What do you think George?

---

**From:** JoAnn Sutton  
**Sent:** Wednesday, February 11, 2009 11:12 AM  
**To:** David Krech  
**Subject:** RE: 214 Application Grants

Do they need to file a new STA?

---

**From:** David Krech  
**Sent:** Wednesday, February 11, 2009 10:50 AM  
**To:** JoAnn Sutton  
**Subject:** RE: 214 Application Grants

Please drop the last phrase ("after which date the transaction can be completed"). They actually consummated this transaction in December 2007, and had an STA.

---

**From:** JoAnn Sutton  
**Sent:** Wednesday, February 11, 2009 10:36 AM  
**To:** David Krech  
**Subject:** FW: 214 Application Grants

Here is a DRAFT e-mail to Cheng-yi Liu, Thomas K. Crowe Law Office. The applicant, Mr. Makrojia, doesn't have an e-mail address. Have you confirmed with Sumita that the blurb is done?

Mr. Liu,

Ms. Parker e-mailed you on February 2, 2009 notifying you that VoIP TEL L.P.'s application, ITC-T/C-20081024-00475, has been granted in IBFS. Unfortunately, we have un-granted the application in IBFS because it has not yet been put on Accepted for Filing Public Notice (AFFPN). Your client asked us not to put the application on AFFPN until after Team Telecom completed their evaluation. We plan to put the application on our Streamlined AFFPN on Friday, February 13<sup>th</sup>, making it eligible for grant on Friday, February 27<sup>th</sup>, after which date the

2/11/2009

transaction can be completed.

I apologize for any inconvenience this has caused you.

JoAnn Sutton  
Assistant Division Chief  
Policy Division, International Bureau  
(202) 418-1372  
JoAnn.Sutton@fcc.gov

---

**From:** Janeese Parker  
**Sent:** Monday, February 02, 2009 2:44 PM  
**To:** 'firm@tkcrowe.com'; jsm@commlawgroup.com'; edwinhm@eglacorp.com'  
**Subject:** 214 Application Grants

**ITC-214-20080916-00431 EGLA CORP**  
**ITC-214-20070627-00248 Nortel Networks Corporation**  
**ITC-214-20081024-00475 VOIP TEL, L.P.**

We have received notification from Team Telecom that their evaluation of your application is complete. We have, therefore, granted the above applications in IBFS. You may begin providing service the day following the grant. These applications will be included on our next Actions Taken Public Notice, which will be published on Thursday, February 12, 2009. You may obtain a copy of the Public Notice via IBFS upon release.

---

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