

BINGHAM

ITC-STA-20090420-00169
IB2009001094

Cassara Acquisition Group, LLC

Re: ITC-T/E-20090408-00153

Granted MAY - 1 2009

Policy Division
International Bureau

date: EXPIRE: June 30, 2009
authorized by: CHIEF: Policy Div. IB
JAMES L. BORD
Signature

Applicants acknowledge the conditions of STA as stated in P. 3 of the request.

April 20, 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: WC Docket No. 09-53; File No. ITC-T/C-20090408-00153

Request for Special Temporary Authority

NexUSTel, LLC, Licensee
Cassara Acquisition Group, LLC, Transferor
Nexitos, LLC, Transferee

Dear Ms. Dortch:

NexUSTel, LLC (“NexUSTel” or “Licensee”), Cassara Acquisition Group, LLC (“CAG” or “Transferor”), and Nexitos, LLC (“Nexitos” or “Transferee”) (collectively, the “Parties”), pursuant to Section 214 of the Communications Act, as amended, 47 U.S.C. § 214, and Section 63.04 of the Commission Rules, 47 C.F.R. § 63.04, respectfully request expedited Special Temporary Authority (“STA”) for a ‘management buy-out’ transaction that resulted in the transfer of control of NexUSTel from CAG, an investment holding company, to Nexitos, an entity controlled by NexUSTel’s President (“Transaction”). On December 18, 2008, Nexitos acquired from CAG 100% of the voting membership interest of NexUSTel and became the Managing Member of NexUSTel.¹ The Parties respectfully request that the Commission grant this STA request as soon as possible and that the STA remain effective for 60 days.

As described more fully in the underlying Application, NexUSTel provides domestic interexchange services pursuant to blanket domestic Section 214 authority under Section 63.01(a) of the Commission’s Rules, 47 C.F.R. § 63.01(a) and holds international Section 214 authority to provide global or limited global facilities-based and resale service (IB File No. ITC-214-20080421-00191 (May 9, 2008)). Neither CAG nor Nexitos provides or is authorized to provide intrastate, interstate, or international telecommunications services.

¹ The Parties filed an Application for approval of the Transaction on April 8, 2009, which has been docketed as WC Docket No. 09-53 and File No. ITC-T/C-20090408-00153.

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***** -COMM. JOURNAL- ***** DATE MAY-01-2009 ***** TIME 09:06 *****

MODE = MEMORY TRANSMISSION

START=MAY-01 09:05

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FILE NO. =100

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FAX SHEET

Fax Number: (202) 418-2824

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DATE: 5/1/09 *cc: Dave Sussan Sumita*

FROM: George Lsi

TELEPHONE NUMBER: (202) 418-1462

TO: Jean Kishoo / Danielle Burt

FAX NUMBER: 202-393-6001

TELEPHONE NUMBER: -6000

SPECIAL INSTRUCTIONS: T/c-STA-2009-020-00169

NexUstel/Cassam/Mexito

Re T/c-2009-0408-00153

BINGHAM

ITC-STA-20090629-00305
IB2009001772
Cassara Acquisition Group, LLC

Granted 302009

Policy Division
International Bureau

date: Expire: Aug. 30, 2009

authorized by: Chief, Policy Div. IB

SL for James Ball

Signature

The parties acknowledge the conditions of STA as stated in P.3 of the request.

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

Re: WC Docket No. 09-53; File Nos. ITC-T/C-20090408-00153 and ITC-STA-20090420-00169

Request for Extension of Special Temporary Authority
NexUSTel, LLC, Licensee
Cassara Acquisition Group, LLC, Transferor
Nexitos, LLC, Transferee

Dear Ms. Dortch:

NexUSTel, LLC (“NexUSTel” or “Licensee”), Cassara Acquisition Group, LLC (“CAG” or “Transferor”), and Nexitos, LLC (“Nexitos” or “Transferee”) (collectively, the “Parties”), pursuant to Section 214 of the Communications Act, as amended, 47 U.S.C. § 214, and Section 63.04 of the Commission Rules, 47 C.F.R. § 63.04, respectfully request a sixty-day (60) extension of the Special Temporary Authority (“STA”) for a ‘management buy-out’ transaction that resulted in the transfer of control of NexUSTel from CAG, an investment holding company, to Nexitos, an entity controlled by NexUSTel’s President (“Transaction”). The Department of Justice, Federal Bureau of Investigation, and the Department of Homeland Security (“Executive Branch Agencies”) have no objection to this request to extend the STA.

On December 18, 2008, Nexitos acquired from CAG 100% of the voting membership interest of NexUSTel and became the Managing Member of NexUSTel.¹ The Parties filed a STA request in the above-referenced proceedings on April 20, 2009 to permit the NexUSTel to continue providing telecommunications services to its customers under Nexitos’ ownership. On May 1, 2009, the Commission granted STA authority to the Parties for a sixty-day (60)

¹ The Parties filed an Application for approval of the Transaction on April 8, 2009, which has been docketed as WC Docket No. 09-53 and File No. ITC-T/C-20090408-00153.

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MODE = MEMORY TRANSMISSION

START=JUN-30 10:58

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FILE NO.=186

STN NO.	COMM.	ONE-TOUCH/ ABBR NO.	STATION NAME/TEL NO.	PAGES	DURATION
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DATE: 6/30/09 *cc: Dave*
 FROM: George Lsi *Susan*
 TELEPHONE NUMBER: (202) 418-1462 *Suzette*
 TO: Jean Kidoa / Danielle Burt / A/Hang *Howard*
 FAX NUMBER: 202-373-6001 *Imant*
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SPECIAL INSTRUCTIONS: Hc-STA-20090619-00292 Primus VIP/ST55
Nexitel/Cassara/Nexito
Re Hc-Tc-20090408-00153
Hc-STA-20090619-00292 Primus VIP/ST55
SC1-STA-20090615-00016 " "
SC1-STA-20090616-00020 " / PRI

THIS COVER SHEET IS PAGE 1 OF 5 PAGES.



Federal Communications Commission
Washington, D.C. 20554

International Bureau

E-mail: James.Ball@fcc.gov
George.Li@fcc.gov
(202) 418-1462
(202) 418-2824 (fax)
May 8, 2009
Ref: EB 2009-17

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Josephine Arnold	(202) 482-5461	Edward T. Hand	(202) 514-2464
Jonathan McHale	(202) 395-5656	Richard Sofield	(202) 514-0945
Douglas A. Klein	(202) 324-0853		

Re: NexUSStel/CAG/Nexitos/Greentel

WC DK No. 09-53 (DA 09-1042, rel May 8, 2009)

WC DK No. 09-57 (DA 09-1043, rel May 8, 2009)

ITC-T/C-20090408-00153

ITC-T/C-20090416-00166

Comments Due: May 22, 2009

Reply Comments Due: May 29, 2009

Dear Sir or Madam:

WC DK No. 09-53 ITC-T/C-20090408-00153

On April 9, 2009, NexUSStel, LLC (NexUSStel), Cassara Acquisition Group, LLC (CAG), and Nexitos, LLC (Nexitos) (together, Applicants) filed applications seeking approval for a management buy-out transaction that resulted in the transfer of control of NexUSStel from CAG to Nexitos, an entity controlled by NexUSStel's president. NexUSStel holds domestic and international section 214 authorizations.

Nexitos, a Florida limited liability company, does not provide telecommunications services and was organized by Jorge A. Asecio, NexUSStel's president, to acquire control of NexUSStel from CAG. Applicants state that the following individuals, all citizens of Chile, own at least 10 percent of Nexitos: Jorge A. Asecio (70 percent), Julio G. Alvarez (20 percent), and Sonia Varas (10 percent).

On December 18, 2008, Nexitos acquired from CAG 100 percent of the voting membership interest of NexUSStel and became the managing member of NexUSStel. Contrary to Commission requirements, the Applicants did not seek prior approval for this transaction. Therefore, applicants filed requests for Special Temporary Authority (STA) seeking approval to provide service under the current ownership pending approval of the transaction. They state that Nexitos would have run out of cash and been forced to discontinue service to customers if the transaction had not closed by year end 2008. On May 1, 2009, we granted the STAs with conditions for the domestic and international 214 authorizations for a period of 60 days per Richard Sofield's email of April 30, 2009 (11:45am).

WC DK No. 09-57

TTC-T/C-20090416-00166

On April 21, 2009, NexUSTel, LLC (NexUSTel), Nextios, LLC (Nextios), and Greentel, LLC (Greentel) (collectively, Applicants) filed applications seeking approval for the transfer of control of NexUSTel to Greentel. Greentel, a Florida limited liability holding company, does not provide telecommunications services and is owned by Ramon Rojas (50 percent), who is a citizen of the **Dominican Republic**, and Luis Echevarria (50 percent), who is a citizen of the U.S. Nextios and Greentel entered into a purchase agreement on January 30, 2009 whereby Greentel will acquire a 50% interest in NexUSTel. As a result, both Nextios and Greentel will each hold a 50% interest in NexUSTel.

A copy of two Public Notices, DA 09-1042 and DA 09-1043 (rel. May 8, 2009) in WC Docket Nos. 09-53 and 09-57, seeking comment on the proposed transactions described in this letter are attached. Should you have any national security, law enforcement, foreign policy or trade concerns with these proposed transactions, please file your comments by **May 22, 2009**. See General Information section of the attached Public Notices, DA 09-1042 and DA 09-1043.

For further information, please contact Tracey Wilson-Parker at (202) 418-1394, Jodie May at (202) 418-0913 or David Krech at (202) 418-7443.

Sincerely,



George Li, Deputy Chief, Policy Division

From: Janeese Parker
Sent: Friday, May 08, 2009 3:37 PM
To: Janeese Parker; 'douglas.klein@ic.fbi.gov'; 'edward.hand@usdoj.gov'; 'hillary.Morgan@disa.mil'; 'jarnold@ntia.doc.gov'; 'vbarrish@askcallea.net'; 'maydc@state.gov'; 'lettsw@state.gov'; 'Stephen.heifetz@dhs.gov'; 'Christopher.Siefken@ic.fbi.gov'; 'Erica.Bomsey@dhs.gov'; 'Christina.saari@associates.hq.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'; 'jinchale@ustr.gov'; 'Richard.Sofield2@usdoj.gov'; 'Navin.Jaffer@dhs.gov'; 'glenn.kaminsky@hq.dhs.gov'; 'richard.gault@ic.fbi.gov'; 'Katrina.Carlie@hq.dhs.gov'; 'Brittney.Corrow@associates.hq.dhs.gov'; 'Jenny.R.Randall@hq.dhs.gov'
Cc: George Li; David Krech; JoAnn Sutton; Susan OConnell; Howard Griboff; James Ball; Sumita Mukhoty; Jodie May; Tracey Wilson-Parker
Subject: RE: Cover Letter Reference EB 2009-17. Please file your comments with WC Docket 09-53 and 09-57 by May 22, 2009
Attachments: Executive Branch 2009-17.doc; 1042.doc; 1043.doc

Attached are all three attachments.

Janeese Parker

Federal Communications Commission