



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

| | | | |
|------------------|----------------|-----------------|----------------|
| Hillary Morgan | (703) 607-6092 | Steven W. Lett | (202) 647-5835 |
| Stephen Heifetz | (202) 282-8973 | Alex Darnan | (202) 282-9940 |
| 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: **NexUStel/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, NexUStel, LLC (NexUStel), 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 NexUStel from CAG to Nexitos, an entity controlled by NexUStel's president. NexUStel holds domestic and international section 214 authorizations.

Nexitos, a Florida limited liability company, does not provide telecommunications services and was organized by Jorge A. Ascio, NexUStel's president, to acquire control of NexUStel from CAG. Applicants state that the following individuals, all citizens of **Chile**, own at least 10 percent of Nexitos: Jorge A. Ascio (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 NexUStel and became the managing member of NexUStel. 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

ITC-T/C-20090416-00166

On April 21, 2009, NexUSStel, LLC (NexUSStel), Nextios, LLC (Nextios), and Greentel, LLC (Greentel) (collectively, Applicants) filed applications seeking approval for the transfer of control of NexUSStel 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 NexUSStel. As a result, both Nextios and Greentel will each hold a 50% interest in NexUSStel.

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@askcalca.net'; 'maydc@state.gov'; 'lets@state.gov'; 'Stephen.heifetz@dhs.gov'; 'Christopher.Steifken@ic.fbi.gov'; 'Erica.Bomsey@dhs.gov'; 'Christina.saar@associates.hq.dhs.gov'; 'CarrollD@state.gov'; 'Brian.williams@associates.dhs.gov'; 'greg.pinto@dhs.gov'; 'TTelecom@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'; 'jmchale@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'; 'Britney.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.