

**Janeese Parker****From:** Janeese Parker**Sent:** Friday, June 05, 2009 12:53 PM

**To:** 'John.Janka@LW.com'; 'telecomfederal@regbackoffice.com'; 'patrick@crockerlawfirm.com'; 'joe@gsaudits.com'; 'brecherm@gtlaw.com'; 'jean.kiddoo@bingham.com'; 'ken@gsaudits.com'

**Cc:** Janeese Parker; 'douglas.klein@ic.fbi.gov'; 'edward.hand@usdoj.gov'; 'hillary.Morgan@disa.mil'; 'jarmold@ntia.doc.gov'; 'vbarrish@askcalea.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'; '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'; 'jimchale@ustr.gov'; 'Richard.Sofield2@usdoj.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'; 'dale.barr@hq.dhs.gov'; 'George Li'; 'David Krech'; 'JoAnn Sutton'; 'Susan OConnell'; 'Howard Griboff'; 'James Ball'; 'Gault, Richard'

**Subject:** Remove From Streamline**Attachments:** DOC-291249A1[1].pdf

Tracking:	Recipient	Read
	'John.Janka@LW.com'	
	'telecomfederal@regbackoffice.com'	
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6/5/2009

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George Li  
David Krech  
JoAnn Sutton  
Susan OConnell  
Howard Griboff  
James Ball  
'Gault, Richard'

Read: 6/5/2009 1:40 PM  
Read: 6/5/2009 1:11 PM

**ITC-214-20090501-00194 Inmarsat Hawaii Inc.**

**ITC-214-20090505-00197 Sarah Telecom LLC**

**ITC-214-20090505-00198 Telephone International Corporation of America**

**ITC-214-20090508-00208 IP To Go LLC**

**ITC-T/C-20090408-00153 Cassara Acquisition Group, LLC**

**ITC-T/C-20090416-00166 Nexitos, LLC**

**ITC-T/C-2009504-00191 Orlando Telephone Compay, Inc.**

The above referenced applications were placed on Public Notice on May 22, 2009 for streamlined processing. Since the Public Notice was released, the Commission has been requested by the Executive Branch agencies of the United States that we remove the subject application from streamlined processing because of foreign ownership issues. Therefore, pursuant to Section 63.12(c)(3) of the Commission's Rules, we have removed this application from streamlined processing.

Please be advised that your company may not commence operations until the Section 214 authorization is granted. See Section 63.12(d) of the rules, 47 C.F.R. Section 63.12(d). The Executive Branch will contact you or the "Contact" listed on your application directly for further information. You can be assured that your application will be processed expeditiously upon completion of Executive Branch's

review. We will notify you by e-mail when your application is granted.

The Public Notice Report No. TEL-01365S (released June 5, 2009), is attached. If you have any questions, please email: [JoAnn.Sutton@fcc.gov](mailto:JoAnn.Sutton@fcc.gov), [Susan.Oconnell@fcc.gov](mailto:Susan.Oconnell@fcc.gov), [David.Krech@fcc.gov](mailto:David.Krech@fcc.gov), and [George.Li@fcc.gov](mailto:George.Li@fcc.gov) or fax to 202-418-2824.

Thank you.

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

6/5/2009

**JoAnn Sutton**

**From:** Joe Solana [joe@gsaudits.com]  
**Sent:** Wednesday, April 22, 2009 12:21 PM  
**To:** Sumita Mukhoty; JoAnn Sutton; David Krech; Janese Parker  
**Subject:** Nexstel Transfer of Control: File #ITC-T/C-20090416-00166  
**Attachments:** Nexitos-GSA signature p12.pdf; Nexitos-Nexitos p14.pdf

Regarding Nexstel Transfer of Control application ITC-T/C-20090416-00166, we entered the incorrect 214 #. Below is the correct information.

In addition, we did not upload two signature pages (p12 and p14) with our attachment to the application, I have attached those PDF's as well, and I have also uploaded those via the pleading system.

If you have any questions, my contact information is below.

Thank you.

 <http://licensing.fcc.gov/cgi-bin/ws.exe/prod/b/forms/reports/my/IBFShpan.gif>

INTE.

**BUREAU**  
**FCC SELECTED APPLICATION LISTING BY FILE NUMBER**  
**REPORT WR07 - Tue Apr 21 17:50:15 US/Eastern 2009**

File Number = ITC2142008042200193;

<b>File Number:</b> ITC-214-20080422-00193	<b>Accepted For Filing PN Date:</b> 04/25/2008
<b>Callsign:</b> None	<b>Action Taken PN Date:</b> 05/15/2008
<b>Streamlined:</b> Y	<b>Term Begin Date:</b> None
<b>Environmental Impact:</b> None	<b>Term End Date:</b> None
<b>Status:</b> Action Taken Public Notice	<b>Date Filed:</b> 04/22/2008
<b>Red Light:</b> N	
<b>Status Date:</b> 05/15/2008	
<b>Last Action:</b> Grant of Authority	<b>Last Action Date:</b> 05/09/2008
<b>Grant Date:</b> 05/09/2008	<b>Bond Date:</b> None
<b>DA #:</b> 08-1153	<b>Adopted Date:</b> 05/14/2008
<b>Released Date:</b> 05/14/2008	
<b>Service Type:</b> Global or Limited Global Resale Service	

**Document Viewing**

4/23/2009

**Site Information**[Other filings related to this application  
\(Petitions, comments, etc\)](#)[Public Notice List](#)[Attachment Menu](#)[PDF Version of this application.](#)[HTML version of this application.](#)**Old File Number:** None**Applicant:**

NexUSTel, LLC

**Contact:** None

Bingham McCutchen LLP

9100 S. Dadeland Blvd.

2020 K Street, NW

Suite 1500

Miami, FL 33156 USA

Washington, DC 20006-1806 USA

**Description:** Application for authority to provide resale service in accordance with section 63.18(e)(2) of the Commission's rules, 47 C.F.R. § 63.18(e)(2).**Joe Solana**

Managing Partner

GSAssociates

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## JoAnn Sutton

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**From:** David Krech  
**Sent:** Wednesday, May 20, 2009 2:17 PM  
**To:** 'Sofield, Richard'; George Li; JoAnn Sutton; Susan OConnell; 'Mary.Wheaton2@usdoj.gov'  
**Subject:** RE: [TT] FCC application status for the week of May 17, 2009

We plan to include Orlando Telephone (ITC-T/C-20090504-00191) and the two NexUSTel applications (ITC-T/C-20090408-00153, [ITC-T/C-20090416-00166](#)) on the streamlined Public Notice this Friday, May 22. We will remove them from streamlined processing on June 5 if you have not completed your review by then.

David

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**From:** Sofield, Richard [mailto:Richard.Sofield2@usdoj.gov]  
**Sent:** Wednesday, May 20, 2009 1:29 PM  
**To:** David Krech; Francis Gutierrez; George Li; Howard Griboff; James Ball; Janese Parker; JoAnn Sutton; Jodi Cooper; Susan OConnell; Mary.Wheaton2@usdoj.gov  
**Subject:** [TT] FCC application status for the week of May 17, 2009

Team Telecom requests that the following matters be **REMOVED** from streamline:

ITC-214-20090421-00170 Dasaro USA

ITC-214-20090429-00183 Newcom, Inc.

SES-ASG-20090403-00406 SkyWave Mobile Communications, Corp.

ITC-T/C-20090504-00191 Orlando Telephone Co, Inc./Summit Broadband Inc.

ITC-T/C-20090408-00153 NexUSTel/CAG/Nexios/Greentel

[ITC-T/C-20090416-00166](#) NexUSTel/CAG/Nexios/Greentel

We will make the necessary electronic entries for the formally docketed matters.

Thank you.

**Richard C. Sofield**  
Director  
Foreign Investment Review Staff  
National Security Division  
U.S. Department of Justice

W-(202) 514-0945  
M-(202) 598-3134

## JoAnn Sutton

---

**From:** Sofield, Richard [Richard.Sofield2@usdoj.gov]

**Sent:** Wednesday, May 20, 2009 1:29 PM

**To:** David Krech; Francis Gutierrez; George Li; Howard Griboff; James Ball; Janese Parker; JoAnn Sutton; Jodi Cooper; Susan OConnell; Mary.Wheaton2@usdoj.gov

**Subject:** [TT] FCC application status for the week of May 17, 2009

Team Telecom requests that the following matters be **REMOVED** from streamline:

ITC-214-20090421-00170 Dasaro USA

ITC-214-20090429-00183 Newcom, Inc.

SES-ASG-20090403-00406 SkyWave Mobile Communications, Corp.

ITC-T/C-20090504-00191 Orlando Telephone Co, Inc./Summit Broadband Inc.

ITC-T/C-20090408-00153 NexUSteI/CAG/Nexitos/GreenteI

ITC-T/C-20090416-00166 NexUSteI/CAG/Nexitos/GreenteI

We will make the necessary electronic entries for the formally docketed matters.

Thank you.

**Richard C. Sofield**

Director

Foreign Investment Review Staff

National Security Division

U.S. Department of Justice

W-(202) 514-0945

M-(202) 598-3134

5/20/2009

ITC-T/C-20090416-00166

NexUSTel, LLC

-0017653122

Transfer of Control

Current Licensee:

NexUSTel, LLC

From:

Nexitos, LLC

To:

Greentel, LLC

Application filed for consent to the transfer of control of international section 214 authorization, ITC-214-20080422-00193, held by NexUSTel, LLC (NexUSTel), from Nexitos, LLC (Nexitos) to Greentel, LLC (Greentel). Pursuant to the terms of a purchase agreement executed on January 30, 2009, Greentel will acquire a 50% interest in NexUSTel from Nexitos, and upon closing both will have 50% ownership in NexUSTel. The following three individuals, all citizens of Chile, hold ownership interests in Nexitos: Jorge A. Asecio (70%); Julio G. Alvarez (20%); Sonia Varas (10%). The following two individuals hold ownership interests in Greentel: Ramon Rojas, citizen of Dominican Republic (50%), and Luis Echevarria, U.S. citizen (50%).



# PUBLIC NOTICE

Federal Communications Commission  
445 12<sup>th</sup> St., S.W.  
Washington, D.C. 20554

News Media Information 202 / 418-0500  
Internet: <http://www.fcc.gov>  
TTY: 1-888-835-5322

DA 09-1043  
Released: May 8, 2009

## DOMESTIC SECTION 214 APPLICATION FILED FOR THE TRANSFER OF CONTROL OF NEXUSTEL, LLC TO GREENTEL, LLC

### STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 09-57

**Comments Due: May 22, 2009**  
**Reply Comments Due: May 29, 2009**

On April 21, 2009, NexUStel, LLC (NexUStel), Nexitos, LLC (Nexitos), and Greentel, LLC (Greentel) (collectively, Applicants) filed an application pursuant to section 63.03 of the Commission's rules seeking approval for the transfer of control of NexUStel to Greentel.<sup>1</sup>

NexUStel, a Delaware limited liability company, provides resold interstate telecommunications services to approximately 771 customers in Florida and in multiple other states. It is currently owned 100 percent by Nexitos, a Florida limited liability holding company that does not provide telecommunications services. Nexitos is owned by the following individuals, all citizens of Chile: Jorge A. Asocio (70 percent), Julio G. Alvarez (20 percent), and Sonia Varas (10 percent).<sup>2</sup> 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. Nexitos and Greentel entered into a purchase agreement on January 30, 2009 whereby Greentel will acquire a 50% interest in NexUStel. As a result, both Nexitos and Greentel will each hold a 50% interest in NexUStel. Applicants assert that the proposed transaction is entitled to presumptive streamlined treatment under section 63.03(b)(2)(i) of the Commission's rules and that a grant of the application will serve the public interest, convenience, and necessity.<sup>3</sup>

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<sup>1</sup> 47 C.F.R. § 63.03; *see* 47 U.S.C. § 214. Applicants are also filing applications for transfer of control associated with authorization for international services. Any action on this domestic section 214 application is without prejudice to Commission action on other related, pending applications. Applicants filed a supplement to their domestic section 214 application on May 6, 2009.

<sup>2</sup> On December 18, 2008, Nexitos acquired from Cassara Acquisition Group, LLC, an investment holding company, 100% of the membership interest of NexUStel and became the managing member of NexUStel. Domestic Section 214 Application Filed for the Transfer of Control of NexUStel, LLC to Nexitos, LLC, WC Docket No. 09-53 (filed Apr. 9, 2009).

<sup>3</sup> 47 C.F.R. § 63.03(b)(2)(i).

## GENERAL INFORMATION

The transfer of assets identified herein has been found, upon initial review, to be acceptable for filing as a streamlined application. The Commission reserves the right to return any transfer application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules and policies. Pursuant to section 63.03(a) of the Commission's rules, 47 CFR § 63.03(a), interested parties may file comments **on or before May 22, 2009**, and reply comments **on or before May 29, 2009**. Unless otherwise notified by the Commission, the Applicants may transfer control on the 31<sup>st</sup> day after the date of this notice.<sup>4</sup> Comments must be filed electronically using (1) the Commission's Electronic Comment Filing System (ECFS) or (2) the Federal Government's e-Rulemaking Portal. *See* 47 C.F.R. § 63.03(a) ("All comments on streamlined applications shall be filed electronically . . . ."); *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- Comments may be filed electronically using the Internet by accessing the ECFS, <http://www.fcc.gov/ecfb/ecs/>, or the Federal e-Rulemaking Portal, <http://www.regulations.gov>. Filers should follow the instructions provided on the website for submitting comments.
- For ECFS filers, if multiple docket or rulemaking numbers appear in the caption of this proceeding, filers must transmit one electronic copy of the comments for each docket or rulemaking number referenced in the caption. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions, filers should send an e-mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov) and include the following words in the body of the message, "get form." A sample form and directions will be sent in response.

### **In addition, e-mail one copy of each pleading to each of the following:**

- 1) The Commission's duplicating contractor, Best Copy and Printing, Inc., [fcc@bcpiweb.com](mailto:fcc@bcpiweb.com), phone: (202) 488-5300; fax: (202) 488-5563;
- 2) Tracey Wilson-Parker, Competition Policy Division, Wireline Competition Bureau, [tracey.wilson-parker@fcc.gov](mailto:tracey.wilson-parker@fcc.gov);
- 3) Jodie May, Competition Policy Division, Wireline Competition Bureau, [jodie.may@fcc.gov](mailto:jodie.may@fcc.gov);
- 4) Jim Bird, Office of General Counsel, [jim.bird@fcc.gov](mailto:jim.bird@fcc.gov).

Filings and comments are available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. They may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554; telephone: (202) 488-5300; fax: (202) 488-5563; e-mail: [fcc@bcpiweb.com](mailto:fcc@bcpiweb.com); url: [www.bcpiweb.com](http://www.bcpiweb.com).

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<sup>4</sup> Such authorization is conditioned upon receipt of any other necessary approvals from the Commission in connection with the proposed transaction.

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

- FCC -