

OCT 31 2007

Federal Communications Commission  
Office of the Secretary

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20554

In the Matter of	)	EB Docket No. 07-197
	)	
<b>Kurtis J. Kintzel, Keanan Kintzel, and all</b>	)	File No. EB-06-IH-5037
<b>Entities by which they do business before</b>	)	NAL/Acct. No. 200732080029
<b>the Federal Communications Commission</b>	)	
	)	FRN No. 0007179054
	)	

To: U.S. Bell, Inc.

**ENFORCEMENT BUREAU'S REQUEST FOR ADMISSION OF FACTS  
AND GENUINENESS OF DOCUMENTS TO U.S. BELL, INC.**

The Enforcement Bureau (the "Bureau"), pursuant to section 1.246 of the Commission's Rules, 47 C.F.R. § 1.246, hereby requests that, within 10 days of service of this request, U.S. Bell, Inc. ("US Bell"), admit to the truth of the following facts and genuineness of the attached documents, as set forth in the following numbered paragraphs. Each response shall be labeled with the same number as the subject admission request and shall be made under oath or affirmation of the person providing the response.

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## **Definitions**

For this document, the following definitions apply:

“Avatar” means Avatar Enterprises, Inc., any affiliate, d/b/a, predecessor-in-interest, parent company, wholly or partially owned subsidiary, successor-in-interest or other affiliated company or business, including but not limited to, BOI, Buzz Telecom and US Bell, and all directors, officers, employees, shareholders or agents, including consultants and any other persons working for or on behalf of any of the foregoing during the period February 11, 2004 through the present, unless otherwise noted.

“BOI” means Business Options, Inc., any affiliate, d/b/a, predecessor-in-interest, parent company, wholly or partially owned subsidiary, successor-in-interest or other affiliated company or business, including but not limited to, Avatar, Buzz Telecom and US Bell, and all directors, officers, employees, shareholders or agents, including consultants and any other persons working for or on behalf of any of the foregoing during the period February 11, 2004 through the present, unless otherwise noted.

“Buzz” means Buzz Telecom Corporation, any affiliate, d/b/a, predecessor-in-interest, parent company, wholly or partially owned subsidiary, successor-in-interest or other affiliated company or business, including but not limited to, BOI, Avatar and US Bell, and all directors, officers, employees, shareholders or agents, including consultants and any other persons working for or on behalf of any of the foregoing during the period February 11, 2004 through the present, unless otherwise noted.

“Commission” means Federal Communications Commission.

“Companies” means BOI, Buzz, Avatar and US Bell, or any one of those entities.

“US Bell” means U.S. Bell, Inc., its successor Link Technologies, any affiliate, d/b/a, predecessor-in-interest, parent company, wholly or partially owned subsidiary, successor-in-interest or other affiliated company or business, including but not limited to, BOI, Avatar and Buzz, and all directors, officers, employees, shareholders or agents, including consultants and any other persons working for or on behalf of any of the foregoing during the period February 11, 2004 through the present, unless otherwise noted.

### **Admissions**

1. US Bell is bound by a consent decree between the Commission and BOI dated on or about February 13, 2004 (the “Consent Decree”) in connection with a proceeding under EB Docket No. 03-85.

2. US Bell was an affiliate of BOI during the period February 11, 2004 through the present.

3. US Bell was an affiliate of Buzz during the period February 11, 2004 through the present.

4. US Bell was an affiliate of Avatar during the period February 11, 2004 through the present.

5. Avatar, BOI, Buzz and US Bell have been affiliates during the period February 11, 2004 through the present.

6. US Bell has not made all monthly payments toward the voluntary contribution due under the terms of the Consent Decree.

7. The Companies have not made all monthly payments toward the voluntary contribution due under the terms of the Consent Decree.

8. US Bell failed to make the payment toward the \$510,000 voluntary contribution that was due in June 2005.

9. The Companies failed to make the payment toward the \$510,000 voluntary contribution that was due in June 2005.

10. US Bell failed to make the payments toward the \$510,000 voluntary contribution that were due in each of August 2005 through April 2006.

11. The Companies failed to make the payments toward the \$510,000 voluntary contribution that were due in each of August 2005 through April 2006.

12. US Bell has made no payments toward the \$510,000 voluntary contribution since its May 2006 installment payment.

13. The Companies have made no payments toward the \$510,000 voluntary contribution since the May 2006 installment payment.

Respectfully submitted,



Kris Anne Monteith  
Chief, Enforcement Bureau

Michele Levy Berlove  
Attorney, Investigations and Hearings Division

Judy Lancaster  
Attorney, Investigations and Hearings Division

Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room 4-C330  
Washington, D.C. 20554  
(202) 418-1420  
October 31, 2007

**CERTIFICATE OF SERVICE**

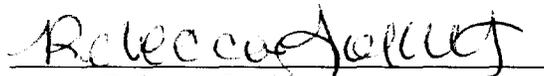
Rebecca Lockhart, a Paralegal Specialist in the Enforcement Bureau's Investigations and Hearings Division, certifies that she has, on this 31st day of October, 2007, sent by first class United States mail copies of the foregoing **Enforcement Bureau's Request for Admission of Facts and Genuineness of Documents to U.S. Bell, Inc.** to:

Catherine Park, Esq.  
2300 M Street, NW, Suite 800  
Washington, D.C. 20037

Counsel for Kurtis J. Kintzel, Keanan Kintzel, Business  
Options, Inc., Buzz Telecom Corporation, US Bell, Inc., Link  
Technologies and Avatar Enterprises

A copy of the foregoing was also served via hand-delivery to:

Administrative Law Judge Richard L. Sippel  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room 1-C861  
Washington, D.C. 20054

  
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Rebecca Lockhart