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July 25, 2008  
Via Overnight Delivery

JUL 28 2008  
FCC Mail Room

2600 Maitland Center Pkwy. Ms. Marlene H. Dortch, FCC Secretary  
Suite 300 Federal Communications Commission  
Maitland, FL 32751 9300 East Hampton Drive  
Capitol Heights, Maryland 20743  
P.O. Drawer 200  
Winter Park, FL  
32790-0200  
Tel: 407-740-8575  
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Attention: Office of the Secretary

**RE: CC Docket No. 00-257  
Notification of Transfer of Certain Local and Long Distance Service Customers  
from Navigator Telecommunications, LLC to Access Integrated Networks, Inc.  
d/b/a Birch Communications**

Dear Ms. Dortch:

Pursuant to CC Docket No. 00-257 and in accordance with Section 64.1120(e)(1) of the Commission's rules, the original and four copies of this notification is submitted on behalf of Access Integrated Networks, Inc., d/b/a Birch Communications ("Birch") who hereby notifies the Commission that it has entered into an agreement with Navigator Telecommunications, LLC ("Navigator"), whereby the Birch subsidiaries will generally acquire Navigator's residential and business local and long distance customers in the states of Alabama, Arkansas, California, Florida, Georgia, Kentucky, Louisiana, Massachusetts, Mississippi, North Carolina, New York, Pennsylvania, South Carolina, and Tennessee from Navigator. Following the transaction, these customers will be served by the Birch operating company in each state. The transfer of the customer base will take place on or after October 1, 2008.

Birch hereby certifies that it has complied with the advance subscriber notification requirements set forth in Section 64.1120(e)(3) of the Commission's rules, with the obligations specified in that notice and with Commission requirements that apply to this streamlined process. Customer notice will be mailed to approximately 8,500 affected subscribers on beginning September 1, 2008, each being sent thirty or more days in advance of the projected transfer date. A copy of the notice is enclosed as Attachment A.

Please date stamp the receipt copy and return it in the self addressed, stamped envelope provided. Questions regarding this filing may be directed to the undersigned at (407) 740-3006 or via e-mail at croesel@tminc.com.

Sincerely,

Carey Croesel

Enclosures

Cc: David Stotelmyer, Navigator  
Sharyl D Fowler, Birch

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**ACCESS INTEGRATED NETWORKS, INC. d/b/a BIRCH COMMUNICATIONS**

**NAVIGATOR TELECOMMUNICATIONS, LLC**

**Attachment A**

**Customer Notice**



**NAVIGATOR**

Telecommunications

**Birch**  
communications

DATE

Customers Name  
Customers Address  
City, State, Zipcode

Dear \_\_\_\_\_

This letter is to inform you that Access Integrated Networks, Inc. d/b/a Birch Communications (Birch) has entered into an agreement whereby Birch subsidiaries will generally acquire from Navigator Telecommunications, LLC (Navigator), subject to regulatory approval, certain Navigator phone service accounts in the state of \_\_\_\_\_ (Alabama, Arkansas, California, Florida, Georgia, Kentucky, Louisiana, Massachusetts, Mississippi, North Carolina, New York, Pennsylvania, South Carolina, Tennessee – LETTERS WILL BE STATE SPECIFIC) on or after \_\_\_\_\_ (state specific). As a result of this agreement, Birch will assume responsibility for all services previously provided to you by Navigator. Birch is excited about the opportunity to provide your phone service and looks forward to a long and successful business relationship.

Please rest assured, the transition will have little or no impact on your current services, nor will there be any interruption of your service. The agreement between Birch and Navigator has been structured so that the transfer of service will be an almost seamless transition with only a minor change to your voicemail service. You will retain you rates, features, terms and conditions of service and phone number. You will not incur any charges for the transfer of services to Birch, and little or no action is required from you regarding this changeover. You do have the right to select a different carrier for the telecommunication service(s) at issue. *If you do not wish to receive service from Birch, you should select another carrier and contact that carrier directly to transfer your service by \_\_\_\_\_.* If you choose to seek an alternative carrier for services, you may incur a fee for transfer of services. In addition, should you have a term commitment with Navigator and you disconnect services prior to the end of that term, you will be liable for early termination charges. Please note that if you are a customer of Navigator on the date of the transfer, your account will automatically be transferred to Birch.

You will receive your first billing statement from Birch starting with your \_\_\_\_\_ or \_\_\_\_\_ bill. Any balances owed for services provided prior to your first bill from Birch will remain payable to Navigator. All terms, conditions, and pricing of your service will stay the same and will not be affected by the transaction.

Please note that any local service preferred carrier "freeze" you have placed on your existing telephone lines to prevent unauthorized transfer to another local carrier will be over-ridden for purposes of this transaction and will need to be reinstated by you after the transfer is complete.

If you have any questions or complaints about this transaction prior to \_\_\_\_\_, you may contact Navigator Telecommunications, LLC at \_\_\_\_\_. After \_\_\_\_\_, you should contact Birch Communications at \_\_\_\_\_ (state specific customer service number) for any questions pertaining to service and billing.

**About Access Integrated Networks, Inc. d/b/a Birch Communications**

Headquartered in Atlanta GA, Birch Communications is one of the largest competitive local exchange carriers in the 31-state southeast, southwest and midwest regions serving small and medium business customers. Birch was the first in its class to deploy its own private IP network utilizing soft switch technology to deliver innovative, high quality, affordable voice and broadband communications services to small and medium business customers.

Birch looks forward to continuing to provide you with quality service for many years to come.

Sincerely,

Navigator Telecommunications, LLC and  
Access Integrated Networks, Inc. d/b/a Birch  
Communication