BINGHAM

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.

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[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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The Transaction was the first step of a two-step transfer process that was intended by the parties to be a single transaction. The parties had intended that CAG would transfer its voting membership interest directly to Greentel, LLC ("Greentel"), a new third party investor who had indicated it would finance the Company. For various important business reasons, CAG had already determined that it was critical that it divest its voting membership interests by year-end 2008, and made that a condition to the closing. However, in mid-December 2008, it became apparent to the parties that the purchase of CAG's voting membership interest by Greentel would not be possible by year-end 2008, and that by the time it would become possible, the Company would have run out of cash and would therefore be forced to discontinue service and dissolve its business and existence. So as to avoid this draconian and irreversible outcome, and the adverse effect it would have had on NexUStel's customers, the parties chose to pursue an imperfect alternative – to bifurcate the transaction into two steps to allow a transfer of the voting interests to Nexitos (an entity controlled by existing NexUStel management) to occur, and to work diligently to complete the terms of the Greentel, LLC purchase and then to seek Commission approval of the related transfers prior to completing the Nexitos-to-Greentel transfer.

The Transaction therefore represents the an interim step whereby the management of NexUStel purchased the voting equity prior to the end of the year to prevent any disruption of service to customers and to allow for its continued existence. In this way, disruption of service was avoided in a manner that resulted in no change whatsoever to the management and control of day-to-day operations, and with the expectation that the second part of the transaction would occur quickly. Although it has taken longer than Nexitos expected at the time, an agreement between Nexitos and Greentel has been reached whereby Greentel will acquire a 50% interest in NexUStel. Consummation of that transaction is conditioned upon Commission approval, and an application seeking such approval was filed separately on April 15, 2009.

As noted above, this acquisition of control by Nexitos, a Florida limited liability organized by NexUStel's President Mr. Jorge Asecio, who is a Chilean citizen and holds 70 percent of the interest in Nexitos, did not have any impact on NexUStel's day-to-day operations. NexUStel is a small company that operates as a switchless long distance reseller and does not own or operate any telecommunications lines or other transmission facilities. The company continues to be operated from its headquarters in Miami, Florida, and maintains all of its books and records, including all of its customer account information, at its Miami headquarters. NexUStel continues to be run by the same experienced, well qualified management, operational and technical personnel that have managed the company since its inception on January 22, 2008. In addition, NexUStel continues to provide switchless resold interstate and international

telecommunications services to its existing customers at the same rates, terms and conditions, and the Transaction was therefore transparent to its customers.

Accordingly, the Parties request that the Commission grant the STA to permit NexUStel to continue providing telecommunications services to its customers under Nexitos' ownership. The Parties respectfully request grant of the STA as soon as possible. The Parties acknowledge that grant of this request will not prejudice action by the Commission on the underlying Application, that any authority granted pursuant to this request is subject to cancellation or modification upon notice but without a hearing, and that grant of this request will not impact any enforcement action by the Commission.

Should you have any questions or require further information, please do not hesitate to contact us.

Respectfully submitted,

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Counsel for NexUStel, LLC and Nexitos, LLC

VERIFICATION

I, Jorge Asecio, state that I am President of Nexitos, LLC, the parent of NexUStel, LLC, and President of NexUStel, LLC; that the foregoing filing was prepared under my direction and supervision; and that the contents are true and correct to the best of my knowledge, information, and belief.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 20 day of April, 2009.

Jorge Asecio
NexUStel, LLC and Nexitos, LLC