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December 11, 2008

Via Overnight Courier

Ann Cole, Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

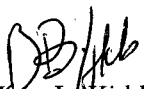
Re: NOTICE OF NON-CONSUMMATION

Dear Ms. Cole:

Lightyear Network Solutions, LLC ("Lightyear") and Wherify Wireless, Inc. ("Wherify") (together, "Parties") filed a Notice on August 28, 2008, to notify the Commission a transfer of control of Lightyear to Wherify. On behalf of the Parties, we hereby notify the Commission that the Parties have reevaluated their business plans in light of current economic conditions and determined not to proceed with the proposed transaction at this time. To the extent that Parties may in the future determine to undertake a transaction together, they will notify the Commission at that time.

Enclosed for filing with the Commission are an original and fifteen (15) copies of this notice. Please date-stamp the enclosed extra copy of this filing and return it in the self-addressed, postage paid envelope provided. Should you have any questions concerning this filing, please do not hesitate to contact Danielle Burt at (202) 373-6039.

Respectfully submitted,


Jean L. Kiddoo
Danielle Burt

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