### **Eric Fryson**

From:

Schenkel, Cara O. < CSchenkel@cahill.com>

Sent:

Wednesday, April 24, 2013 7:17 PM

To:

Filings@psc.state.fl.us

Subject:

RE: NEW MATTER- Notification of Customer/Asset Transfer

**Attachments:** 

FL Consummation Notice.pdf

# The person responsible for this electronic filing is:

Angela F. Collins, Senior Attorney Cahill Gordon & Reindel LLP 1990 K Street, N.W., Suite 950 Washington, D.C. 20006 202.862.8930 (telephone) 866.814.6582 (fax) acollins@cahill.com

**NEW MATTER-** Notification of Consummation of Customer/Asset Transfer

This document is being filed on behalf of Birch Telecom of the South, Inc. dba Birch Telecom dba Birch Communications (collectively, "Birch") and Covista, Inc.

The total number of pages is 1.

The document is a notification to the Commission of the consummation of a transfer of customers and assets from Covista, Inc. to Birch.

Respectfully submitted,

#### Cara O. Schenkel | Associate

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From: Schenkel, Cara O.

**Sent:** Tuesday, February 05, 2013 10:47 AM

To: filings@psc.state.fl.us

Subject: NEW MATTER- Notification of Customer/Asset Transfer

DOCUMENT NUMBER-BATE

02159 APR 25 º

# The person responsible for this electronic filing is:

Angela F. Collins, Senior Attorney Cahill Gordon & Reindel LLP 1990 K Street, N.W., Suite 950 Washington, D.C. 20006 202.862.8930 (telephone) 866.814.6582 (fax) acollins@cahill.com

**NEW MATTER-** Notification of Customer/Asset Transfer

This document is being filed on behalf of Birch Telecom of the South, Inc. dba Birch Telecom dba Birch Communications (collectively, "Birch") and Covista, Inc.

The total number of pages is 8.

The document is a notification to the Commission of the pending transfer of Covista's assets/customers to Birch.

Respectfully submitted,

IRS Circular 230 disclosure: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. federal tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed herein.

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ANGELA F. COLLINS 202-862-8930

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April 24, 2013

## VIA ELECTRONIC FILING

Ms. Ann Cole Director, Office of the Commission Clerk Florida Public Service Commission Office of the Commission Clerk 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

> Birch Telecom of the South, Inc. dba Birch Telecom dba Birch Re: Communications and Covista, Inc. - Notification of Transfer of Customers and Assets

Dear Ms. Cole:

On February 5, 2013, Birch Communications, Inc. ("Birch") and Covista, Inc. ("Covista") (collectively, "Applicants") filed a Notification with the Florida Public Service Commission ("Commission") of the transfer of the assets and customers of Covista to Birch (the "Transaction"). The Applicants hereby notify the Commission that the Transaction was consummated on March 25, 2013.

As stated in the Notification, Covista will make a subsequent filing to cancel Covista's authorization to provide telecommunications services in Florida and any currently effective tariffs it may have on file. The contact person for any future correspondence with Covista is Ron Kuzon, who can be reached at rkuzon@hotmail.com or 914-414-6692, or c/o Douglas D. Orvis, Bingham McCutchen, 2020 K Street, NW, Washington, DC 20006.

If you have any questions concerning this matter, please contact the undersigned.

Respectfully submitted, unla allin.

Counsel for Birch Telecom of the South.

Inc. dba Birch Telecom dba Birch

Communications

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