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

In the Matter of	)	
	)	
BIRCH COMMUNICATIONS, INC. and BIRCH TELECOM, INC.,	)	**ITC-ASG- _____**
Assignees	)	
	)	
and	)	**WC Docket No. ____**
	)	
COVISTA, INC.	)	
Assignor	)	
	)	
Application for Consent to Assign Assets and/or Transfer Control of Assets pursuant to Section 214 of the Communications Act of 1934, as Amended	)	

JOINT APPLICATION

Birch Communications, Inc. ("BCI"), Birch Telecom, Inc. ("Birch Telecom") (BCI and Birch Telecom collectively, "Birch" or "Assignees"), and Covista, Inc. ("Covista" or Assignor") (Assignees and Assignor collectively, the "Applicants") hereby request authority from the Federal Communications Commission ("Commission") pursuant to Section 214 of the Communications Act of 1934, as amended (the "Act"), 47 U.S.C. § 214, and Sections 1.763, 63.03, 63.04, 63.18, and 63.24(e) of the Commission's rules, 47 C.F.R. §§ 1.763, 63.03, 63.04, 63.18, and 63.24(e), to assign and/or transfer control of certain Covista assets to Birch,[1] excluding the Commission authorizations held by the Assignors.

[1] *Amendment of Parts 1 and 63 of the Commission's Rules*, 22 FCC Rcd 11398, ¶ 38 (2007) (indicating that asset acquisitions should be treated as assignments under the Commission's international Section 214 rules); *Implementation of Further Streamlining Measures for Domestic Section 214 Authorizations*, 17 FCC Rcd 5517, ¶ 59 (2002) (finding that asset acquisitions should be treated as transfers of control under the Commission's domestic Section 214 rules).

I. REQUEST FOR STREAMLINED TREATMENT OF APPLICATION

Under Section 63.04(b) of the Commission's rules, the Applicants are filing a combined domestic and international application for the assignment and/or transfer of control of certain Covista assets to Birch. The Applicants respectfully request streamlined treatment of this Application pursuant to Sections 63.03 and 63.12 of the Commission's rules.

This Application is eligible for streamlined processing pursuant to Section 63.03(b)(2) of the Commission's rules because: (1) the proposed transaction will result in Birch having a market share in the interstate interexchange market of less than ten percent (10%); (2) Birch will provide competitive telephone exchange services exclusively in geographic areas served by a dominant local exchange carrier that is not a party to the transaction; and (3) neither the Applicants nor any of their affiliates are regulated as dominant with respect to any service. This Application also qualifies for streamlined treatment under Section 63.12 of the Commission's rules because: (1) Birch is not affiliated with a dominant foreign carrier; (2) as a result of the transaction, Birch will not be affiliated with any foreign carrier; and (3) none of the other scenarios outlined in Section 63.12(c) of the Commission's rules apply.

II. APPLICANTS

A. Birch Communications, Inc. (FRN: 0005044375) and Birch Telecom, Inc. (FRN: 0014685887)

BCI is a Georgia corporation with headquarters located at 3060 Peachtree Road NW, Suite 1065, Atlanta, GA 30305. BCI has authority to provide interstate and international telecommunications services.[2] BCI's wholly-owned subsidiary, Birch Communications of

[2] IB File No. ITC-214-19970926-00584, FCC Filer ID 815113.

Virginia, Inc., operates pursuant to BCI's international 214 authority and is registered to provide interstate telecommunications services.[3]

Birch Telecom, a Delaware corporation, is a wholly-owned subsidiary of BCI with headquarters located at 3060 Peachtree Road NW, Suite 1065, Atlanta, GA 30305. Birch Telecom has authority to provide international telecommunications services from the Commission.[4] The following wholly-owned subsidiaries of Birch Telecom operate pursuant to Birch Telecom's international authority and also provide interstate telecommunications services: Birch Telecom of the South, Inc., Birch Telecom of the West, Inc., Birch Telecom of the Great Lakes, Inc., Birch Telecom of Missouri, Inc., Birch Telecom of Oklahoma, Inc., Birch Telecom of Texas Ltd., LLP, Birch Telecom of Kansas, Inc., Birch Communications of the Northeast, Inc., Ionex Communications, Inc., Ionex Communications South, Inc., and Ionex Communications North, Inc.[5]

Birch and its wholly-owned subsidiaries either offer service or are certificated to offer telecommunications services in the following 38 states: Alabama, Arkansas, California, Colorado, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, New Jersey, New Mexico, New York, North Carolina, North Dakota, Nebraska, Ohio, Oklahoma, Oregon, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Virginia, Washington, Wisconsin, and Wyoming. Birch is in the process of obtaining certification to offer

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[3] FCC Filer ID 828502.

[4] IB File No. ITC-214-19990701-00441.

[5] Birch Telecom of the South, Inc. (FCC Filer ID 820616), Birch Telecom of the West, Inc. (FCC Filer ID 827985), Birch Telecom of the Great Lakes, Inc. (FCC Filer ID 826636), Birch Telecom of Missouri, Inc. (FCC Filer ID 819422), Birch Telecom of Oklahoma, Inc. (FCC Filer ID 820061), Birch Telecom of Texas LTD LLP (FCC Filer ID 819948), Birch Telecom of Kansas, Inc. (FCC Filer ID 807993), IONEX Communications, Inc. (FCC Filer ID 815376), Birch Communications of the Northeast, Inc. (FCC Filer ID 828483), Ionex Communications South, Inc. (FCC Filer ID 808443), Ionex Communications North, Inc. (FCC Filer ID 815082).

telecommunications in the District of Columbia plus the following 7 states: Connecticut, Idaho, Maine, Nevada, New Hampshire, Rhode Island, and Vermont.

B. Covista, Inc. (FRN: 0009884164)

Covista is a New Jersey corporation with headquarters at 225 East 8th Street, Suite 400, Chattanooga, TN 37402. Covista was granted international 214 authority in File No. ITC-214-19981023-00834. Covista is also registered to provide interstate telecommunications services.[6] Covista either offers service or is certificated to offer telecommunications service in the District of Columbia and all 50 states except Alaska.

III. DESCRIPTION OF THE TRANSACTION

On November 30, 2012, Birch and Covista entered into an Asset Purchase Agreement ("Agreement") pursuant to which Birch will purchase certain assets and customers of Covista. Pursuant to the Agreement, Birch will purchase the following assets from Covista: certain customer accounts and receivables, certain customer agreements and contracts, certain vendor agreements and contracts, certain equipment, and certain intellectual property. Birch, however, will not assume any of Covista's pre-closing liabilities or obligations.

As currently structured, the Transaction involves customers that currently receive services from the Assignors in the District of Columbia and all 50 states except Alaska, Arizona, Hawaii, Utah, and West Virginia. All affected customers will receive notice of the Transaction as necessary under Commission and state customer notification requirements. The chart in **Exhibit B** reflects which Birch entity will provide service in which state. The ownership structure of Birch will not be affected by the Transaction. The assets to be purchased do not

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[6] FCC Filer ID 823674.

include the Commission authorizations held by the Assignors. Consummation of the Transaction is contingent on, among other things, receipt of all necessary regulatory approvals.

IV. PUBLIC INTEREST STATEMENT

The proposed Transaction furthers the public interest, convenience, and necessity. Approval of the Transaction is in the public interest because it will advance economic efficiency by enabling Birch to expand its own business and achieve economies of scale. These benefits are expected to strengthen Birch's ability to expand its offerings and services to a broader customer base. The Transaction will enable Birch to strengthen its competitive position to the benefit of consumers and the telecommunications marketplace. In addition, the existing customers of the Assignors will benefit as they will now have access to the expanded service offerings available from Birch.

Furthermore, the Transaction will be conducted in a manner that will be transparent to the Assignors' current customers. Upon consummation of the Transaction and after completion of the customer transfer, Birch will provide the Assignors' current customers with the same service quality they have come to expect and all billing will be handled by Birch using the Birch name. Assignors' customers will continue to receive the same services that they currently receive without any immediate changes to the service offerings, rates, or terms and conditions. Applicants will also provide prior written notice of the Transaction to current customers as required by Section 64.1120(e) of the Commission's rules and applicable state customer notice rules.

Finally, the proposed Transaction does not present any anticompetitive issues. After consummation of the Transaction, Birch's total share of the interstate interexchange market will be less than ten percent (10%). In addition, there are many other interexchange carriers operating on a nationwide basis.

V. INFORMATION REQUIRED BY SECTION 63.24(e) OF THE COMMISSION'S RULES FOR ASSIGNMENT OF ASSETS

In support of this Application, the Applicants submit the following information pursuant to Section 63.24(e) of the Commission's rules, which is the information requested in paragraphs (a)-(d) and (o)-(p) of Section 63.18 for both Applicants and the information requested in paragraphs (h)-(n) of Section 63.18 for Birch.

(a) Name, contact address, and telephone number

Assignors
Covista, Inc. (FRN: 0009884164)
225 East 8th Street, Suite 400
Chattanooga, TN 37402
423-648-9610 (telephone)

Assignees
Birch Communications, Inc. (FRN: 0005044375)
Birch Telecom, Inc. (FRN: 0014685887)
3060 Peachtree Road NW, Suite 1065
Atlanta, GA 30305
877-772-4724 (telephone)

(b) Citizenship

Covista is a New Jersey corporation. Birch Telecom is a Delaware corporation. BCI is a Georgia corporation.

(c) Correspondence concerning this Application should be sent to (Answer to IBFS Main Form Question 10):

For Covista, Inc.	For Birch Communications, Inc. and Birch Telecom, Inc.
Norman Klugman, Acting President Covista, Inc. 225 East 8th Street, Suite 400 Chattanooga, TN 37402 423-648-9610 (telephone) 423-648-9705 (facsimile) nklugman@covista.com	Angela F. Collins Cahill Gordon & Reindel LLP 1990 K Street, NW, Suite 950 Washington, DC 20006 202-862-8930 (telephone) 866-814-6582 (facsimile) acollins@cahill.com

(d) International Section 214 Authorizations (Answer to IBFS Main Form Question 10)

Covista was granted international 214 authority in File No. ITC-214-19981023-00834. Covista is also registered to provide interstate telecommunications services.[7] BCI holds blanket domestic Section 214 authority and global Section 214 authority to provide international facilities-based and resale services.[8] Birch Telecom holds global Section 214 authority to provide international facilities-based and resale services.[9]

(h) Ten Percent Greater Interest Holders/Interlocking Directorates (Answer to IBFS Main Form Question 11 and 12).

The following entities and individuals hold a ten percent (10%) or greater direct or indirect ownership interest in Birch Telecom and BCI:

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[7] FCC Filer ID 823674.

[8] IB File No. ITC-214-19970926-00584, FCC Filer ID 815113. Birch Communications of Virginia, Inc. operates pursuant to BCI's international authority and holds blanket domestic authority (FCC Filer ID 828502).

[9] IB File No. ITC-214-19990701-00441. The following wholly-owned subsidiaries operate pursuant to Birch Telecom's international authority and also provide interstate telecommunications services: Birch Telecom of the South, Inc. (FCC Filer ID 820616), Birch Telecom of the West, Inc. (FCC Filer ID 827985), Birch Telecom of the Great Lakes, Inc. (FCC Filer ID 826636), Birch Telecom of Missouri, Inc. (FCC Filer ID 819422), Birch Telecom of Oklahoma, Inc. (FCC Filer ID 820061), Birch Telecom of Texas LTD LLP (FCC Filer ID 819948), Birch Telecom of Kansas, Inc. (FCC Filer ID 807993), Birch Communications of the Northeast, Inc. (FCC Filer ID 828483), IONEX Communications, Inc. (FCC Filer ID 815376), Ionex Communications South, Inc. (FCC Filer ID 808443), Ionex Communications North, Inc. (FCC Filer ID 815082).

Birch Telecom – BCI, a Georgia corporation with offices at 3060 Peachtree Road, NW, Suite 1065, Atlanta, GA 30305, owns a 100% voting and equity interest in Birch Telecom.

BCI – Birch Communications Holdings, Inc. ("Birch Holdings") owns a 100% voting and equity interest in BCI. Birch Holdings is a Georgia corporation whose principal business is telecommunications holdings. The address for Birch Holdings is 3060 Peachtree Road, NW, Suite 1065, Atlanta, GA 30305. The following entities and individuals hold a ten percent (10%) or greater direct or indirect ownership interest in Birch Holdings: (1) Holcombe Green, a U.S. citizen, owns a 66% voting and equity interest in Birch Holdings and (2) R. Kirby Godsey, a U.S. citizen, owns a 32% voting and equity interest[10] in Birch Holdings. The business address for both Mr. Green and Mr. Godsey is 3060 Peachtree St., NW, Suite 1060, Atlanta, GA 30305.

No officer or director of Birch Telecom, BCI, or Birch Holdings is also an officer or director of any foreign carrier. Other than as set forth in this Joint Application, no other entity or individual owns a ten percent (10%) or greater direct or indirect equity or voting interest in Birch Telecom, BCI, or Birch Holdings. None of the entities or individuals holding an interest in Birch Telecom, BCI, or Birch Holdings hold any interests in other telecommunications-related entities. Birch does not have any interlocking directorates with a foreign carrier,[11] nor will Birch have any such directorates after consummation of the Transaction. Below is Birch's organizational chart:

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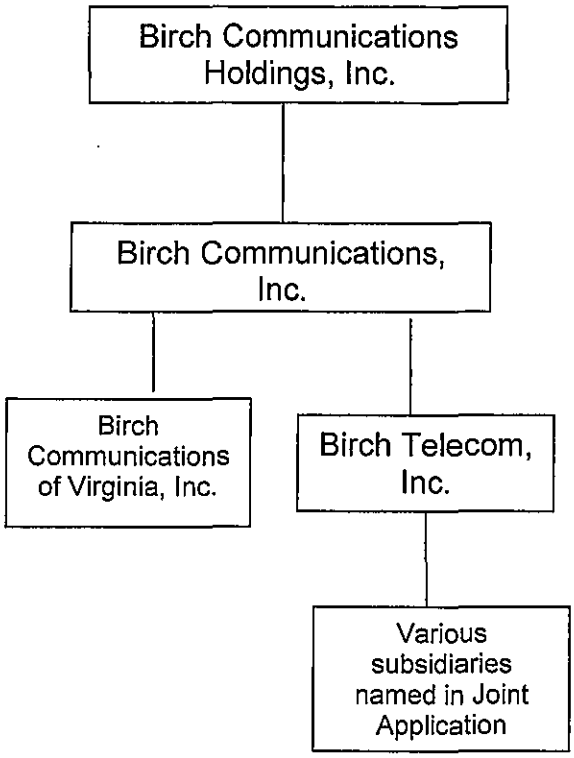
[10] R. Kirby Godsey holds his percentage through his individual holdings and through the R. Kirby Godsey 2008 Grantor Retained Annuity Trust.

[11] As defined by 47 C.F.R. § 63.09(d).



(i) Foreign Carrier Affiliation Certification (Answer to IBFS Main Form Questions 14-17)

Birch certifies that it is not a foreign carrier, that it is not affiliated with a foreign carrier, and that it will not become affiliated with a foreign carrier as a result of this Transaction.

(j) Foreign Carrier and Destination Countries (Answer to IBFS Main Form Questions 14-17).

Birch certifies that upon consummation of the Transaction it will not provide international telecommunications services to any destination country in which: (1) Birch is a foreign carrier in the destination market; (2) Birch controls a foreign carrier in the destination market; (3) any entity that owns more than 25 percent of Birch, or that controls Birch, controls a foreign carrier in that country; and (4) two or more foreign carriers (or parties that control foreign carriers) own, in the aggregate, more than twenty-five percent (25%) of Birch and are parties to, or the beneficiaries of, a contractual relationship affecting the provision or marketing of international basic telecommunications services in the United States.

(k) WTO Membership of Destination Countries (Answer to IBFS Main Form Questions 14-17).

Not applicable.

(l) International Telecommunications Services (Answer to IBFS Main Form Questions 14-17).

Birch will not resell the international switched services of an unaffiliated U.S. carrier for the purpose of providing international telecommunications services to a country where it is a foreign carrier or is affiliated with a foreign carrier.

(m) Non-dominant Regulatory Classification (Answer to IBFS Main Form Questions 14-17).

Not applicable.

(n) Special Concessions Certification (Answer to IBFS Main Form Question 21).

Birch has not agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses sufficient market power on the foreign end of the route to adversely affect competition in the U.S. market, and will not enter into such agreements in the future.

(o) Federal Benefits/Anti-Drug Act of 1988 Certification (Answer to IBFS Main Form Question 25).

Applicants certify, pursuant to Sections 1.2001 through 1.2003 of the Commission's rules that they are not subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988. 21 U.S.C. § 862.

(p) Eligibility for Streamlined Processing (Answer to IBFS Main Form Question 20).

Applicants request streamlined processing of this Application pursuant to Section 63.12 of the Commission's rules, 47 C.F.R. § 63.12, for the reasons set forth above.

VI. INFORMATION REQUIRED BY SECTION 63.04(b) OF THE COMMISSION'S RULES FOR TRANSFER OF CONTROL OF ASSETS

In accordance with the requirements of Section 63.04(b) of the Commission's rules, the additional information required by Section 63.04(b) of the Commission's rules for transfer of control of assets is provided in **Exhibit A**.

WHEREFORE, for the forgoing reasons, Applicants respectfully request that the Commission act expeditiously to approve the proposed Transaction.

Respectfully submitted,

COVISTA, INC.

BIRCH COMMUNICATIONS, INC.
BIRCH TELECOM, INC.

Norman Klugman
Acting President
Covista, Inc.
225 East 8th Street, Suite 400
Chattanooga, TN 37402

Vincent M. Oddo
President/CEO
Birch Communications, Inc.
3060 Peachtree Road NW, Suite 1065
Atlanta, GA 30305

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1990 K Street, N.W., Suite 950
Washington, D.C. 20006
202-862-8930 (telephone)
866-814-6582 (facsimile)
acollins@cahill.com

Dated: December 20, 2012

WHEREFORE, for the forgoing reasons, Applicants respectfully request that the Commission act expeditiously to approve the proposed Transaction.

Respectfully submitted,

COVISTA, INC.

BIRCH COMMUNICATIONS, INC.
BIRCH TELECOM, INC.

Norman Klugman
Acting President
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225 East 8th Street, Suite 400
Chattanooga, TN 37402

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acollins@cahill.com

Dated: December 13, 2012

Exhibit A

INFORMATION FOR TRANSFER OF CONTROL OF ASSETS

In accordance with the requirements of Section 63.04(b) of the Commission's rules, the Applicants provide the following information in support of their request for authority to transfer control of certain Covista, Inc. assets to Birch.

63.04(a)(6): Description of the Transaction

The Transaction is described in Section III of the Application.

63.04(a)(7): Description of Geographic Service Area and Services in Each Area

A description of the geographic service areas and services provided in each area is described in Section II of the Application.

63.04(a)(8): Presumption of Non-Dominance and Qualification for Streamlining

This Application is eligible for streamlined processing pursuant to Section 63.03(b)(2) of the Commission's rules because: (1) the proposed Transaction will result Birch having a market share in the interstate interexchange market of less than ten percent (10%); (2) Birch will provide competitive telephone exchange services or exchange access services exclusively in geographic areas served by a dominant local exchange carrier that is not a party to the Transaction; and (3) neither the Applicants nor any of their affiliates are regulated as dominant with respect to any service.

63.04(a)(9): Other Pending Commission Applications Concerning the Proposed Transaction

None.

63.04(a)(10): Special Considerations

None.

63.04(a)(11): Waiver Requests (If Any)

None.

63.04(a)(12): Public Interest Statement

The Transaction is in the public interest for the reasons detailed in Section IV of the Application.

EXHIBIT B

TRANSACTION STATE	ENTITY PROVIDING SERVICE	ENTITY HOLDING INTERNATIONAL 214 AUTHORIZATION
Alabama	Birch Telecom of the South, Inc. dba Birch Communications	Birch Telecom, Inc.[12]
Arkansas	Birch Communications, Inc.	Birch Communications, Inc.[13]
Delaware	Birch Communications of the Northeast, Inc. dba Birch Communications	Birch Telecom, Inc.
California	Birch Telecom of the West, Inc. dba Birch Communications	Birch Telecom, Inc.
Connecticut	Authority to be obtained as Birch Communications of the Northeast, Inc.	Birch Telecom, Inc.
Colorado	Ionex Communications North, Inc. dba Birch Communications	Birch Telecom, Inc.
DC	Authority to be obtained as Birch Communications of the Northeast, Inc.	Birch Telecom, Inc.
Delaware	Birch Communications of the Northeast, Inc. dba Birch Communications	Birch Telecom, Inc.
Florida	Birch Telecom of the South, Inc. dba Birch Communications	Birch Telecom, Inc.
Georgia	Birch Telecom of the South, Inc. dba Birch Communications	Birch Telecom, Inc.
Idaho	Ionex Communications North, Inc. dba Birch Communications	Birch Telecom, Inc.
Illinois	Birch Telecom of the Great Lakes, Inc. dba Birch Communications	Birch Telecom, Inc.
Indiana	Birch Telecom of the Great Lakes, Inc. dba Birch Communications	Birch Telecom, Inc.
Iowa	Ionex Communications North, Inc. dba Birch Communications	Birch Telecom, Inc.
Kansas	Birch Telecom of Kansas, Inc. dba Birch Communications	Birch Telecom, Inc.

[12] IB File No. ITC-214-19990701-00441.

[13] IB File No. ITC-214-19970926-00584.

TRANSACTION STATE	ENTITY PROVIDING SERVICE	ENTITY HOLDING INTERNATIONAL 214 AUTHORIZATION
Kentucky	Birch Telecom of the South, Inc. dba Birch Communications of the Southeast	Birch Telecom, Inc.
Louisiana	Birch Telecom of the South, Inc. dba Birch Communications	Birch Telecom, Inc.
Maine	Authority to be obtained as Birch Communications of the Northeast, Inc.	Birch Telecom, Inc.
Maryland	Birch Communications of the Northeast, Inc. dba Birch Communications	Birch Telecom, Inc.
Massachusetts	Birch Communications, Inc.	Birch Communications, Inc.
Michigan	Birch Telecom of the Great Lakes, Inc. dba Birch Communications	Birch Telecom, Inc.
Minnesota	Ionex Communications North, Inc. dba Birch Communications	Birch Telecom, Inc.
Mississippi	Birch Telecom of the South, Inc. dba Birch Communications	Birch Telecom, Inc.
Missouri	Birch Telecom of Missouri, Inc. dba Birch Communications	Birch Telecom, Inc.
Montana	Ionex Communications North, Inc. dba Birch Communications	Birch Telecom, Inc.
Nebraska	Ionex Communications North, Inc. dba Birch Communications	Birch Telecom, Inc.
Nevada	Birch Telecom of the West, Inc. dba Birch Communications	Birch Telecom, Inc.
North Carolina	Birch Telecom of the South, Inc. dba Birch Communications	Birch Telecom, Inc.
North Dakota	Ionex Communications North, Inc. dba Birch Communications	Birch Telecom, Inc.
New Hampshire	Authority to be obtained as Birch Communications of the Northeast, Inc.	Birch Telecom, Inc.
New Jersey	Birch Communications, Inc.	Birch Communications, Inc.
New Mexico	Ionex Communications North, Inc. dba Birch Communications	Birch Telecom, Inc.
New York	Birch Communications, Inc.	Birch Communications, Inc.

TRANSACTION STATE	ENTITY PROVIDING SERVICE	ENTITY HOLDING INTERNATIONAL 214 AUTHORIZATION
North Carolina	Birch Telecom of the South, Inc. dba Birch Communications	Birch Telecom, Inc.
Ohio	Birch Telecom of the Great Lakes, Inc. dba Birch Communications	Birch Telecom, Inc.
Oklahoma	Birch Telecom of Oklahoma, Inc. dba Birch Communications	Birch Telecom, Inc.
Oregon	Ionex Communications North, Inc. dba Birch Communications	Birch Telecom, Inc.
Pennsylvania	Birch Communications, Inc	Birch Communications, Inc.
Rhode Island	Authority to be obtained as Birch Communications of the Northeast, Inc.	Birch Telecom, Inc.
South Carolina	Birch Telecom of the South, Inc. dba Birch Communications	Birch Telecom, Inc.
South Dakota	Ionex Communications North, Inc. dba Birch Communications	Birch Telecom, Inc.
Tennessee	Birch Telecom of the South, Inc. dba Birch Communications	Birch Telecom, Inc.
Texas	Birch Telecom of Texas Ltd., L.L.P., dba Birch Communications	Birch Telecom, Inc.
Vermont	Authority to be obtained as Birch Communications of the Northeast, Inc.	Birch Telecom, Inc.
Virginia	Birch Communications of Virginia, Inc. dba Birch Communications	Birch Communications, Inc.
Washington	Ionex Communications North, Inc. dba Birch Communications	Birch Telecom, Inc.
Wisconsin	Birch Telecom of the Great Lakes, Inc. dba Birch Communications	Birch Telecom, Inc.
Wyoming	Ionex Communications North, Inc. dba Birch Communications	Birch Telecom, Inc.

STATE OF GEORGIA)
)
COUNTY OF BIBB)

VERIFICATION

I, Vincent M. Oddo, President/CEO of Birch Communications, Inc., have reviewed and am familiar with the foregoing document. The statements in the foregoing document are true of my own knowledge, except as to matters which are herein stated on information and belief, and as to those matters, I believe them to be true.

12/12/12
Date

Name: Vincent M. Oddo

Title: President/CEO
Birch Communications, Inc.

Subscribed and sworn to before me this 12th day of Dec 2012

Sharyl D. Fowler
Notary Public

SHARYL D. FOWLER
NOTARY
EXPIRES
GEORGIA
12/4/16
PUBLIC
JONES COUNTY

STATE OF Tennessee)
)
COUNTY OF Hamilton)

VERIFICATION

I, Norman Klugman, Acting President of Covista, Inc., have reviewed and am familiar with the foregoing document. The statements in the foregoing document are true of my own knowledge, except as to matters which are herein stated on information and belief, and as to those matters, I believe them to be true.

12/13/2012
Date

Name: Norman Klugman

Title: Acting President
Covista, Inc.

Subscribed and sworn to before me this 13th day of December

TAMIE EUSTICE
STATE OF TENNESSEE NOTARY PUBLIC
HAMILTON COUNTY

Notary Public