

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

In the Matter of the Application of	)	
	)	
Affinity Network Incorporated	)	
NOS Communications, Inc.	)	WC Docket No.
NOSVA Limited Partnership	)	File No. ITC-T/C-_____
	)	
for Consent to an Involuntary Transfer of	)	
Control of Companies Holding International	)	
Authorizations and Blanket Domestic	)	
Authorizations Pursuant to Section 214 of	)	
the Communications Act of 1934, as Amended	)	

APPLICATION

Affinity Network Incorporated d/b/a ANI Networks ("Affinity"), NOS Communications, Inc. ("NOS") and NOSVA Limited Partnership ("NOSVA"), (collectively the "Companies"), pursuant to Section 214 of the Communications Act of 1934, as amended, (the "Act"),¹ and Sections 63.04, 63.18 and 63.24 of the rules of the Federal Communications Commission² (the "Commission"), respectfully request Commission approval for the involuntary transfer of control of the Companies from Samuel P. Delug ("Mr. Delug"), formerly their controlling shareholder, to a trust (the "Transfer"). As described in this filing (the "Application"), the death of Mr. Delug earlier this year has resulted in transfer of the controlling ownership (voting and equity) of the Applicants to The Samuel P. Delug Living Trust (the "Trust" and, together with the Companies, "Applicants"). The Companies, each of which holds domestic and international Section 214 authority, are competitive carriers that together provide local

¹ 47 U.S.C. § 214.

² 47 C.F.R. §§ 63.04, 63.18, 63.24. References herein to these or other sections of the rules of the Commission presented as "FCC Rule Section []."

and long distance telecommunications services to retail and wholesale customers throughout the U.S.³ The change in controlling ownership has not, and will not, affect day-to-day operations of the Companies, which continue under the same management as previously. The Applicants respectfully request streamlined treatment of this Application pursuant to FCC Rule Sections 63.03 and 63.12, as detailed below.

I. The Applicants

A. Affinity

Affinity is a corporation organized under the laws of California and headquartered at 250 Pilot Road, Suite 220, Las Vegas, NV 89119. Founded in 1989, Affinity operates as a wholesale and retail telecommunications provider, delivering reliable toll-free origination and termination, domestic and international long-distance origination and termination, and advanced data services to small and medium business customers as well as competitive local exchange carriers ("CLECs"), incumbent local exchange carriers ("ILECs") and interconnected Voice over Internet Protocol ("VoIP") providers, resellers, and carrier customers operating throughout the United States.⁴ Affinity also offers a limited range of telecommunications services in Canada.

B. NOS

NOS is a corporation organized under the laws of Maryland and headquartered at 250 Pilot Road, Suite 220, Las Vegas, NV 89119. NOS provides local and long distance services (including 1+, toll free, and international services) under the names International

³ Only NOS is authorized to provide local exchange services.

⁴ Affinity operates using several d/b/a names, each applicable to various services, including HorizonOne Communications, QuantumLink Communications, VoiP Communications, Optic Communications, and ANI Networks.

Plus, 011 Communications, INETBA, iVANTAGE Network Solutions, and Blueridge Telecom Systems to residential and small and medium business customers throughout the U.S.

C. NOSVA

NOSVA is a limited partnership, organized under the laws of Maryland and headquartered at 250 Pilot Road, Suite 220, Las Vegas, NV 89119. NOSVA provides long distance services (including 1+, toll free, and international services) to residential and small and medium business customers throughout the U.S. under its own name and the name CierraCom Systems.

D. The Transferor and Transferee

Mr. Delug was a U.S. citizen, with principal offices located at 250 Pilot Road, Suite 220, Las Vegas, NV 89119. He served as the Companies' controlling shareholder since 2007 and a material interest-holder for over a decade prior. The Trust, established and controlled by Mr. Delug to hold his interests in the Companies, is a U.S. entity, located at 8383 Wilshire Blvd., Suite 815, Beverly Hills, CA 90211-2425. As described above, the Trust currently holds the controlling interests in the Companies.

II. Description of the Transfer

For the past nineteen years, the controlling (approximately 75%) ownership in the Companies was held by Mr. Delug, through the Trust, with the remaining ownership interest (approximately 25%) held by Rosette Delug (“Ms. Delug”).⁵ Following Mr.

⁵ There is a *de minimis* variance as to the specific interests held by Mr. Delug and Ms. Delug in the Companies. Respectively, they held 75% and 25% interests in NOS and 75.1% and 24.9% interests in Affinity. They held respective interests of 74.25% and 24.75% in NOSVA with the remaining 1% direct interest held by an intermediary, NOS Communications of Virginia, Inc., which serves as the General Partner of NOSVA and in

Delug's death on January 5, 2026, ultimate control over the 75% voting and equity interests in the Companies was vested automatically with the Trust. This change had no effect on the Companies' operations, which continue to be guided by the same management team as previously. The Companies' services, and the rates, terms and conditions under which those services are provided, continue unaltered by the change in ownership.

A diagram showing the corporate structure of the Companies, pre- and post-Transfer, is appended as **Attachment A**.

III. Public Interest Considerations

Applicants submit that approval of this Application by the FCC will serve the public interest. The Transfer is essentially an administrative change in response to Mr. Delug's death, vesting interim control over the Companies in the Trust, consistent with the terms of the Trust established by Mr. Delug.⁶ This change has had, and will have, no effect upon the operations of the Companies. Because the Transfer simply involves the conveyance of ownership interests from one shareholder to another, the transaction will be completely transparent to customers. The Companies will continue to provide high-quality communications services to their customers without interruption and without change in their respective rates, terms or conditions. Further, the proposed transaction

which Mr. Delug and Ms. Delug respectively held 75% and 25%. For purposes of this application, these figures are rounded elsewhere to the nearest percent, pursuant to FCC Rule Section 63.18(h)(1). Ms. Delug's interests remain constant prior to and following the Transfer.

⁶ It is expected that when Mr. Delug's estate has been settled, the Trust will be dissolved, with the interests in the Companies distributed to the current beneficiaries. A separate application for prior approval of that further change in ownership will be submitted at a later date.

does not present any anti-competitive issues. The Companies are non-dominant carriers that will continue to compete with incumbents and competitive carriers in the local and long distance markets for 1+, toll free, and international services. No existing or potential competitors will be eliminated as a result of the proposed transaction. Finally, the Transfer does not raise concerns regarding foreign adversary ownership or influence upon the Companies or other security concerns. The Trust is a U.S. entity. The Trustee and beneficiaries of the Trust are all U.S. citizens, as is the minority shareholder in the Companies.

IV. Request for Streamlined Treatment

Applicants submit that the domestic Section 214 component of this Application is eligible for streamlined processing pursuant to FCC Rule Section 63.03, because

- Transferee is not a telecommunications provider. (**§63.03(b)(1)(ii)**); and
- Following the Transfer, (1) the Applicants (including their affiliates, as that term is defined in Section 3(1) of the Act) continue to have a market share in the interstate, interexchange market of less than 10 percent; (2) the Applicants (including their affiliates) continue to 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. (**§63.03(b)(2)**)

Similarly, Applicants deem the international component of the Application to be eligible for streamlined processing pursuant to FCC Rule Section 63.12 because

- Several of the Applicants may be deemed to be affiliated with a foreign carrier operating in Canada,⁷ however the foreign carrier lacks 50 percent market share in the international transport and local access market in Canada; the affiliated foreign carrier owns no facilities in the destination country; and the destination market (Canada) is a member of the World Trade Organization; the Applicants are not affiliated with any dominant U.S. carrier; no authority is requested to provide switched basic services over private lines to a country for which the Commission has not previously authorized the provision of switched services over private lines; and no individual or entity that is not a U.S. citizen holds a ten percent or greater direct or indirect equity or voting interest, or a controlling interest, in any applicant. (§63.12(c)(1))

V. Information Required Pursuant to FCC Rule Section 63.24(e)

The Applicants submit the following information pursuant to FCC Rule Section 63.24(e)(2), specifically, the information requested in Section 63.18 (a-d) and (h-q):

- a) Name, address and telephone number of Transferor, Transferee and Companies:

Samuel P. Delug (Transferor)
c/o The Samuel P. Delug Living Trust
8383 Wilshire Blvd., Suite 815
Beverly Hills, CA 90211-2425
Tel: (323) 658-5483

The Samuel P. Delug Living Trust (Transferee)
8383 Wilshire Blvd., Suite 815
Beverly Hills, CA 90211-2425
Tel: (323) 658-5483
FRN: 0038789335

⁷ As discussed below, Affinity is registered to provide telecommunications services in Canada and the wording of FCC Rule Section 63.09(d) does not clearly exclude applicants from the definition of a "foreign carrier." Applicants are not affiliated with any other foreign carrier.

Affinity Network Incorporated (licensee)
250 Pilot Road, Suite 220
Las Vegas, NV 89119
Tel: (702) 547-8000
FRN: 0004321030

NOS Communications, Inc. (licensee)
250 Pilot Road, Suite 220
Las Vegas, NV 89119
Tel: (702) 547-8000
FRN: 0004321006

NOSVA Limited Partnership (licensee)
250 Pilot Road, Suite 220
Las Vegas, NV 89119
Tel: (702) 547-8000
FRN: 0014043947

b) Citizenship of Applicants

Affinity is a corporation organized under the laws of California. NOS is a corporation organized under the laws of Maryland. NOSVA is a limited partnership organized under the laws of Maryland. Mr. Delug was a U.S. citizen. The Trust is formed in the U.S. and the Trustee and beneficiaries are U.S. citizens.

c) Correspondence concerning this Application should be sent to

Winafred Brantl
Kelley Drye & Warren LLP
670 Maine Avenue SW, Suite 600
Washington, DC 20024
Telephone: (202) 945-6649
Fax: (202) 342-8451
Email: wbrantl@kelleydrye.com
Counsel for Applicants

Diane Michelin
Director of Legal Compliance
Affinity Network, Inc. d/b/a ANI Networks
250 Pilot Road, Suite 220
Las Vegas, NV 89119
Telephone: (877) 264-7264
Fax: (702) 547-8546
Email: dmichelin@aninetworks.com

d) International 214 Authorizations:

Affinity holds international resale authority, granted in IB File No. ITC-214-19900613-00008. NOS holds international resale and facilities-based authority, granted in IB File No. ITC-214-19930427-00068. NOSVA holds international

resale and facilities-based authority, granted in the name of NOS Communications of Virginia, Inc., in IB File No. ITC-214-19930427. Mr. Delug did not hold FCC authority. Neither the Trustee nor the Beneficiaries holds currently hold FCC authority.

- h) (1) The name, address, citizenship, and principal businesses of any individual or entity that directly or indirectly owns ten percent or more of the equity interests and/or voting interests, or a controlling interest, of the applicant, and the percentage of equity and/or voting interest owned by each of those entities (to the nearest one percent

Following the Transfer, the following individuals and entities hold ten percent or greater interest (directly or indirectly) in the Companies:

The Samuel P. Delug Living Trust
8383 Wilshire Blvd., Suite 815, Beverly Hills, CA 90211-2425
Citizenship: U.S.
Principal Business: Trust / Investment
Percentage Interest: 75.00% direct voting and equity in Affinity and NOS. 74% direct and 1% indirect voting and equity interest in NOSVA.
Trustee: Holly Topnitzky (Topnitzky & Company), a U.S. citizen
Beneficiaries: Asher Delug, Aaron Delug, and Esther Delug, all U.S. citizens

Rosette Delug
8383 Wilshire Blvd., Suite 815, Beverly Hills, CA 90211-2425
Citizenship: U.S.
Principal Business: Investment
Percentage Interest: 25.00% direct voting and equity directly in Affinity and NOS. 25% direct and 1% indirect voting and equity interest in NOSVA.

NOS Communications of Virginia, Inc.
250 Pilot Road, Suite 220
Las Vegas, NV 89119
Citizenship: U.S.
Principal Business: Holding Company
Percentage Interest: General Partner of NOSVA (with 1.0 % direct interest)

(h)(2) Organizational charts illustrating the Companies' vertical ownership structure are provided in **Attachment A**.

(h)(3) Interlocking Directorates:

As noted above, Affinity is registered to provide telecommunications services in Canada, Insofar as this qualifies Affinity as a foreign carrier pursuant to FCC Rule Section 63.09(d) (with which NOS and NOSVA would be affiliated), there would be the following interlocking directorates:

	Affinity Position	Position held with NOS and NOSVA
Joseph T. Koppy	Chief Executive Officer President Chief Financial Officer Director	Chief Executive Officer President Chief Financial Officer Director
Raymond A. Perea	Secretary General Counsel Director	Secretary General Counsel Director

- i) Foreign Carrier Affiliations: Transferee, NOS and NOSVA are affiliated with Affinity, which is registered to provide telecommunications services in Canada and, pursuant to FCC Rule Section 63.09(d) may be deemed to be a foreign carrier.
- j) The Companies certify as follows regarding provision of international telecommunications services to Canada: Applicants note that Affinity holds a registration to provide telecommunications in Canada and, for purposes of this Application, is being identified as a foreign carrier pursuant to FCC Rule Section 63.09(d). The Trust holds more than 25 percent of and controls Affinity and also owns more than 25 percent of and controls NOS and NOSVA. With that exception, the Companies do not operate as carriers in foreign countries. None of the Companies control a foreign carrier. Aside from the Trust interest in Affinity, no

party that owns more than 25 percent or otherwise controls the Companies also owns more than 25 percent or controls a foreign carrier. There is no arrangement under which two or more foreign carriers (or parties that control foreign carriers) own, in the aggregate, more than 25 percent of any of the Companies and are parties to, or the beneficiaries of, a contractual relation (e.g., a joint venture or market alliance) affecting the provision or marketing of international basic telecommunications services in the United States.

- k) Not applicable. Canada is a member of the World Trade Organization.
- l) (reserved)
- m) As discussed above, Affinity is registered to provide telecommunications services in Canada. Pursuant to FCC Rule Section 63.09(d), Affinity may be deemed to be a foreign carrier and NOS and NOSVA may be deemed to be affiliated with a foreign carrier operating in Canada, however, Affinity lacks 50 percent market share in the international transport and local access market in Canada.
- n) Applicants certify that they have 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 market power on the foreign end of the route, and that they will not enter into such agreements in the future.
- o) No party to the Application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.

- p) Not applicable. No individual or entity that is not a U.S. citizen holds a ten percent or greater direct or indirect equity or voting interest, or a controlling interest, in the Applicants.
- q) The certifications required pursuant to FCC Rule Section 63.18(q) are appended.
- r) Eligibility for streamlined treatment
Applicants submit that the Application qualifies for streamlined treatment pursuant to FCC Rule Sections 63.03 and 63.12 as explained above in Application Section IV.

VI. Information Required Pursuant To FCC Rule Section 63.04(b)

In accordance with the requirements of FCC Rule Section 63.04(b), the Applicants provide the following information in support of their request.

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

The proposed transaction is described in Section II of the Application.

63.04(b)(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 I of the Application.

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

This Application is eligible for streamlined processing pursuant to FCC Rule Section 63.03 as demonstrated above in Application Section IV.

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

None.

63.04(b)(10): Special Considerations

None.

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

None.

63.04(b)(12): Public Interest Statement

The Transfer is in the public interest for the reasons detailed above in Section III of the Application.

VII. Universal Service Fund (“USF”) Information

Pursuant to the Commission’s Public Notice, DA-22-436 (rel. April 19, 2022), Applicants provide the following information regarding participation in the USF:

1. Licensees, Transferee and Transferee’s affiliates do not receive high cost support.
2. Licensees are not Eligible Telecommunications Carriers.
3. Licensees have not been awarded CAF Phase II or RDOF funding.
4. Licensees and their affiliates and Transferee and its affiliates do not have study area codes in connection with the USF.
5. Licensees do not participate in the Lifeline program, Emergency Broadband Benefit program, or the Affordable Connectivity Program.

VIII. CONCLUSION

Based on the foregoing, the Applicants respectfully submit that the public interest, convenience, and necessity would be furthered by expeditious consent to the involuntary transfer of control described herein.

Respectfully submitted,

Affinity Network Incorporated
NOS Communications, Inc.
NOSVA Limited Partnership

/s/ Winafred Brantl

Winafred Brantl
Kelley Drye & Warren LLP
670 Maine Avenue SW, Suite 600
Washington, DC 20024
Telephone: (202) 945-6649
Fax: (202) 342-8451
Email: wbrantl@kelleydrye.com

Date: 8/31/2026

The Samuel P. Delug Living Trust

DocuSigned by:

Holly Toplitzky
Holly Toplitzky

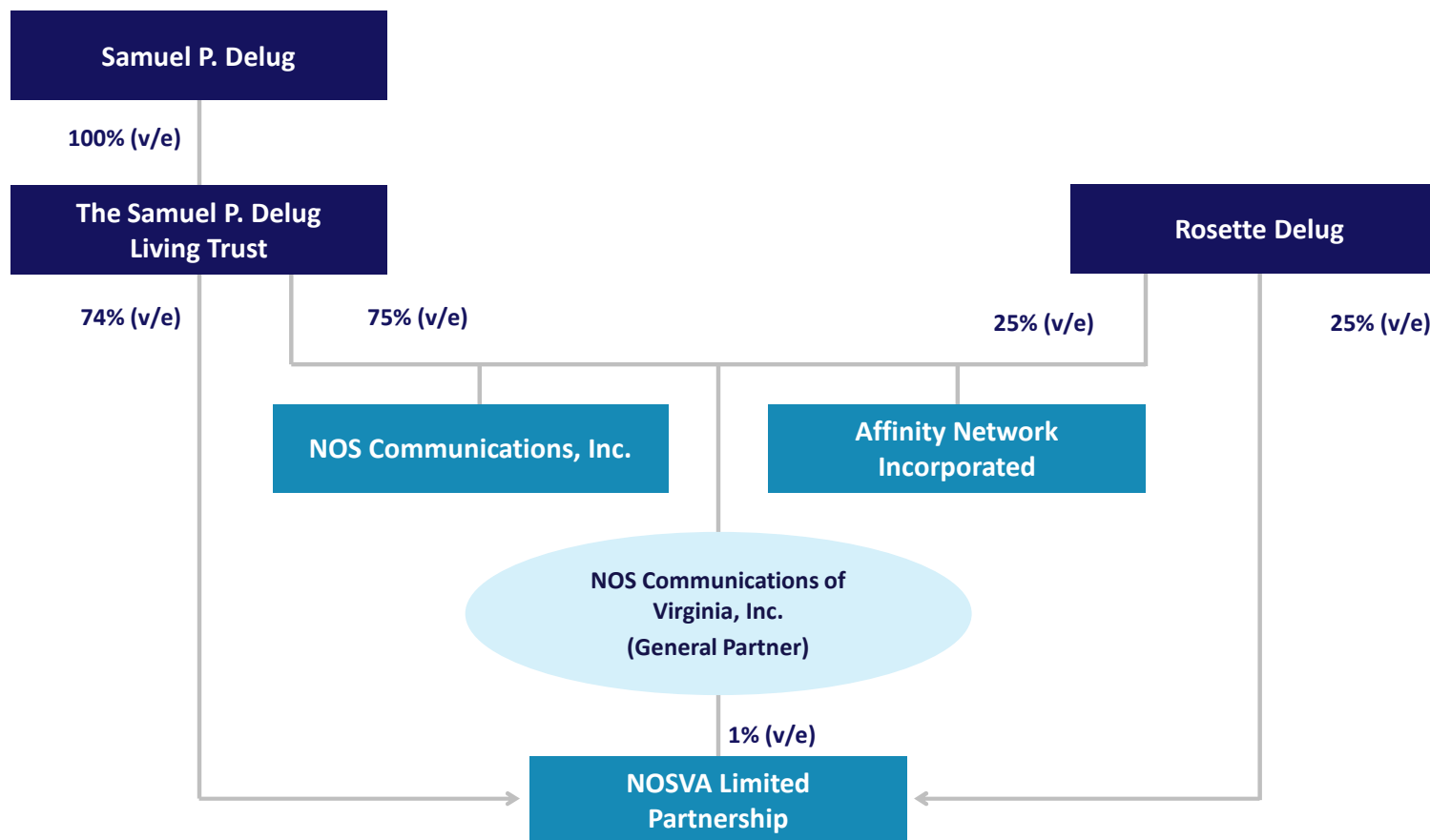
Trustee
8383 Wilshire Blvd., Suite 815
Beverly Hills, CA 90211-2425
Telephone: (323) 658-5483
Email: holly@toplitzky.com

Date: 8/28/2026

ATTACHMENT A

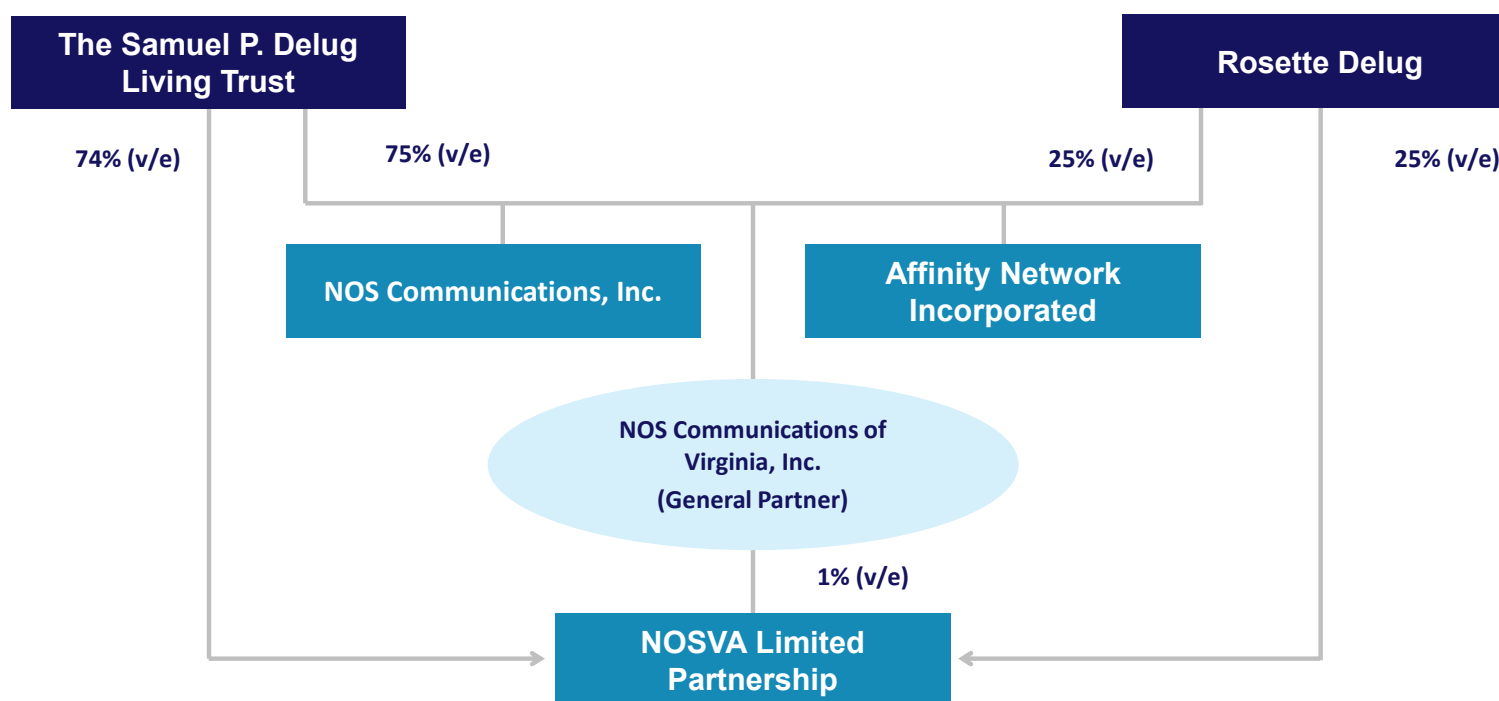
Pre- and Post-Transfer Organizational Structure of the Companies

Companies' Ownership Pre-Transfer



v/e = voting interests/equity

Companies' Ownership Post-Transfer



v/e = voting interests/equity

Certifications

I, Joseph T. Koppy, certify that I am the Chief Executive Officer of Affinity Network Incorporated (“Affinity”), NOS Communications, Inc. (“NOS”) and NOSVA Limited Partnership (together, the “Licensees”).

I certify that all of the information contained in this Application for Consent to an Involuntary Transfer of Control of Companies Holding International Authorizations and Blanket Domestic Authorizations Pursuant to Section 214 of the Communications Act of 1934, as Amended and in the attached Exhibits is true and correct to the best of my knowledge and belief.

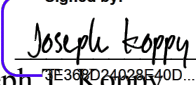
Pursuant to 47 CFR § 63.18(q), I also certify that the Licensees agree:

1. To comply with all applicable Communications Assistance for Law Enforcement Act (CALEA) requirements and related rules and regulations, including any and all FCC orders and opinions governing the application of CALEA, pursuant to the Communications Assistance for Law Enforcement Act and the Commission's rules and regulations in part 1, subpart Z, of this chapter;
2. To make communications to, from, or within the United States, as well as records thereof, available in a form and location that permits them to be subject to a valid and lawful request or legal process in accordance with U.S. law, including but not limited to:
 - (a) The Wiretap Act, 18 U.S.C. 2510 et seq.;
 - (b) The Stored Communications Act, 18 U.S.C. 2701 et seq.;
 - (c) The Pen Register and Trap and Trace Statute, 18 U.S.C. 3121 et seq.; and
 - (d) Other court orders, subpoenas or other legal process;
3. To designate a point of contact who is located in the United States and is a U.S. citizen or lawful U.S. permanent resident, for the execution of lawful requests and as an agent for legal service of process;
4. That the applicant is responsible for the continuing accuracy and completeness of all information submitted, whether at the time of submission of the application or subsequently in response to the Commission’s request, and that the applicant agrees to inform the Commission and the Committee of any substantial and significant changes while an application is pending; and
5. That after the application is no longer pending for purposes of § 1.65 of the rules, the applicant must notify the Commission and the Committee of any changes in the authorization holder or licensee information and/or contact information promptly, and in any event within thirty (30) days; and
6. That the applicant understands that if the applicant or authorization holder fails to fulfill any of the conditions and obligations set forth in the certifications set out in 47 CFR § 63.18(q) or in the grant of an application or authorization and/or that if the information provided to the United States Government is materially false, fictitious, or fraudulent, applicant and authorization holder may be subject to all remedies available to the United States Government, including but not limited to revocation and/or termination of the Commission's

authorization or license, and criminal and civil penalties, including penalties under 18 U.S.C. 1001.

I certify under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

Dated: August 28, 2026

Signed by:
By: 
TE36DD24028540D...
Joseph T. Kopp
Chief Executive Officer
Affinity Network Incorporated,
NOS Communications, Inc., and
NOSVA Limited Partnership

Certifications

I, Holly Toplitzky, certify that I am the Trustee for The Samuel P. Delug Living Trust (the “Transferee”).

I certify that all of the information contained in this Application for Consent to an Involuntary Transfer of Control of Companies Holding International Authorizations and Blanket Domestic Authorizations Pursuant to Section 214 of the Communications Act of 1934, as Amended and in the attached Exhibits is true and correct to the best of my knowledge and belief.

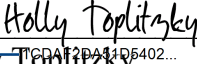
Pursuant to 47 CFR § 63.18(q), I also certify that, with respect to its ownership and control of the Licensees, the Transferee agrees:

1. To comply with all applicable Communications Assistance for Law Enforcement Act (CALEA) requirements and related rules and regulations, including any and all FCC orders and opinions governing the application of CALEA, pursuant to the Communications Assistance for Law Enforcement Act and the Commission's rules and regulations in part 1, subpart Z, of this chapter;
2. To make communications to, from, or within the United States, as well as records thereof, available in a form and location that permits them to be subject to a valid and lawful request or legal process in accordance with U.S. law, including but not limited to:
 - (a) The Wiretap Act, 18 U.S.C. 2510 et seq.;
 - (b) The Stored Communications Act, 18 U.S.C. 2701 et seq.;
 - (c) The Pen Register and Trap and Trace Statute, 18 U.S.C. 3121 et seq.; and
 - (d) Other court orders, subpoenas or other legal process;
3. To designate a point of contact who is located in the United States and is a U.S. citizen or lawful U.S. permanent resident, for the execution of lawful requests and as an agent for legal service of process;
4. That the Transferee and Licensees are responsible for the continuing accuracy and completeness of all information submitted, whether at the time of submission of the application or subsequently in response to the Commission's request, and that the Transferee agrees to inform the Commission and the Committee of any substantial and significant changes while an application is pending; and
5. That after the application is no longer pending for purposes of § 1.65 of the rules, the Transferee and Licensees must notify the Commission and the Committee of any changes in the authorization holder or licensee information and/or contact information promptly, and in any event within thirty (30) days; and
6. That the Transferee understands that if the Transferee or authorization holder fails to fulfill any of the conditions and obligations set forth in the certifications set out in 47 CFR § 63.18(q) or in the grant of an application or authorization and/or that if the information provided to the United States Government is materially false, fictitious, or fraudulent, Transferee and authorization holder may be subject to all remedies available to the United States Government, including but not limited to revocation and/or termination of the

Commission's authorization or license, and criminal and civil penalties, including penalties under 18 U.S.C. 1001.

I certify under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

Dated: August 28, 2026

DocuSigned by:
By: 
Holly Topitzky
Trustee for The Samuel P. Delug Living Trust
8383 Wilshire Blvd., Suite 815
Beverly Hills, CA 90211-2425
Telephone: (323) 658-5483