

## AFFIDAVIT

I, Jose Gordo, a natural person, do hereby swear and affirm that I am Chief Financial Officer of MAGICJACK SMB, INC. ("Applicant"), and that the following statements are true and correct to the best of my knowledge and belief:

(1) The location of the principal place of business and the names of the principal executive officers of the Applicant:

Principal Place of Business: MAGICJACK SMB, INC.  
222 Lakeview Avenue, Suite 1600  
West Palm Beach, FL 33401  
Telephone: 561-290-2120  
Facsimile: 888-762-2120  
Web: www.magicjack.com

Officers: Chief Executive Officer/President Gerald Vento  
Chief Financial Officer/Treasurer Jose Gordo

(2) Each exchange, in whole or in part, of a local exchange company in which the Applicant proposes to provide interconnected voice over Internet protocol service:

The Company proposes to offer service statewide.

(3) That the Applicant is legally, financially, and technically qualified to provide interconnected voice over Internet protocol services;

(4) That the Applicant is ready, willing, able, and will comply with all applicable state and federal laws and regulations imposed upon providers of interconnected voice over Internet protocol services;

(5) That the Applicant will charge and collect from its end user customers on interconnected voice over Internet protocol service, and remit to the appropriate authority, fees and surcharges in the same manner as are charged and collected upon end user customers of local exchange telecommunications service and remitted by local exchange telecommunications companies, including but not necessarily limited to:

- (a) Telecommunications programs under section 209.255, RSMo;
- (b) Missouri universal service fund under section 392.248;
- (c) Local enhanced 911;
- (d) Any applicable license tax;

(6) That the Applicant will remit the annual assessment imposed by the Commission under section 386.370, RSMo;

(7) That the Applicant will file, either directly or indirectly through an affiliated competitive local exchange carrier, with the Commission an annual report at a time and covering the yearly period fixed by the Commission;

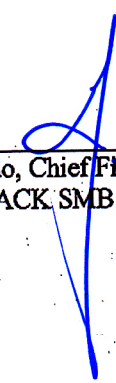
(8) That the Applicant has established a process for handling inquiries from customers concerning billing issues, service issues, and other consumer-related complaints. Consumer complaints may be directed to:

Mary Kennon, Customer Service Manager  
MAGICJACK SMB, INC.  
6965 Vista Parkway North, Suite 22  
West Palm Beach, FL 33411  
Telephone: 561-290-8336  
Facsimile: 888-762-2120  
Email: mary.kennon@magicjack.com

(9) The Applicant's interconnected voice over Internet protocol service meets the following criteria:

- (a) Enables real-time, two-way voice communications;
- (b) Requires a broadband connection from the user's location;
- (c) Requires Internet protocol-compatible customer premises equipment; and
- (d) Permits users generally to receive calls that originate on the public switched telephone network and to terminate calls to the public switched telephone network.

This concludes my Affidavit.

  
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Jose Gordo, Chief Financial Officer  
MAGICJACK SMB, Inc.

STATE OF Florida  
COUNTY OF Palm Beach

Subscribed and sworn before me this 9<sup>th</sup> day of February, 2016.

Kimberly A. Field  
Notary Public

Notary Seal:

