



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
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DA No. 00-1080

Report No. TEL-00232

Thursday May 18, 2000

INTERNATIONAL AUTHORIZATIONS GRANTED

Section 214 Applications (47 C.F.R. § 63.18); Cable Landing License Applications (47 C.F.R. § 1.767); Requests to Authorize Switched Services over Private Lines (47 C.F.R. § 63.16); Section 310(b)(4) Requests

The following applications have been granted pursuant to the Commission's streamlined processing procedures set forth in Section 63.12 of the Commission's rules, 47 C.F.R. § 63.12, other provisions of the Commission's rules, or procedures set forth in an earlier public notice listing applications accepted for filing.

Unless otherwise noted, these grants authorize the applicants (1) to become a facilities-based international common carrier subject to 47 C.F.R. § 63.22; and/or (2) to become a resale-based international common carrier subject to 47 C.F.R. § 63.23; or (3) to exceed the 25 percent foreign ownership benchmark applicable to common carrier radio licensees under 47 U.S.C. § 310(b)(4). Grants under Section 63.16 and certain grants under Section 63.18 also authorize carriers generally to use their authorized private lines to provide switched services (ISR) between the United States and particular international points pursuant to 47 C.F.R. § 63.16. See also 47 C.F.R. §§ 63.22(e), 63.23(d).

This public notice serves as each newly authorized carrier's Section 214 certificate. It contains general and specific conditions, which are set forth below. Newly authorized carriers should carefully review the terms and conditions of their authorizations. These are set forth in detail below and in Sections 63.21, 63.22, and 63.23 of the Commission's rules, 47 C.F.R. §§ 63.21-.23. Failure to comply with general or specific conditions of an authorization, or with other relevant Commission rules and policies, could result in fines and forfeitures.

The Commission most recently amended its rules applicable to international telecommunications common carriers in IB Docket No. 98-118, Review of International Common Carrier Regulations, FCC 99-51, released March 23, 1999, 64 Fed. Reg. 19,057 (Apr. 19, 1999) and in IB Docket Nos. 98-148, 95-22, CC Docket No. 90-337 (Phase II), 1998 Biennial Regulatory Review - Reform of the International Settlements Policy and Associated Filing Requirements, FCC 99-73, released May 6, 1999, 64 Fed. Reg. 34, 734 (June 29, 1999). An updated version of Sections 63.09-.24 of the rules, and other related sections, is available at <http://www.fcc.gov/ib/td/pf/telecomrules.html>.

ITC-214-20000218-00101

CYBERSENTRY, INC.

International Telecommunications Certificate

Service(s): Global or Limited Global Resale Service

Grant of Authority

Date of Action: 05/17/2000

Application for authority to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-20000331-00183

ITOPIA, INC. (d/b/a ITOPIA)

International Telecommunications Certificate

Service(s): Global or Limited Global Facilities-Based Service, Global or Limited Global Resale Service

Grant of Authority

Date of Action: 05/12/2000

Application for authority to operate as a facilities-based carrier in accordance with the provisions of Section 63.18(e)(1) of the rules and also to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules between the United States and permissible international points except Malaysia and Guinea.

ITC-214-20000411-00231

FORUM HOLDING, INC.

International Telecommunications Certificate

Service(s): Global or Limited Global Facilities-Based AND Resale Service

Grant of Authority

Date of Action: 05/17/2000

Application for authority to operate as a facilities-based carrier in accordance with the provisions of Section 63.18(e)(1) of the rules and also to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-20000413-00203

CYPRESS COMMUNICATIONS OPERATING COMPANY, INC.

International Telecommunications Certificate

Service(s): Global or Limited Global Facilities-Based Service, Global or Limited Global Resale Service

Grant of Authority

Date of Action: 05/17/2000

Application for authority to operate as a facilities-based carrier in accordance with the provisions of Section 63.18(e)(1) of the rules and also to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-20000414-00237

COLUMBUS DATACENTRIC, INC.

International Telecommunications Certificate

Service(s): Global or Limited Global Facilities-Based AND Resale Service

Grant of Authority

Date of Action: 05/17/2000

Application for authority to operate as a facilities-based carrier in accordance with the provisions of Section 63.18(e)(1) of the rules and also to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-20000418-00227

ROCK PORT TELEPHONE COMPANY (d/b/a ROCK PORT LONG DISTANCE)

International Telecommunications Certificate

Service(s): Global or Limited Global Resale Service

Grant of Authority

Date of Action: 05/12/2000

Application for authority to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-20000419-00214

LIGHTBONDING.COM INTERNATIONAL INC.

International Telecommunications Certificate

Service(s): Global or Limited Global Facilities-Based Service, Global or Limited Global Resale Service

Grant of Authority

Date of Action: 05/17/2000

Application for authority to operate as a facilities-based carrier in accordance with the provisions of Section 63.18(e)(1) of the rules and also to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-20000419-00228 EVAULKAN, INC. (d/b/a BEMANY!)
International Telecommunications Certificate
Service(s): Global or Limited Global Facilities-Based AND Resale Service
Grant of Authority Date of Action: 05/12/2000

Application for authority to operate as a facilities-based carrier in accordance with the provisions of Section 63.18(e)(1) of the rules and also to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-20000419-00232 BAILI-NET TECHNOLOGY, INC.
International Telecommunications Certificate
Service(s): Global or Limited Global Facilities-Based AND Resale Service
Grant of Authority Date of Action: 05/17/2000

Application for authority to operate as a facilities-based carrier in accordance with the provisions of Section 63.18(e)(1) of the rules and also to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-20000420-00233 ITELCO COMMUNICATIONS, INC. (d/b/a ETOUCH.COM)
International Telecommunications Certificate
Service(s): Global or Limited Global Resale Service
Grant of Authority Date of Action: 05/17/2000

Application for authority to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-20000420-00234 DFT LOCAL SERVICE CORPORATION (d/b/a DFT SELECT ONE)
International Telecommunications Certificate
Service(s): Global or Limited Global Resale Service
Grant of Authority Date of Action: 05/17/2000

Application for authority to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-20000421-00229 CMC TELECOM, INC.
International Telecommunications Certificate
Service(s): Global or Limited Global Resale Service
Grant of Authority Date of Action: 05/12/2000

Application for authority to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules

ITC-214-20000424-00235 TCN-USA.COM
International Telecommunications Certificate
Service(s): Global or Limited Global Facilities-Based AND Resale Service
Grant of Authority Date of Action: 05/17/2000

Application for authority to operate as a facilities-based carrier in accordance with the provisions of Section 63.18(e)(1) of the rules and also to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-T/C-20000330-00198

TELEGLOBE BUSINESS SOLUTIONS INC.

Transfer of Control

Grant of Authority

Date of Action: 05/17/2000

Current Licensee: TELEGLOBE BUSINESS SOLUTIONS INC.

FROM: TELEGLOBE BUSINESS SOLUTIONS INC.

TO: BCE INC.

Application for consent to Transfer Control of Teleglobe Business Solutions Inc. to BCE Inc. Applicant agrees to be classified as dominant on the U.S.-Canada route (recognizing the applicant's right to petition for reclassification at a later date).

Grant of application is conditioned on issuance of written Order granting transfer of cable landing license, File Nos. SCL-T/C-20000330-00012 (Teleglobe USA Inc.) and SCL-T/C-20000330-00013 (OPTEL Telecommunications Inc.) and issuance of written Order granting Foreign Carrier Affiliation Notification, File No. FCN-NEW-200003331-00020 (Teleglobe USA Inc., Teleglobe Business Solutions Inc., Excel Telecommunications, Inc., Long Distance Wholesale Club, Inc., Telecom Vision International, Inc., BCE Nexxia Corporation, Natco Telecommunications, LLC).

ITC-T/C-20000330-00199

TELECOM VISION INTERNATIONAL INC.

Transfer of Control

Grant of Authority

Date of Action: 05/17/2000

Current Licensee: TELECOM VISION INTERNATIONAL INC.

FROM: TELECOM VISION INTERNATIONAL INC.

TO: BCE, INC.

Application for Consent to Transfer Control of Telecom Vision International Inc. to BCE Inc. Applicant agrees to be classified as dominant on the U.S.-Canada route (recognizing the applicant's right to petition for reclassification at a later date).

Grant of application is conditioned on issuance of written Order granting transfer of cable landing license, File Nos. SCL-T/C-20000330-00012 (Teleglobe USA Inc.) and SCL-T/C-20000330-00013 (OPTEL Telecommunications Inc.) and issuance of written Order granting Foreign Carrier Affiliation Notification, File No. FCN-NEW-200003331-00020 (Teleglobe USA Inc., Teleglobe Business Solutions Inc., Excel Telecommunications, Inc., Long Distance Wholesale Club, Inc., Telecom Vision International, Inc., BCE Nexxia Corporation, Natco Telecommunications, LLC).

ITC-T/C-20000330-00200

EXCEL TELECOMMUNICATIONS, INC.

Transfer of Control

Grant of Authority

Date of Action: 05/17/2000

Current Licensee: EXCEL TELECOMMUNICATIONS, INC.

FROM: EXCEL TELECOMMUNICATIONS, INC.

TO: BCE INC.

Application for Consent to Transfer Control of Excel Telecommunications, Inc. to BCE Inc. Applicant agrees to be classified as dominant on the U.S.-Canada route (recognizing the applicant's right to petition for reclassification at a later date).

Grant of application is conditioned on issuance of written Order granting transfer of cable landing license, File Nos. SCL-T/C-20000330-00012 (Teleglobe USA Inc.) and SCL-T/C-20000330-00013 (OPTEL Telecommunications Inc.) and issuance of written Order granting Foreign Carrier Affiliation Notification, File No. FCN-NEW-200003331-00020 (Teleglobe USA Inc., Teleglobe Business Solutions Inc., Excel Telecommunications, Inc., Long Distance Wholesale Club, Inc., Telecom Vision International, Inc., BCE Nexxia Corporation, Natco Telecommunications, LLC).

ITC-T/C-20000330-00201

TELEGLOBE USA INC.

Transfer of Control

Grant of Authority

Date of Action: 05/17/2000

Current Licensee: TELEGLOBE USA INC.

FROM: TELEGLOBE USA INC.

TO: BCE INC.

Application for Consent to Transfer Control of Teleglobe USA Inc. to BCE Inc. Applicant agrees to be classified as dominant on the U.S.-Canada route (recognizing the applicant's right to petition for reclassification at a later date).

Grant of application is conditioned on issuance of written Order granting transfer of cable landing license, File Nos.

SCL-T/C-20000330-00012 (Teleglobe USA Inc.) and SCL-T/C-20000330-00013 (OPTEL Telecommunications Inc.) and issuance of written Order granting Foreign Carrier Affiliation Notification, File No. FCN-NEW-200003331-00020 (Teleglobe USA Inc., Teleglobe Business Solutions Inc., Excel Telecommunications, Inc., Long Distance Wholesale Club, Inc., Telecom Vision International, Inc., BCE Nexxia Corporation, Natco Telecommunications, LLC).

ITC-T/C-20000330-00202

LONG DISTANCE WHOLESALE CLUB, INC.

Transfer of Control

Grant of Authority

Date of Action: 05/17/2000

Current Licensee: LONG DISTANCE WHOLESALE CLUB, INC.

FROM: LONG DISTANCE WHOLESALE CLUB, INC.

TO: BCE, INC.

Application for Consent to Transfer Control of Long Distance Wholesale Club, Inc. to BCE, Inc. Applicant agrees to be classified as dominant on the U.S.-Canada route (recognizing the applicant's right to petition for reclassification at a later date).

Grant of application is conditioned on issuance of written Order granting transfer of cable landing license, File Nos.

SCL-T/C-20000330-00012 (Teleglobe USA Inc.) and SCL-T/C-20000330-00013 (OPTEL Telecommunications Inc.) and issuance of written Order granting Foreign Carrier Affiliation Notification, File No. FCN-NEW-200003331-00020 (Teleglobe USA Inc., Teleglobe Business Solutions Inc., Excel Telecommunications, Inc., Long Distance Wholesale Club, Inc., Telecom Vision International, Inc., BCE Nexxia Corporation, Natco Telecommunications, LLC).

ITC-T/C-20000420-00238

FRETEL COMMUNICATIONS, LLC

Transfer of Control

Grant of Authority

Date of Action: 05/17/2000

Current Licensee: FRETEL COMMUNICATIONS, LLC

FROM: FRETEL COMMUNICATIONS, LLC

TO: MJD VENTURES, INC.

Application for Consent to Transfer Control of Fretel Communications, LLC to MJD Ventures, Inc.

INFORMATIVE

ITC-214-19971202-00752

UNIVANCE TELECOMMUNICATIONS, INC.

CSI Corp has changed its name, by letter dated May 10, 2000. Previous File No. ITC-97-767

ITC-214-19990729-00490

ESCHELON TELECOM, INC.

ATI Operating Company has changed its name, by letter date May 2, 2000.

ITC-214-20000403-00192

MOUNTAINEER TELECOMMUNICATIONS, LLC

Pursuant to Section 63.21(i) of the Commission's Rules, Mountaineer Telecommunications, LLC hereby notifies the Commission that the following wholly-owned subsidiaries will be providing service under its international Section 214: Fibernet, LLC and Fibernet of Pennsylvania, LLC, by letter dated Mary 11, 2000.

CONDITIONS APPLICABLE TO INTERNATIONAL SECTION 214 AUTHORIZATIONS

(1) These authorizations are subject to the Exclusion List for International Section 214 Authorizations, which identifies restrictions on providing service to particular countries or using particular facilities. The most recent Exclusion List is attached to this Public Notice. The list applies to all U.S. international carriers, including those that have previously received global or limited global Section 214 authority, whether by streamlined grant or specific written order. Carriers are advised that the attached Exclusion List is subject to amendment at any time pursuant to the procedures set forth in Streamlining the International Section 214 Authorization Process and Tariff Requirements, IB Docket No. 95-118, 11 FCC Rcd 12884 (1996), para. 18. A copy of the current Exclusion List will be maintained in the FCC Reference and Information Center and will be available at <http://www.fcc.gov/ib/td/pf/exclusionlist.html>. It also will be attached to each Public Notice that grants international Section 214 authority.

(2) The export of telecommunications services and related payments to countries that are subject to economic sanctions may be restricted. For information concerning current restrictions, call the Office of Foreign Assets Control, U.S. Department of the Treasury, (202) 622-2520.

(3) Carriers shall comply with the requirements of Section 63.11 of the Commission's rules, which requires notification by, and in certain circumstances prior approval for, U.S. carriers acquiring an affiliation with foreign carriers. A carrier that acquires an affiliation with a foreign carrier will be subject to possible reclassification as a dominant carrier on an affiliated route pursuant to the provisions of Section 63.10 of the rules.

(4) Carriers shall comply with the Commission's International Settlements Policy and associated filing requirements contained in Sections 43.51 and 64.1001 of the Commission's Rules, 47 C.F.R. §§ 43.51, 64.1001. The Commission modified these requirements most recently in 1998 Biennial Regulatory Review - Reform of the International Settlements Policy and Associated Filing Requirements, IB Docket Nos. 98-148, 95-22, CC Docket No. 90-337 (Phase II), FCC 99-73 (rel. May 6, 1999). In addition, any carrier interconnecting private lines to the U.S. public switched network at its switch, including any switch in which the carrier obtains capacity either through lease or otherwise, shall file annually with the Chief, International Bureau, a certified statement containing, on a country-specific basis, the number and type (e.g., 64 kbps circuits) of private lines interconnected in such manner. The Commission will treat the country of origin information as confidential. Carriers need not file their contracts for interconnection unless the Commission specifically requests. Carriers shall file their annual report on February 1 (covering international private lines interconnected during the preceding January 1 to December 31 period) of each year. International private lines to countries for which the Commission has authorized the provision of switched basic services over private lines at any time during a particular reporting period are exempt from this requirement. See 47 C.F.R. § 43.51(d).

(5) Carriers authorized to provide private line service either on a facilities or resale basis are limited to the provision of such private line service only between the United States and those foreign points covered by their referenced applications for Section 214 authority. In addition, the carriers may not -- and their tariffs must state that their customers may not -- connect their private lines to the public switched network at either the U.S. or foreign end, or both, for the provision of international switched basic services, unless the Commission has authorized the provision of switched services over private lines to the particular country at the foreign end of the private line or the carrier is exchanging switched traffic with a foreign carrier that the Commission has determined lacks market power in the country at the foreign end of the private line. See 47 C.F.R. §§ 63.16, 63.22(e), 63.23(d). A foreign carrier lacks market power for purposes of this rule if it does not appear on the Commission list of foreign carriers that do not qualify for the presumption that they lack market power in particular foreign points. This list is available at http://www.fcc.gov/Bureaus/International/Public_Notices/1999/da990809.txt. See generally 1998 Biennial Regulatory Review - Reform of the International Settlements Policy and Associated Filing Requirements, IB Docket Nos. 98-148, 95-22, CC Docket No. 90-337 (Phase II), FCC 99-73 (rel. May 6, 1999), paras. 12-15, 102-109.

(6) The Commission has authorized the provision of switched basic services via facilities-based or resold private lines between the United States and the following foreign points: Sweden, Canada, New Zealand, the United Kingdom, Australia, The Netherlands, Luxembourg, Norway, Denmark, France, Germany, Belgium, Austria, Switzerland, Japan, Italy, Ireland, Hong Kong, Iceland, Spain, Finland, Israel, Singapore, Netherlands Antilles and Poland.

(7) Carriers may engage in "switched hubbing" to countries for which the Commission has not authorized the provision of switched basic services over private lines consistent with Section 63.17(b) of the rules.

(8) Carriers may provide U.S. inbound or outbound switched basic service via their authorized private lines extending between or among the United States, Sweden, New Zealand, the United Kingdom, Australia, The Netherlands, Luxembourg, Norway, Denmark, France, Germany, Belgium, Austria, Switzerland, Japan, Italy, Ireland, Hong Kong,

Iceland, Spain, Finland, Israel, Singapore, Netherlands Antilles and Poland.

(9) Carriers shall comply with the "No Special Concessions" rule, Section 63.14, 47 C.F.R. § 63.14.

(10) Carriers shall file a tariff pursuant to Section 203 of the Communications Act of 1934, as amended, 47 U.S.C. § 203, and Part 61 of the Commission's Rules, 47 C.F.R. Part 61, for their authorized services. See also 47 C.F.R. § 20.15(d).

(11) Carriers shall file the annual reports of overseas telecommunications traffic required by Section 43.61(a). Carriers shall also file the quarterly reports required by Section 43.61 in the circumstances specified in paragraphs (b) and (c) of that Section.

(12) Carriers shall file annual reports of circuit status and/or circuit additions in accordance with the requirements set forth in Rules for Filing of International Circuit Status Reports, CC Docket No. 93-157, Report and Order, 10 FCC Rcd 8605 (1995). See 47 C.F.R. §§ 43.82, 63.23(e). These requirements apply to facilities-based carriers and private line resellers, respectively.

(13) Carriers should consult Section 63.19 of the rules when contemplating a discontinuance, reduction or impairment of service. Further, the grant of these applications shall not be construed to include authorization for the transmission of money in connection with the services the applicants have been given authority to provide. The transmission of money is not considered to be a common carrier service.

(14) If any carrier is reselling service obtained pursuant to a contract with another carrier, that contract or a contract summary shall be filed publicly by the underlying carrier in accordance with Section 203 of the Communications Act, 47 U.S.C. § 203, and Competition in the Interstate Interexchange Marketplace, 6 FCC Rcd 5880, 5902 (1991). In addition, the services obtained by contract shall be made generally available by the underlying carrier to similarly situated customers at the same terms, conditions and rates.

(15) To the extent that any of the above-listed applicants intends to provide international call-back services through the use of uncompleted call signaling, its authorization to resell international switched voice and/or data services to provide these services is expressly subject to the conditions listed in VIA USA Ltd., et al., 9 FCC Rcd 2288 (1994), on recon., 10 FCC Rcd 9540 (1995).

(16) To the extent the applicant is, or is affiliated with, an incumbent independent local exchange carrier, as those terms are defined in Section 64.1902 of the rules, it shall provide the authorized services in compliance with the requirements of Section 64.1903. See Regulatory Treatment of LEC Provision of Interexchange Services Originating in the LEC's Local Exchange Area and Policy and Rules Concerning the Interstate, Interexchange Marketplace, Second Report and Order in CC Docket No. 96-149 and Third Report and Order in CC Docket No. 96-61, 12 FCC Rcd 15756, recon., 12 FCC Rcd 8730 (1997), Order, 13 FCC Rcd 6427 (Com. Car. Bur. 1998), further recon., FCC 99-103 (rel. June 30, 1999).

(17) Except as otherwise ordered by the Commission, a carrier authorized here to provide facilities-based service that (i) is classified as dominant under Section 63.10 of the rules for the provision of such service on a particular route and (ii) is affiliated with a carrier that collects settlement payments for terminating U.S. international switched traffic at the foreign end of that route may not provide facilities-based service on that route unless the current rates the affiliate charges U.S. international carrier to terminate traffic are at or below the Commission's relevant benchmark adopted in International Settlement Rates, IB Docket No. 96-261, Report and Order, 12 FCC Rcd 19806 (1997). See also Report and Order on Reconsideration and Order Lifting Stay in IB Docket No. 96-261, FCC 99-124 (rel. June 11, 1999). For the purposes of this rule, "affiliation" and "foreign carrier" are defined in Section 63.09.

Petitions for reconsideration under Section 1.106 or applications for review under Section 1.115 of the Commission's rules in regard to the grant of any of these applications may be filed within thirty days of this public notice (see Section 1.4(b)(2)).

For additional information, please contact the FCC Reference and Information Center, Room CY-A257, 445 12th Street SW, Washington, D.C. 20554, (202) 418-0270.

Exclusion List for International Section 214 Authorizations

-- Last Modified December 22, 1999 --

The following is a list of countries and facilities not covered by grant of global Section 214 authority under Section 63.18(e)(1) of the Commission's Rules, 47 C.F.R. § 63.18(e)(1). In addition, the facilities listed shall not be used by U.S. carriers authorized under Section 63.18 of the Commission's Rules unless the carrier's Section 214 authorization specifically lists the facility. Carriers desiring to serve countries or use facilities listed as excluded hereon shall file a separate Section 214 application pursuant to Section 63.18(e)(4) of the Commission's Rules. See generally 47 C.F.R. § 63.22.

Countries:

Cuba (Applications for service to Cuba shall comply with the separate filing requirements of the Commission's Public Notice Report No. I-6831, dated July 27, 1993, "FCC to Accept Applications for Service to Cuba.")

Facilities:

All non-U.S.-licensed satellite systems that are not on the Permitted Space Station List, maintained at <http://www.fcc.gov/ib/srd/se/permitted.html>. See International Bureau Public Notice, DA 99-2844 (rel. Dec. 17, 1999).

This list is subject to change by the Commission when the public interest requires. Before amending the list, the Commission will first issue a public notice giving affected parties the opportunity for comment and hearing on the proposed changes. The Commission may then release an order amending the exclusion list. This list also is subject to change upon issuance of an

Executive Order. See Streamlining the Section 214 Authorization Process and Tariff Requirements, IB Docket No. 95-118, FCC 96-79, 11 FCC Rcd 12,884, released March 13, 1996 (61 Fed. Reg. 15,724, April 9, 1996). A current version of this list is maintained at <http://www.fcc.gov/ib/td/pf/telecomrules.html#exclusionlist>.

For additional information, contact the International Bureau's Telecommunications Division, Policy & Facilities Branch, (202) 418-1460.