



Federal Communications Commission

FEDERAL COMMUNICATIONS COMMISSION FCC FOREIGN CARRIER AFFILIATIONS NOTIFICATION

FOR OFFICIAL USE ONLY
[Click here for [INSTRUCTIONS.](#)]

Menu

CARRIER INFORMATION

CONFIDENTIALITY: Carriers filing foreign carrier affiliation notifications pursuant to Section 63.11 (a) of the Rules, 47 C.F.R. §63.11(a), and requesting confidential treatment for the first twenty days pursuant to Sections 63.11(i) and 0.459 of the Rules, 47 C.F.R. §§63.11(i) and 0.459, should not file this form electronically, but instead, should file this form and the required attachments manually. Please send the manual submission to:

Secretary
Room TW-B204F
445 12th Street, SW
Washington, DC 20554

REMINDER: Carriers filing foreign carrier affiliation notifications are reminded to review the requirements in Section 63.11 of the Rules, 47 C.F.R. §63.11. See [FACT SHEET](#)

Note: Use only standard punctuation. Please do not use special characters - such as ';' - in any of the fields below!

Enter a description of this notification to identify it on the main menu:

Foreign Carrier Affiliation Notification

1. Carrier

Name:	BorderCOMM Partners	Phone Number:	214-515-1400
DBA Name:		Fax Number:	
Street:	6842 Industrial Ave.	E-Mail:	tspackman@bordercomm.com
City:	El Paso	State:	TX
Country:	USA	Zipcode:	79915 -
Attention: Thomas Spackman			

2. Contact

Name:	Christine Crowe	Phone Number:	202-783-4141
Company:		Fax Number:	

Street: Wilkinson Barker Knauer, LLP 202-783-5851
 2300 N Street, NW, Suite 700 E-Mail: ccrowe@wbkllaw.com
 City: Washington State: DC
 Country: USA Zipcode: 20037 -
 Attention: Christine Crowe Relationship: Legal Counsel

3. Place of Incorporation of Carrier Texas

4. Other Company(ies) and Place(s) of Incorporation

5. Country or Countries for which carrier is notifying the Commission of an affiliation. Mexico

6. Is there an accompanying Transfer of Control or Assignment Application pursuant to Section 63.18(e)(3) of the Rules, 47 C.F.R. §63.18(e)(3), to this foreign carrier affiliation notification? Yes No

7. If the answer to question 6 is yes, please provide the date of filing of the Transfer of Control or Assignment Application.

8. Is this foreign carrier affiliation notification being filed as a prior notification pursuant to Section 63.11(a) or as a post notification pursuant to Section 63.11(b)-(c)? Prior Post

9. If this foreign carrier affiliation notification is being filed as a prior notification pursuant to Section 63.11(a)(1) or (2) of the Rules, 47 C.F.R. §§63.11(a)(1) or (2), is this filing being made at least forty-five days prior to the consummation of the acquisition? If the answer to this question is no, include in an Attachment (use Attachment 1 below) a statement explaining the reason for non-compliance with the Section 63.11(a) filing requirement. Yes No N/A

10. If this foreign carrier affiliation notification is being filed as a post notification pursuant to Section 63.11(b)-(c) of the Rules, 47 C.F.R. §63.11(b)-(c), is this filing being made within thirty days after consummation of the acquisition? If the answer to this question is no, include in an Attachment (use Attachment 1 below) a statement explaining the reason for non-compliance with the Section 63.11(c) filing requirement. Yes No N/A

11. If the foreign carrier affiliation notification is being filed as a post notification pursuant to Section 63.11(c) of the Rules, 47 C.F.R. §63.11(c), are you relying upon an exception in Section 63.11(b)? Yes No N/A

12. If the answer to question 11 is yes, please certify to one or more of the following questions as applicable for each carrier and destination market for which notification is being made (see Section 63.11(b)):

a. Has the Commission previously determined in an adjudication that the foreign carrier(s) lacks market power in any destination market being notified in this filing? If the answer is yes, please provide the citation(s) to the decision(s) in an Attachment (use Attachment 1 below). Yes No N/A

b. Does the foreign carrier(s) own facilities in any destination market(s) being notified in this filing (see Section 63.11(b)(1)(ii) for a definition of "facilities")? If the answer is yes, please specify the carrier(s) and destination market(s) being notified in this filing in an attachment (use Attachment 1 below). Yes No N/A

c. Is the foreign carrier authorized to operate in a WTO Member?
 1. If the foreign carrier is authorized to operate in a WTO Member, is the authorized carrier making this filing demonstrating that it is entitled to retain non-dominant classification on the newly Yes No N/A

affiliated route pursuant to Section 63.10 of the Rules, 47 C.F.R. §63.10? If so, please provide the necessary demonstration in an Attachment (use Attachment 1 below).

2. If the foreign carrier is authorized to operate in a WTO Member, is the authorized carrier agreeing to comply with the dominant carrier safeguards contained in Section 63.10 of the Rules, 47 C.F.R. §63.10, effective upon the acquisition of the affiliation? Yes No Undefined field (dominant_carrier_safeguards_sw:3)

13. If the foreign carrier affiliation notification is being filed as a prior notification pursuant to Section 63.11(a) of the Rules, 47 C.F.R. §63.11(a), is the foreign carrier authorized to operate in a non-WTO Member country? Yes No N/A

14. If the answer to question 13 is yes, is the authorized carrier making the required showing that the foreign carrier lacks market power in the non-WTO Member country (see Section 63.18(k)(2), 47 C.F.R. §63.18(k)(2)) or, alternatively, the Effective Competitive Opportunities showing specified in Section 63.18(k)(3) of the Rules, 47 C.F.R. §63.18(k)(3)? If yes, please provide the supporting information in an Attachment (use Attachment 1 below). Yes No N/A

15. If the answer to question 13 is yes and the answer to question 14 is no, you may provide information in an Attachment (use Attachment 1 below) to demonstrate it continues to serve the public interest for you to operate on the route for which you propose to acquire an affiliation with the non-WTO foreign carrier. (See Section 63.11(g)(2)).

16. Regardless of whether the foreign carrier affiliation notification is filed as a prior or post notification, does the authorized carrier request continued regulation as a non-dominant international carrier pursuant to Section 63.10 of the Rules, 47 C.F.R. §63.10? If yes, include an Attachment (use Attachment 1 below) stating how the carrier qualifies for non-dominant classification pursuant to this section. Yes No

17. Regardless of whether the foreign carrier affiliation notification is filed as a prior or post notification, provide in an Attachment (use Attachment 1 below) the name of the newly affiliated foreign carrier(s) and the country or countries in which it is authorized to provide telecommunications services to the public.

18. Regardless of whether the foreign carrier affiliation notification is filed as a prior or post notification, state in an Attachment (use Attachment 1 below) what services the authorized carrier(s) making this filing is authorized to provide to each country named in response to question 17 and the FCC file numbers under which each such authorization was granted.

19. Regardless of whether the foreign carrier affiliation notification is filed as a prior or post notification, state in an Attachment (use Attachment 1 below) which, if any, of the countries the authorized carrier making this filing serves solely through the resale of international switched services of unaffiliated U.S. facilities-based carriers.

20. Regardless of whether the foreign carrier affiliation notification is filed as a prior or post notification, provide in an Attachment (use Attachment 1 below) the name, address, citizenship and principal business of any person or entity that directly or indirectly owns at least ten percent of the equity of the authorized carrier making this filing, and the percentage of equity owned by each of those entities to the nearest one percent.

21. Regardless of whether the foreign carrier affiliation notification is filed as a prior or post notification, provide the name of any interlocking directorates, as defined in Section 63.09(g) of the Rules, 47 C.F.R. §63.09(g), with each foreign carrier named in the notification.

22. By checking Yes, the carrier certifies that it 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 market power on the foreign end of the route. Yes No

23. By checking Yes, the carrier certifies that it shall maintain the continuing accuracy of information provided pursuant to Section 63.11 of the Rules, 47 C.F.R. §63.11, for a period of forty-five days after the filing of this form. In addition, the applicant certifies that it shall immediately inform the Commission if at any time, not limited to forty-five days, the representations in the "special concessions" certification referenced in question 22 are no longer accurate. Yes No

CERTIFICATION

24. Typed Name of Person Signing Thomas Spackman	25. Title of Person Signing President	
WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND / OR IMPRISONMENT (U.S. Code, Title 18, Section 1001), AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, Section 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, Section 503).		
26. 1: Attachment	2: Attachment	3: Attachment

FCC NOTICE REQUIRED BY THE PAPERWORK REDUCTION ACT

The public reporting for this collection of information is estimated to average 1 - 6,056 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the required data, and completing and reviewing the collection of information. If you have any comments on this burden estimate, or how we can improve the collection and reduce the burden it causes you, please write to the Federal Communications Commission, AMD-PERM, Paperwork Reduction Project (3060-0686), Washington, DC 20554. We will also accept your comments regarding the Paperwork Reduction Act aspects of this collection via the Internet if you send them to jboley@fcc.gov. PLEASE DO NOT SEND YOUR RESPONSE TO THIS ADDRESS.

Remember - You are not required to respond to a collection of information sponsored by the Federal government, and the government may not conduct or sponsor this collection, unless it displays a currently valid OMB control number or if we fail to provide you with this notice. This collection has been assigned an OMB control number of 3060-0686.

THE FOREGOING NOTICE IS REQUIRED BY THE PAPERWORK REDUCTION ACT OF 1995, PUBLIC LAW 104-13, OCTOBER 1, 1995, 44 U.S.C. SECTION 3507.

Menu

ATTACHMENT 1

BorderComm Partners LP Foreign Carrier Affiliation Notification

Pursuant to Section 63.11 of the Commission's rules, BorderComm Partners LP ("BorderComm") hereby submits the instant foreign carrier affiliation notification ("FCN") regarding an affiliation that was inadvertently omitted from BorderComm's application to acquire control of GeoComm Corporation ("GeoComm"),¹ which held international Section 214 authorization. GeoComm's international Section 214 authority was recently the subject of a *pro forma* assignment to BorderComm; thus, the international Section 214 authority at issue is now held directly by BorderComm.² Information required under Section 63.11 of the rules is provided in the order in which it appears in the Commission's IBFS format.

Response to Item 10 – Timeliness of Filing

In July of 2004 BorderComm filed an application to acquire control over GeoComm, which held authorization under Section 214 of the Communications Act of 1934, as amended, to: (1) lease and operate up to two DS-3 equivalent circuits from authorized U.S. common carriers for the provision of non-interconnected international private line services between the United States and Mexico; (2) provide private line resale services; (3) utilize its Private Operational Fixed Microwave Service station (WNEY948); (4) lease and operate facilities between that station and its point-of-presence in El Paso, Texas; (5) establish channels of communication via the Morelos satellite system; and (6) use said facilities to provide regulatory authorized services, including switched voice and data, as well as private line services between the United States and Mexico.³ At the time of that application, BorderComm held an indirect interest in Technologia Comunicaciones Avanzadas S.A. de C.V. ("TCA"), which holds 20-year concessions, granted in 1996, from the Government of Mexico in the 23 GHz spectrum band (a nationwide carrier-to-carrier transport services concession) and the 10.5 GHz spectrum band (a public telecommunications network concession in certain regions in the Northern portion of Mexico). Specifically, BorderComm holds a 0.1% interest in TCA. In addition to BorderComm's direct interest in TCA, BorderComm's President, Arturo Bedolla, holds a 0.2% interest in TCA. The remaining 99.7% interest in TCA is held by Contrato de Fideicomiso TCA/BorderComm, a foreign investment trust registered with the Secretaria de Economía of which SCOTIABANK INVERLAT, S. A., INSTITUCION DE BANCA MULTIPLE, GRUPO FINANCIERO SCOTIABANK INVERLAT is the trustee, and BorderComm is the beneficiary.

Given the indirect and complex nature of the holdings, BorderComm inadvertently omitted its affiliation with TCA from the application to acquire control over GeoComm. Upon further analysis of its interest in TCA, BorderComm determined that the instant FCN was necessary and began preparing it expeditiously. As described in greater detail below, TCA does not have market power in the international transmission or local access markets within Mexico; thus, BorderComm is entitled to non-dominant carrier status even with respect to its provision of

¹ See FCC File No. ITC-T/C-20040702-00327P.

² See FCC File No. ITC-ASG-20061205-00547E.

³ See FCC File No. ITC-T/C-20040702-00327P.

service along that route into Mexico, and thus this omission was not of decisional significance. In addition, BorderComm has taken measures to assure that its obligations as an international Section 214 authorization holder are timely met in the future.

Response to Item 12 – Eligibility for Post Notification Procedures

Prior notification to the Commission regarding the subject affiliation was not necessary based on the exception contained in Section 63.11(b)(2) of the Commission's rules. See 47 C.F.R. §§ 63.11(b)(2). TCA is not included in the FCC's list of carriers presumed to have market power. See, Public Notice: The International Bureau Revised and Reissues the Commission's List of Foreign Telecommunications Carriers that Are Presumed to Possess Market Power in Foreign Telecommunications Markets, DA 07-233 (rel. Jan. 26, 2007). Further, TCA lacks 50 percent market share in the international transport and local access markets within Mexico. Indeed, Telefonos de Mexico, which is included in the FCC's list of carriers presumed to have market power, is the dominant public telecommunications carrier within Mexico, and has a market penetration rate well in excess of 50%. Thus, BorderComm remains subject to non-dominant regulatory treatment on the route between the US and Mexico. Finally, the destination country is a WTO Member.

Response to Item 16 – Nondominant Regulatory Status

BorderComm requests continued regulation as a non-dominant international carrier on the route listed below. As discussed above, TCA lacks 50 percent market share in the international transport and the local access markets on the foreign end of the route. BorderComm is therefore presumptively classified as non-dominant on the affected route, pursuant to Section 63.10(a)(3) of the rules.

Response to Items 17 and 18 – Foreign Carrier and Country

BorderComm is affiliated with TCA, which primarily provides carrier's carrier private services and lacks market power in its home market of Mexico.

BorderComm holds international Section 214 authority to: (1) lease and operate up to two DS-3 equivalent circuits from authorized U.S. common carriers for the provision of non-interconnected international private line services between the United States and Mexico; (2) provide private line resale services; (3) utilize Private Operational Fixed Microwave Service station (WNEY948); (4) lease and operate facilities between that station and a point-of-presence in El Paso, Texas; (5) establish channels of communication via the Morelos satellite system; and (6) use said facilities to provide regulatory authorized services, including switched voice and data, as well as private line services between the United States and Mexico (see ITC File No. at note 2).

Response to Item 19 – Resale of Unaffiliated Facilities-Based Carriers' Service

BorderComm is a facilities-based carrier. BorderComm does not serve any country solely through the resale of international switched services of unaffiliated U.S.-based carriers.

Response to Item 20 – Direct and Indirect Ownership

The name, address, citizenship, and principal business of each person or entity that directly or indirectly owns at least ten percent of the equity of BorderComm, and the percentage of equity owned by each of those persons or entities, follows:

Thomas J. Spackman
4316 Bryan Street
Dallas, TX 75204
Citizenship: USA
Principal Business: Telecommunications
Ownership Interest: 27.8%

Bobby Lutz
17300 Dallas Parkway, #3050
Dallas, TX 75248
Citizenship: USA
Principal Business: Telecommunications
Ownership Interest: 17.3%

Arturo Bedolla
4316 Bryan Street
Dallas, TX 75204
Citizenship: Mexico
Principal Business: Telecommunications
Ownership Interest: 10.6%

Response to Item 21 – Interlocking Directorates

Mr. Spackman is an officer and director of TCA and BorderComm.

Mr. Bedolla is an officer and director of TCA and BorderComm, and a partner in BorderComm.



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
445 12th STREET S.W.
WASHINGTON D.C. 20554

News media information 202-418-0500
Fax-On-Demand 202-418-2830; Internet: <http://www.fcc.gov> (or <ftp.fcc.gov>)
TTY (202) 418-2555

DA No. 08-2095

Report No. FCN-00104

Monday September 15, 2008

FOREIGN CARRIER AFFILIATION NOTIFICATION

Pursuant to the Commission's rules, the U.S. international carriers and submarine cable landing licensees listed below filed with the Commission a notification of the affiliation they have or propose to have with foreign carriers. These notifications are filed pursuant to Sections 63.11 and 1.768 of the Commission's rules, 47 C.F.R. Sections 63.11 and 1.768.

The Commission amended Section 63.11 in IB Docket No. 97-142, Rules and Policies on Foreign Participation in the U.S. Telecommunications Market, 15 FCC Rcd. 18158 (2000). The Commission recently adopted Section 1.768 in IB Docket No. 00-106, Review of Commission Consideration of Applications under the Cable Landing License Act, 16 FCC Rcd. 22167 (2001).

FCN-NEW-20060206-00032 P Verizon Hawaii International Inc.

Notification

Pursuant to Section 1.768 of the Commission's rules, Verizon Hawaii International, Inc. hereby notifies the Commission of its foreign affiliation with carriers in the following countries: Argentina, Australia, Austria, Belgium, Botswana, Canada, Chile, Columbia, Czech Republic, Denmark, Finland, France, Germany, Greece, Hong Kong, Hungary, Ireland, Italy, Japan, Kenya, Korea, Luxembourg, Namibia, Netherlands, New Zealand, Norway, Panama, Peru, Poland, Portugal, Russia, Singapore, South Africa, Spain, Sweden, Switzerland, Taiwan ROC, United Kingdom, Venezuela, and Zambia.

FCN-NEW-20070205-00017 E BorderCOMM Partners

Notification

Pursuant to Section 63.11 of the Commission's Rules, BorderCOMM Partners LP hereby notifies the Commission of their affiliation with Tecnologia Comunicaciones Avanzadas S.A. de C.V. (TCA) in Mexico.

FCN-NEW-20070417-00040 E IPC Systems, Inc.

Notification

Pursuant to Section 63.11 of the Commission's Rules, IPC Systems, Inc. hereby notifies the Commission of their affiliation with IPC Network Services Japan KK in Japan.

Other Companies:

FCN-NEW-20070516-00041 E TRILOGY INTERNATIONAL ENTERPRISES, LLC

Notification

Pursuant to Section 63.11 of the Commission's Rules, Trilogy International Enterprises, LLC hereby notifies the Commission of its affiliation with All America Cables and Radio - Dominican Republic, in the Dominican Republic.

Other Companies:

FCN-NEW-20070621-00042 E Global Caribbean Network

Notification

Pursuant to Section 63.11 of the Commission's Rules, Global Caribbean Network hereby notifies the Commission of its affiliation with the following foreign carriers: Middle Caribbean Network, S.A.S in Dominica, Guadeloupe, and Martinique; Southern Caribbean Fiber, S.A.S in Antigua, Barbados, Martinique, St. Vincent and the Grenadines, Grenada, St. Kitts, St. Lucia, and Trinidad; Tele(Barbados) Inc. in Barbados; Antilles Crossing (St. Lucia), Limited in St. Lucia; and Antilles Crossing, LP in Barbados.

Other Companies:

H

Federal Communications Commission (F.C.C.)
Order and Authorization
*1 IN THE MATTER OF GEOCOMM CORPORATION
File No. **I-T-C-94-112**

Application for authority to acquire and operate facilities for the provision of service between the United States and Mexico.

DA 95-2320

Adopted: October 31, 1995
Released: November 22, 1995

By the Chief, Telecommunications Division:

1. We now consider under Section 214 of the Communications Act of 1934, as amended, the second half of an application filed by GeoComm corporation (GeoComm) for authority to provide facilities-based services between the United States and Mexico. In a previous Order, Authorization and Certificate, released March 13, 1995, [FN1] we authorized GeoComm to provide private line resale services between the United States and Mexico. We deferred acting on GeoComm's request to provide facilities-based services between the United States and Mexico until delegated authority to do so by the full Commission. In its Memorandum Opinion, Order, Authorization and Certificate, released September 5, 1995, [FN2] the Commission delegated to us such authority.

2. GeoComm is a U.S. owned and operated corporation that is affiliated with Baja Cellular Mexicana, S.A. de Mexico (Baja Cellular), a small Mexican cellular carrier. This is GeoComm's only foreign affiliation. Neither GeoComm nor Baja Cellular controls any bottleneck facilities in either country. Thus, GeoComm will be regulated as non-dominant for all routes.

3. Accordingly. IT IS ORDERED that application File No. **I-T-C-94-112** IS GRANTED, and the Commission's referenced Order, Authorization and Certificate is modified, and GeoComm Corporation is authorized to:

- a. utilize its Private Operational Fixed Microwave Service station (WNFY948);
- b. lease and operate facilities between that station and GeoComm's point of presence at El Paso, Texas;
- c. establish channels of communication via the Morelos satellite system; and
- d. use said facilities to provide regularly authorized services, including switched voice and data and private line services, between the United States and Mexico.

4. IT IS FURTHER ORDERED that neither GeoComm nor any persons or companies directly or indirectly controlling or controlled by GeoComm, or under direct or indirect common control with it, shall acquire or enjoy any right, for the purposes of handling or interchanging traffic to or from the United States, its territories or possessions, which is denied to any other United States carrier by reason of any concession, contract, understanding, or working arrangement to which GeoComm or any persons or companies controlling or controlled by GeoComm are parties.

(Cite as: 1995 WL 688967 (F.C.C.))

5. IT IS FURTHER ORDERED that our authorization of GeoComm to provide private lines as part of its authorized services is limited to the provision of such private lines only between the United States and Mexico -- that is, private lines which originate in the United States and terminate in Mexico or which originate in Mexico and terminate in the United States. In addition, GeoComm may not -- and GeoComm's tariff must state that its customers may not -- connect private lines provided over these facilities to the public switched network at either the U.S. or foreign end, or both, for the provision of international basic telecommunications services, including switched voice services, unless authorized to do so by the Commission upon a finding that Mexico affords resale opportunities equivalent to those available under U.S. law, in accordance with Regulation of International Accounting Rates, Phase II, First Report and Order, 7 FCC Rcd 559 (1991), Order on Reconsideration and Third Further Notice of Proposed Rulemaking, 7 FCC Rcd 7927 (1992). petition for reconsideration pending.

*2 6. IT IS FURTHER ORDERED that the applicant shall file a copy of any operating agreement entered into with its foreign correspondent with the Commission within 30 days of its execution, and shall otherwise comply with the filing requirements contained in Section 43.51 of the Commission's Rules, 47 C.F.R. §43.51.

7. IT IS FURTHER ORDERED that the applicant shall file a tariff pursuant to Section 203 of the Communications Act, 47 U.S.C. §203 and Part 61 of the Commission's Rules, 47 C.F.R. Part 61, for the services authorized in this Order.

8. IT IS FURTHER ORDERED that the applicant shall file the annual reports of overseas telecommunications traffic required by Section 43.61 of the Commission's Rules. 47 C.F.R. §43.61.

9. IT IS FURTHER ORDERED that the applicant shall file annual circuit status reports 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).

10. IT IS FURTHER ORDERED that the number of circuits authorized herein for the provision of services via separate satellite systems is subject to limitations on the number of circuits specified under the separate systems policy and applicable consultations under Article XIV(d) of the INTELSAT Agreement.

11. IT IS FURTHER ORDERED that GeoComm shall be regulated as non-dominant for all routes.

12. This order is issued under Section 0.261 of the Commission's Rules and is effective upon adoption. Petitions for reconsideration under Section 1.106 or applications for review under Section 1.115 of the Commission's Rules may be filed within 30 days of the date of public notice of this order (see Section 1.4(b)(2)).

FEDERAL COMMUNICATIONS COMMISSION

Diane J. Cornell

Chief

Telecommunications Division

1995 WL 688967 (F.C.C.), 10 F.C.C.R. 12,609, 10 FCC Rcd. 12,069

(Cite as: 1995 WL 688967 (F.C.C.))

International Bureau

FN1. GeoComm Corporation, 10 FCC Rcd 2825 (1995).

FN2. Telefonica Larga Distancia de Puerto Rico, FCC 95-375, released September 5, 1995.

1995 WL 688967 (F.C.C.), 10 F.C.C.R. 12,609, 10 FCC Rcd. 12,069

END OF DOCUMENT

H

Federal Communications Commission (F.C.C.)
Order, Authorization and Certificate
*1 IN THE MATTER OF GEOCOMM CORPORATION
File No. **I-T-C-94-112**

Application for authority to resell international private line communications services between the United States and Mexico.

DA 95-415

Adopted: March 3, 1995
Released: March 13, 1995

****2825** By the Chief, Telecommunications Division:

1. Upon consideration of the above-captioned uncontested application, filed pursuant to Section 214 of the Communications Act of 1934, as amended. IT IS HEREBY CERTIFIED that the present and future public convenience and necessity require a grant thereof.

2. Accordingly, IT IS ORDERED that application File No. **I-T-C-94-112** IS GRANTED IN PART, and GeoComm Corporation (GeoComm) is authorized to lease and operate up to two DS-3 equivalent circuits from authorized U.S. common carriers for the provision of non-interconnected international private line services between the United States and Mexico.

3. IT IS FURTHER ORDERED that the request by GeoComm to provide facilities-based private line services between the United States and Mexico is hereby deferred.

4. IT IS FURTHER ORDERED that neither GeoComm nor any persons or companies directly or indirectly controlling or controlled by GeoComm, or under direct or indirect common control with it, shall acquire or enjoy any right, for the purposes of handling or interchanging traffic to or from the United States, its territories or possessions, which is denied to any other United States carrier by reason of any concession, contract, understanding, or working arrangement to which GeoComm or any persons or companies controlling or controlled by GeoComm are parties.

5. IT IS FURTHER ORDERED that our authorization of GeoComm to provide private lines as part of its authorized services is limited to the provision of such private lines only between the United States and Mexico--that is, private lines which originate in the United States and terminate in Mexico or which originate in Mexico and terminate in the United States. In addition, GeoComm may not--and GeoComm's tariff must state that its customers may not--connect private lines provided over these facilities to the public switched network at either the U.S. or foreign end, or both, for the provision of international basic telecommunications services, including switched voice services, unless authorized to do so by the Commission upon a finding that Mexico affords resale opportunities equivalent to those available under U.S. law, in accordance with Regulation of International Accounting Rates, Phase II, First Report and Order, 7 FCC Rcd 559 (1991), Order on Reconsideration and Third Further Notice of Proposed Rulemaking, 7 FCC Rcd 7927 (1994), petition for reconsideration pending.

(Cite as: 1995 WL 104303 (F.C.C.), 10 FCC Rcd. 2825)

6. IT IS FURTHER ORDERED that the applicant shall file copies of any operating agreements entered into with its foreign correspondents with the Commission within 30 days of their execution, and shall otherwise comply with the filing requirements contained in Section 43.51 of the Commission's Rules, 47 C.F.R. § 43.51.

*2 7. IT IS FURTHER ORDERED that the applicant shall file a tariff pursuant to Section 203 of the Communications Act, 47 U.S.C. § 203 and Part 61 of the Commission's Rules, 47 C.F.R. Part 61, for the services authorized in this Order.

8. IT IS FURTHER ORDERED that the applicant shall file the annual reports of overseas telecommunications traffic required by Section 43.61 of the Commission's Rules, 47 C.F.R. § 43.61.

9. IT IS FURTHER ORDERED that the applicant shall file semi-annual circuit reports pursuant to Section 63.15(b) of the Commission's Rules, 47 C.F.R. § 63.15(b), for the common carrier facilities authorized herein.

10. This order is issued under Section 0.261 of the Commission's Rules and is effective upon adoption. Petitions for reconsideration under Section 1.106 or applications for review under Section 1.115 of the Commission's Rules may be filed within 30 days of the date of public notice of this order (see Section 1.4(b)(2)).

FEDERAL COMMUNICATIONS COMMISSION

Diane J. Cornell

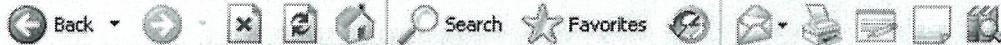
Chief

Telecommunications Division

International Bureau

1995 WL 104303 (F.C.C.), 10 F.C.C.R. 2825, 10 FCC Rcd. 2825

END OF DOCUMENT



authority to acquire and operate facilities for service between the United States and Oman, Sri Lanka and Bangladesh. (By O&C [DA 95-387] adopted February 27 by the Chief, Telecommunications Division, International Bureau)

GEOCOMM CORPORATION. Granted in part, application File No. I-T-C-94-112 to GeoComm Corp. to lease and operate up to two DS-3 equivalent circuits from authorized U.S. common carriers for the provision of non-interconnected international private line service between the U.S. and Mexico. (By Order, Authorization and Certificate [DA 95-415] adopted March 3 by the Chief, Telecommunications Division, International Bureau)

D.C. CORPORATION. Authorized to acquire and operate facilities for service between the U.S. and the Dominican Republic. (By Order, Authorization an Certificate [DA 95-418] adopted March 2 by the Chief, Telecommunications



SCL-21C-2003/125-00032
DA-04-74

1/15/04

http://www.fcc.gov/Daily_Releases/Daily_Digest/1995/dd112295.txt - Microsoft Internet Explorer

File Edit View Favorites Tools Help

Back Search Favorites

Address: http://www.fcc.gov/Daily_Releases/Daily_Digest/1995/dd112295.txt

SOKOL AMERICA, INC. Granted the application file no. I-T-C-95-452(TC) and the transfer of control of Sokol to Global Satellite Corp. (By NO's Order and Authorization [DA 95-2315] adopted October 31 by the Chief, Telecommunications Division, International Bureau)

ALASCOM, INC. Granted application file no. I-T-C-94-474 and Alascom, Inc. is authorized to use the Aurora II satellite System for provision of service between Alaska and Russia. (By Order & Authorization [DA 95-2316] adopted October 31 by the Chief, Telecommunications Division, International Bureau)

DIRECT NET TELECOMMUNICATIONS. Granted application file no. I-T-C-95-478 and Direct Net Communications, a Limited Liability Company is authorized to acquire and operate facilities for service to the Philippines. (By Order, Authorization and Certificate [DA 95-2317] adopted October 31 by the Chief, Telecommunications Division, International Bureau)

GEOCOMM CORP. Granted application file no. I-T-C-94-112 and Geocomm Corp. is authorized to acquire and operate facilities for the provision of service between the U.S. and Mexico. (By Order & Authorization [DA 95-2320] adopted October 31 by the Chief, Telecommunications Division, International Bureau)

AT&T CORP., AT&T OF PUERTO RICO, INC. Granted application file no. I-T-C-95-342 AT&T Corp., AT&T Corp. of Puerto Rico, Inc, is authorized to acquire and operate satellite capacity for service to Cuba. (By NO's Order, Authorization and Certificate [DA 95-2313] adopted October 31 by the Chief, Telecommunications Division, International Bureau)

Done Internet

start

4:20 PM