



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
445 12th St., SW  
WASHINGTON, D.C. 20554

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

---

ISP-WAV-20020917-00031

DA 03-1105

Released: April 9, 2003

**AT&T SUPPLEMENTAL PETITION FOR WAIVER OF SECTION 63.16 OF THE COMMISSION'S RULES, 47 C.F.R. § 63.16, TO PROVIDE SWITCHED SERVICES via PRIVATE LINES INTERCONNECTED TO THE PUBLIC SWITCHED NETWORK AT ONE OR BOTH ENDS (INTERNATIONAL SIMPLE RESALE) BETWEEN THE UNITED STATES and ANGOLA, BENIN, BULGARIA, CAMEROON, CHINA, ESTONIA, GABON, GEORGIA, LITHUANIA, MALAWI, MALTA, MOLDOVA, MOZAMBIQUE, NAMIBIA, SENEGAL, and SRI LANKA in addition to DIJIBOUTI, LATVIA, and UGANDA,**

## PLEADING CYCLE ESTABLISHED

**Petitions/Comments due: May 7, 2003**

**Oppositions/Responses due: May 14, 2003**

On March 26, 2003, AT&T Corporation, on behalf of itself, AT&T Alascom, Inc., AT&T Puerto Rico, Inc., and AT&T of the U.S. Virgin Islands, Inc. (collectively referred to as "AT&T") filed a supplemental petition for waiver of Section 63.16 of the Commission's rules, 47 C.F.R. § 63.16, to provide International Simple Resale (or ISR), switched serviced via international private lines interconnected to the public switched network at one or both ends, between the United States and sixteen countries: Angola, Benin, Bulgaria, Cameroon, China, Estonia, Gabon, Georgia, Lithuania, Malawi, Malta, Moldova, Mozambique, Namibia, Senegal, and Sri Lanka. This petition supplements the original petition AT&T filed on September 16, 2002 for waiver of Section 63.16 of the Commission's rules, 47 C.F.R. § 63.16, to provide International Simple Resale (or ISR), switched serviced via international private lines interconnected to the public switched network at one or both ends, between the United States and five foreign points: Djibouti, Indonesia, Latvia, Uganda, and Tanzania. On January 9, 2003, AT&T removed Indonesia from the petition, and on January 20, 2003, AT&T removed Tanzania from the petition.

As in the original petition, AT&T asserts that the criteria for an authorized carrier to request ISR authorization on routes where the destination country is a WTO Member, as required by Section 63.16 of the Commission's rules, have been met. However, AT&T seeks a waiver of the rule for the above-named foreign points because of the difficulty in demonstrating that at least fifty percent of the settled U.S.-billed traffic between the United States and the above-named foreign points is being settled at or below

the relevant benchmark rates as established in *In the Matter of International Settlement Rates*, IB Docket 96-261, Report and Order, 12 FCC Rcd 19,806 (1997). Pursuant to Section 1.3 of the Commission's rules, 47 C.F.R. § 1.3, AT&T states that there is good cause to waive for the above-named foreign points, the requirement in Section 63.16 of the Commission's rules and requests ISR designation for the above-named foreign points.

Interested parties may file comments regarding or petitions to deny the applications no later than **May 7, 2003**. Oppositions or responses to these comments and petitions may be filed no later than **May 14, 2003**. All filings concerning matters referenced in this Public Notice should refer to ISP-WAV-20020917-00031. An original and four copies of all pleadings must be filed in accordance with Section 1.51(c) of the Commission's rules, 47 C.F.R. § 1.51(c).

If filed by hand delivery, the Commission's contractor, Vistrionix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00am to 7:00 pm. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building.

If filed by mail, the following procedures should be followed: Commercial Overnight Mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12<sup>th</sup> Street, SW, Washington, DC 20554. All filings must be addressed to Marlene Dortch, Office of the Secretary, Federal Communications Commission.

All parties must file one copy of each pleading electronically or by paper with each of the following:

- (1) The Commission's duplicating contractor, Qualex International, 445 12<sup>th</sup> Street, S.W., Room CY-B402, Washington, D.C. 20554; e-mail: [qualexint@aol.com](mailto:qualexint@aol.com); facsimile: (202) 863-2898; phone (202) 863-2893.
- (2) Lisa Choi, Policy Division, International Bureau, 445 12<sup>th</sup> Street, S.W., Washington, D.C. 20554; facsimile: (202) 418-2824.

Comments and reply comments and any other filed documents in this matter may be obtained from Qualex International, in person at 445 12<sup>th</sup> Street, S.W., Room CY-B402, Washington, D.C. 20554, via telephone at (202) 863-2893, via facsimile at (202) 863-2898, or via e-mail at [qualexint@aol.com](mailto:qualexint@aol.com). The pleadings will be also available for public inspection and copying during regular business hours in the FCC Reference Information Center, Room CY-A257, 445 Twelfth Street, S.W., Washington, D.C. 20554 and through the Commission's Electronic Filing System (ECFS) accessible on the Commission's World Wide Website, [www.fcc.gov](http://www.fcc.gov).

*Ex parte* communications between outside parties and Commission staff concerning these applications are permitted subject to the Commission's rules for "permit-but-disclose proceedings." See 47 C.F.R. § 1.1206.

For further information, contact Lisa Choi, International Bureau, at (202) 418-1460.

FCC