

DA 90-759

*1 In the Matter of
AT & T OF PUERTO RICO, INC.
Application for authority to acquire and operate facilities for direct service
between Puerto Rico and Aruba
AT & T OF THE VIRGIN ISLANDS, INC.
Application for authority to acquire and operate facilities for service between
the U.S. Virgin Islands and Aruba.

File No. I-T-C-90-070

File No. **I-T-C-90-071**

Adopted: May 21, 1990; Released: May 30, 1990

ORDER, AUTHORIZATION AND CERTIFICATE

****3270** By the Chief, International Facilities Division:

1. The above-captioned applications, filed on March 15, 1990 by AT & T of Puerto Rico, Inc. (AT & T-PR) and AT & T of the Virgin Islands, Inc. (AT & T-VI), respectively, request authority pursuant to Section 214 of the Communications Act of 1934, as amended, to acquire and operate facilities for direct service between Puerto Rico and Aruba and between the U.S. Virgin Islands and Aruba. The applications were placed on public notice on March 21, 1990. No comments were received. Upon consideration of the applications, IT IS HEREBY CERTIFIED that the present and future public convenience and necessity require the provision of direct service between Puerto Rico and Aruba by AT & T-PR and between the U.S. Virgin Islands and Aruba by AT & T-VI.

2. Accordingly, IT IS ORDERED that applications File Nos. I-T-C-90-070 and **I-T-C-90-071** ARE GRANTED; and

a. AT & T-PR is authorized to:

i. activate seven whole channels in the Puerto Rico terminal of the Puerto Rico-St. Thomas Digital Microwave System (DMS);

ii. acquire, on an Indefeasible Rate of User (IRU) basis, from AT & T-VI and operate a whole interest in seven channels in the St. Thomas terminal of the Puerto Rico-St. Thomas DMS;

iii. activate a one-half interest in seven circuits in the St. Thomas-Venezuela II cable;

iv. lease from Compania Anonima Nacional Telefonos de Venezuela (CANTV) a one-half interest in seven circuits in the Venezuela-Curacao DMS;

v. use for service to Aruba its interest in three circuits in the Netherlands Antilles Cable System (NAG cable) and the Puerto Rico-St. Thomas DMS presently assigned for service to the Netherlands Antilles;

vi. use the facilities in paragraph a above to establish ten operating channels to provide AT & T-PR's regularly authorized services between Puerto Rico and Aruba and beyond;

b. AT & T-VI is authorized to:

i. activate three additional half-circuits in the St. Thomas-Venezuela II cable;

ii. lease from CANTV a one-half interest in three circuits in the Venezuela-Curacao DMS;

iii. use for service to Aruba its half-interest in three circuits in the NAG cable presently assigned for service to the Netherlands Antilles; and

iv. use the facilities in paragraph b above to establish six operating channels to provide AT & T-VI's regularly authorized services between the U.S. Virgin Islands and Aruba and beyond.

3. No material changes inconsistent with this or any other relevant Commission order shall be made before final execution of operating agreements between AT & T-PR and AT & T-VI and their correspondent in Aruba, and copies of the agreements shall be filed with the Commission within 30 days of their execution.

*2 4. This order is issued under Section 0.291 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
George S. Li

Chief, International Facilities Division

Common Carrier Bureau

FCC

1990 WL 603902 (F.C.C.), 5 F.C.C.R. 3270, 5 FCC Rcd. 3270

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