

1995 WL 129678 (F.C.C.), 10 F.C.C.R. 3301, 10 FCC Rcd. 3301

Federal Communications Commission (F.C.C.)

Order, Authorization and Certificate

***1 IN THE MATTER OF TELEDATA INTERNATIONAL, INC.**
File No. **I-T-C-95-096**

Application for authority to acquire and operate facilities for provision of
communications services between the United States and various overseas points.

DA 95-572

Adopted: March 17, 1995
Released: March 27, 1995

****3301** 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-95-096** IS GRANTED, and Teledata International, Inc. (TDI) is authorized to:
 - a. establish channels of communication between appropriately licensed U.S. earth stations and INTELSAT satellites, for provision of Intelsat Business Services (IBS), International Television Service and Datanet Service between the United States and the international points listed in Comsat's tariffs for the space segment of these services;
 - b. lease from Comsat and operate the satellite circuits specified in Appendix A, between appropriately licensed U.S. earth stations and INTELSAT Atlantic and Pacific Ocean Region satellites, connecting with similar facilities between the satellites and the overseas points listed in Appendix A, furnished by its correspondents;
 - c. lease from PanAmerican Satellite Corp. (PAS) and operate the satellite circuits specified in Appendix B, between appropriately licensed U.S. earth stations and the PAS-1, PAS-2 and PAS-4 satellites, connecting with similar circuits between the satellites and the overseas points listed in Appendix B, furnished by its correspondents;
 - d. lease from the Columbia/TDRSS International Satellite System (TDRSS) and operate the satellite circuits specified in Appendix B, between appropriately licensed U.S. earth stations and the TDRS-41 and TDRS-174 satellites, connecting with similar circuits between the satellites and the overseas points listed in Appendix B, furnished by its correspondents;
 - e. lease from Orion Satellite Corporation (Orion) and operate the satellite circuits specified in Appendix B, between appropriately licensed U.S. earth stations and the Orion F1 satellite, connecting with similar circuits between the satellite and the overseas points listed in Appendix B, furnished by its correspondents;
 - f. establish channels of communications between appropriately licensed U.S. earth stations and U.S. domestic satellites (also Anik satellites for service to Canada, and Mexican domestic satellites for service to Mexico), for provision of authorized transborder services between the United States and the points listed in Appendix C;
 - g. lease and operate necessary connecting facilities in the United States;
 - *2 h. lease a one-half interest in and operate any necessary overseas connecting facilities; and
 - i. use the facilities authorized in b, c, d, and e, above to provide TDI's regularly authorized services, including switched voice and data, and private line services, between the United States and the points specified in Appendices A and B.
3. IT IS FURTHER ORDERED that neither TDI nor any persons or companies directly or indirectly controlling or controlled by TDI, 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 TDI or any persons or companies controlling or controlled by TDI are parties.

4. IT IS FURTHER ORDERED that our authorization of TDI 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 the countries listed in the Appendices--that is, private lines which originate in the United States and terminate in one of the countries listed in the Appendices or which originate in one of the countries listed in the Appendices and terminate in the United States. In addition, TDI may not--and TDI'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 the destination country 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.

5. 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.

****3302** 6. 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.

7. 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.

***3** 8. IT IS FURTHER ORDERED that the applicant shall file a separate Section 214 application for any additional circuits it seeks to operate via the PAS-1, PAS-4, TDRS-41 or TDRS-174 satellites.

9. 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.

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

****3303** APPENDIX A

COUNTRIES TO BE SERVED VIA INTELSAT

NUMBERS INDICATE 64-KBPS VOICE-GRADE CIRCUITS

Country Circuits

Argentina 50

Australia 50

Austria 50

Bahamas 50

Barbados 50

Belgium 50
Bolivia 50
Brazil 50
Canada 50
Czech Republic 50
Chile 50
China, People's Republic 50
Croatia 50
Denmark 50
Dominican Republic 50
Ecuador 50
Egypt 50
El Salvador 50
Ethiopia 50
Finland 50
France 50
Guantanamo Bay 50
Germany, Federal Republic of 50
Ghana 50
Greece 50
Guatemala 50
Guinea 50
Haiti 50
Honduras 50
India 50
Indonesia 50
Iran 50
Ireland 50
Israel 50
Italy 50
Jamaica 50
Japan 50
Jordan 50
Kenya 50
Korea, Republic of 50
Kuwait 50
Lebanon 50
Liechtenstein 50
Luxembourg 50
Malaysia 50
Mexico 50
Morocco 50
Netherlands 50
Netherlands Antilles 50
New Zealand 50
Nicaragua 50
Norway 50
Panama 50
Peru 50
Philippines 50
Poland 50
Portugal 50
Romania 50
Saudi Arabia 50
Senegal 50
Serbia and Montenegro 50
Singapore 50
Somalia 50

South Africa 50
Spain 50
Sweden 50
Switzerland 50
Syria 50
Taiwan 50
Thailand 50
Trinidad & Tobago 50
Uganda 50
United Arab Emirates 50
United Kingdom 50
Uruguay 50
Vietnam 50
Venezuela 50
Zaire 50

****3304 APPENDIX B**

**COUNTRIES TO BE SERVED VIA PAS-1
(NOT INTERCONNECTED)**

***4** Up to ten 64-Kbps voice-grade circuits between the United States and each of the following countries (except up to 42 non-interconnected circuits between the United States and Bosnia-Herzegovina and Serbia-Montenegro):

Ku-band Countries

Anguilla
Austria
Azerbaijan
Bahamas
Belgium
Bermuda
Bosnia-Herzegovina
British Virgin Is.
Cayman Islands
Czech Republic
Denmark
France
Germany
Greece
Ireland
Italy
Luxembourg
Monaco
Montserrat
Netherlands
Portugal
Romania
Russian Fed.
Serbia and Montenegro
Spain
Sweden
Switzerland
T.F.Y.R. of Macedonia

Turks & Caicos Is.
United Kingdom

****3305 C-band Countries:**

Anguilla
Argentina
Aruba
Bahamas
Barbados
Bermuda
Bolivia
Brazil
British Virgin Is.
Cayman Islands
Chile
Colombia
Costa Rica
Dominican Rep.
Ecuador
Guatemala
Haiti
Honduras
Jamaica
Mexico
Montserrat
Netherlands Antilles
Panama
Paraguay
Peru
Trinidad and Tobago
Turks & Caicos Is.
Uruguay
Venezuela

COUNTRIES TO BE SERVED VIA PAS-1

(INTERCONNECTED)

Up to six 64-Kbps voice grade circuits between the United States and each of the following countries (except up to 42 interconnected circuits between the United States and Bosnia-Herzegovina and Serbia-Montenegro):

Ku-band Countries: C-Band Countries:

Azerbaijan Bahamas
Bahamas Costa Rica
Bosnia-Herzegovina Dominican Republic
Czech Republic Netherlands Antilles
Portugal Panama
Romania Peru
Russian Fed.
Serbia-Montenegro
Somalia
T.F.Y.R. of Macedonia
United Kingdom

****3306 COUNTRIES TO BE SERVED VIA PAS-2
(NON-INTERCONNECTED)**

Up to ten 64-Kbps voice-grade circuits between the United States and each of the following countries:
United Kingdom

**COUNTRIES TO BE SERVED VIA PAS-2
(INTERCONNECTED)**

Up to six 64-Kbps voice-grade circuits between the United States and each of the following countries:
United Kingdom

**COUNTRIES TO BE SERVED VIA PAS-4
(NON-INTERCONNECTED)**

***5** Up to ten 64-Kbps voice-grade circuits between the United States and each of the following countries:
Australia
Hong Kong
New Zealand

**COUNTRIES TO BE SERVED VIA PAS-4
(INTERCONNECTED)**

Up to six 64-Kbps voice-grade circuits between the United States and each of the following countries:
Australia
Hong Kong
New Zealand

****3307 COUNTRIES TO BE SERVED VIA COLUMBIAS TDRSS
(NON-INTERCONNECTED)**

Up to ten 64-Kbps voice-grade circuits between the United States and each of the following countries (except up to 42 non-interconnected circuits between the United States and Bosnia-Herzegovina and Serbia-Montenegro):

TDRS-41 TDRS-174

- Austria Hong Kong
- Bahamas Japan
- Belgium Mexico
- Bosnia-Herzegovina Philippines
- Canada Republic of Korea
- Denmark
- Finland
- France
- Germany
- Ireland
- Israel
- Jamaica
- Liechtenstein
- Luxembourg

Mexico
Netherlands
Portugal
Serbia-Montenegro
Sweden
Switzerland
T.F.Y.R. of Macedonia
Turkey
United Kingdom

COUNTRIES TO BE SERVED VIA TDRSS
(INTERCONNECTED)

Up to six 64-Kbps voice-grade circuits between the United States and each of the following countries (except up to 42 interconnected circuits between the United States and Bosnia-Herzegovina and Serbia-Montenegro):

TDRS-41 TDRS-174

Germany Hong Kong
Bosnia-Herzegovina
Serbia-ontenegro
T.F.Y.R. of Macedonia
United Kingdom

****3308** APPENDIX C

COUNTRIES TO BE SERVED VIA AUTHORIZED
U.S. DOMESTIC SATELLITES, MEXICAN MORELOS (AND SOLIDARIDAD)
SATELLITES, AND ANIK SATELLITES

Anguilla Domestic Satellites
Antigua and Barbuda Domestic Satellites
Bahamas Domestic Satellites
Barbados Domestic Satellites
Belize Domestic Satellites
Bermuda Domestic Satellites
British Virgin Islands Domestic Satellites
Canada Domestic Satellites, ANIK
Cayman Islands Domestic Satellites
Dominica Domestic Satellites
Grenada Domestic Satellites
Grenadines Domestic Satellites
Mexico DomSats, Morelos and Solidaridad
Montserrat Domestic Satellites
Netherlands Antilles Domestic Satellites
St. Kitts & Nevis Domestic Satellites
St. Lucia Domestic Satellites
St. Vincent Domestic Satellites
Turks & Caicos Domestic Satellites

Venezuela Domestic Satellites

1995 WL 129678 (F.C.C.), 10 F.C.C.R. 3301, 10 FCC Rcd. 3301
END OF DOCUMENT

(C) 2008 Thomson/West. No Claim to Orig. US Gov. Works.