

1994 WL 81982 (F.C.C.), 9 F.C.C.R. 1381, 9 FCC Rcd. 1381

ITC-814-1994 1381-00008

DA 94-223

***1** IN THE MATTER OF
WILTEL, INC.

APPLICATION FOR AUTHORITY TO OPERATE AS AN INTERNATIONAL RESALE CARRIER.

File No. **I-T-C-94-092**

Adopted: March 4, 1994; Released: March 16, 1994

****1381 ORDER, AUTHORIZATION AND CERTIFICATE**

By the Chief, International Facilities 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 the provision of international switched voice services to the general public on a resale basis by WITel, Inc. (WITel).
 2. Accordingly, IT IS ORDERED that application File No. **I-T-C-94-092** IS GRANTED, and WITel is authorized to provide international switched voice services by reselling, pursuant to contract, the international switched voice services of its affiliate WITel International, Inc. between the U.S. and international points listed in the contract;
 3. IT IS FURTHER ORDERED that WITel is not authorized to resale any other services, including private line services, that WITel International is authorized to provide.
 4. IT IS FURTHER ORDERED that:
 - (a) WITel shall file publicly the contracts entered into with WITel International or a contract summary in accordance with Section 203 of the Communications Act, 47 U.S.C. § 203, and the Interexchange Order; [FN1]
 - (b) the services obtained by WITel shall be made generally available to similarly situated customers at the same terms, conditions and rates.
 5. IT IS FURTHER ORDERED that WITel shall obtain any necessary operating agreements in each of the countries to which it will provide service and shall file them with the Commission within 30 days of their execution.
 6. IT IS FURTHER ORDERED that WITel shall file tariffs 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 WITel 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.
 8. IT IS FURTHER ORDERED that neither WITel nor any persons or companies directly or indirectly controlling or controlled by WITel, 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 WITel or any persons or companies controlling or controlled by WITel are parties.
 9. IT IS FURTHER ORDERED that nothing in this authorization should be construed to include authorization for the transmission of money in connection with the services WITel seeks authority to provide. The transmission of money is not considered to be a common carrier service. Therefore, nothing in this Order should be construed as containing authority for the transmission of money.
- *2** 10. 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 public notice of this order (see Section 1.4(b)(2)).
- FEDERAL COMMUNICATIONS COMMISSION
George S. Li
Chief, International Facilities Division
Common Carrier Bureau

FN1. See Competition in the Interstate Interexchange Marketplace, 6 FCCRcd 5880, 5902 (1991) (Interexchange Order).
FCC
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