

In the Matter of AT&T CORP. Application for authority to acquire and operate capacity
in the U.S.-Cuba No. 7 Cable System.

File No. I-T-C-95-188

RELEASE-NUMBER: DA 95-1016

FEDERAL COMMUNICATIONS COMMISSION

10 FCC Rcd 5049; 1995 FCC LEXIS 3164

May 10, 1995 Released; Adopted April 27, 1995

ACTION:

[*1] ORDER AND AUTHORIZATION

JUDGES: By the Chief, Telecommunications Division

OPINION BY: CORNELL

OPINION:

1. Upon consideration of the above-captioned uncontested application, filed pursuant to Section 214 of the Communications Act of 1934, as amended, we find 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-95-188 IS GRANTED, and AT&T Corp. (AT&T) is authorized to expand the capacity of the U.S.-Cuba No. 7 Cable System and to activate and operate 31 additional circuits for provision of its regularly authorized services between the United States and Cuba.

3. IT IS FURTHER ORDERED that the authority herein is granted subject to the terms and conditions set forth in the C&MA for the U.S.-Cuba No. 7 Cable System, as well as any Commission Order granting authority to acquire and operate facilities in the U.S.-Cuba No. 7 Cable System.

4. IT IS FURTHER ORDERED that AT&T shall split 50/50 with ETECSA the \$ 1.20 per minute accounting rate for IMTS.

5. IT IS FURTHER ORDERED that the surcharge agreed to between AT&T and ETECSA for received collect calls shall be no greater than \$ 1.00 per call.

6. IT IS FURTHER ORDERED [*2] that AT&T shall submit reports on or before June 30, and December 31 of each year, and on the one-year anniversary of the notification of the grant of this application in the Federal Register, indicating the numbers of circuits activated by facility.

7. IT IS FURTHER ORDERED that this authorization is subject to AT&T's obtaining all necessary licenses and authorizations from the Departments of Treasury and Commerce.

8. IT IS FURTHER ORDERED that this order is subject to revocation without a hearing in the event the Department of State or the Federal Communications Commission determines that the continuation of communications between the United States and Cuba is no longer in the national interest.

9. 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