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C

Federal Communications Commission (F.C.C.)
Order, Authorization and Certificate
IN THE MATTER OF U.S. ELECTRODYNAMICS, INC.

File No. **I-T-C-95-513**

Application for authority to acquire and operate satellite and connecting facilities for service to various overseas points.

DA 95-2463

Adopted: November 30, 1995

Released: January 19, 1996

***526** 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-95-513** IS GRANTED, and U.S. Electrodynamics, Inc. (USEI) is authorized to:

a. establish channels of communication between its appropriately licensed U.S. earth stations and INMARSAT satellites, for provision of maritime and aeronautical services between the United States and ships at sea and aircraft to the United States Government pursuant to the FAA's WAAS program;

b. lease from Comsat and operate the satellite circuits specified in the Appendix hereto, between its 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 the Appendix hereto, furnished by its correspondents;

c. lease and operate necessary domestic connecting facilities;

d. lease a one-half interest in and operate necessary overseas connecting facilities; and

e. use the facilities in b. c. and d. above to provide USEI's regularly authorized services, including switched voice and data and private line services, between the United States and the points listed in the Appendix hereto.

3. IT IS FURTHER ORDERED that neither USEI nor any persons or companies directly or indirectly controlling or controlled by USEI, 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 USEI or any persons or companies controlling or controlled by USEI are parties.

4. IT IS FURTHER ORDERED that our authorization of USEI 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 Appendix - that is, private lines which originate in the United States and

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terminate in one of the countries listed in the Appendix or which originate in one of the countries listed in the Appendix and terminate in the United States. In addition, USEI may not - and USEI'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 switched basic 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 (1992), 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.

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.

8. IT IS FURTHER ORDERED that the applicant shall file annual circuit status reports in accordance with the requirements set forth in Rules for Filing of International Circuit Status Reports, CC Docket No. 93-157, Report and Order, 10 FCC Rcd 8605 (1995).

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

***527** APPENDIX

Numbers indicate 64-kbps circuits via INTELSAT

EUROPE

Albania-2

Andorra-1

Bosnia-Herzegovina-2

Bulgaria-1

Croatia-2

Liechtenstein-1

Macedonia, FYRO-4

Monaco-1

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Romania-1
San Marino-1
Serbia & Montenegro-2
Slovenia-2
C.I.S.
Georgia-2
Kyrgyzstan-2
Tajikistan-2
MID AND FAR EAST
Cambodia-1
Laos-2
Macao-1
Nepal-1
North Korea-2
Marianas-1
Vietnam-3
Afghanistan-3
AFRICA
Comoros-1
CARIBBEAN
Anguilla-1
Dominica-1
Grenada-1
Guadeloupe-1
Montserrat-1
St. Kitts & Nevis-1
St. Lucia-1
St. Vincent-1
INDIAN OCEAN
France-Reunion-1
Seychelles-1
Bangladesh-1
Sri Lanka-1
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