

DA 96-342
March 18, 1996

In the Matter of

LCI INTERNATIONAL TELECOM CORP.

Application for authority to acquire and operate facilities for service to various overseas points and to operate as an international resale carrier. File No. I-T-C-95-590

~~ORDER, AUTHORIZATION AND CERTIFICATE~~

Adopted: February 28, 1996; Released: March 18, 1996

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 partial grant thereof.

2. Accordingly, IT IS ORDERED that application File No. I-T-C-95-590 IS GRANTED IN PART, and LCI International Telecom Corp. (LCI) 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 and operate the private lines listed in Appendix A, for provision of private line services, not interconnected with the public switched network, between the United States and the points listed in Appendix A.
- c. acquire on an Indefeasible Right of User basis a one-half interest in and operate the cable circuits listed in Appendix B;
- d. lease from Comsat and operate the satellite circuits specified in Appendix C, 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 C, furnished by its correspondents;
- e. lease from PanAmerican Satellite Corp. (PAS) and operate the satellite circuits specified in Appendix D, 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 D, furnished by its correspondents;
- f. lease from the Columbia/TDRSS International Satellite System (TDRSS) and operate the satellite circuits specified in Appendix E, 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 E, furnished by its correspondents;

- g. lease from Orion Satellite Corporation (Orion) and operate the satellite circuits specified in Appendix F, 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 F, furnished by its correspondents;
- h. lease and operate any necessary domestic connecting facilities;
- i. lease a one-half interest in and operate any necessary overseas connecting facilities;
- j. use the facilities in d, e, f, g h, and i, above, to provide regularly authorized services, including switched voice and data and private line services, between the United States and the points listed in the Appendices;
- k. 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 G;
- l. establish channels of communications between appropriately licensed U.S. earth stations and the Russian satellites listed in Appendix H, for provision of authorized services between the United States and the points listed in Appendix H.

3. IT IS FURTHER ORDERED that our authorization of LCI 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, LCI may not -- and LCI'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. The limitations in this paragraph are subject to the exceptions contained in Sections 63.01(k)(6)(i) and 63.16 of the Commission's Rules, 47 C.F.R. 63.01 and 63.16. See also Cable & Wireless et al., DA 96-17, released January 16, 1996, para. 36.

4. 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.

5. 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.

6. IT IS FURTHER ORDERED that the applicant shall file the annual reports of overseas telecommunications traffic required by Section 43.61 of the Commissions Rules, 47 C.F.R. 43.61.

7. 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).

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. The Commission retains jurisdiction over this matter to reallocate circuits in the satellite system among the various international common carriers and other authorized users as required to ensure nondiscriminatory use of, and equitable access to, the communications satellite system.

10. 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-2, PAS-4, TDRS-41, TDRS-174, Orion F1 or Russian satellites or the CANUS-1, or NPC Cable Systems.

11. 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.

12. IT IS FURTHER ORDERED that action on the applicants' requests to acquire Morelos and Solidaridad circuits to countries in addition to Mexico, and to acquire Intersputnik, Soviet Domestic, Geizer, WSDRN and Ghorizont 21 circuits in addition to the countries of the former Soviet Union, is hereby DEFERRED pending the outcome of a forthcoming Notice of Proposed Rulemaking./1

13. 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)).

/1 See Amendment to the Commission's Regulatory Policies Governing Domestic Fixed Satellites and Separate International Satellite Systems, 1B Docket No. 95-41, FCC 96-14, released January 22, 1996, paragraph 5.

FEDERAL COMMUNICATIONS COMMISSION

Diane J. Cornell
Chief, Telecommunications Division
International Bureau

APPENDIX A

RESALE OF PRIVATE LINES FOR

PRIVATE LINE SERVICE

240 Voice-Grade (64-KbDS) Circuits to Each Country

Argentina	Hungary	Taiwan, Rep. of
Austria	India	China
Bahamas	Indonesia	Thailand
Bermuda	Israel	Turkey
Bolivia	Kuwait	Ukraine
Cayman Islands	Lebanon	United Arab Emirates
Chile	Malaysia	Uruguay
China	New Zealand	Venezuela
Colombia	Nicaragua	Slovakia
Costa Rica	Norway	
Czech Republic	Panama	
Denmark	Paraguay	
Egypt	Peru	
El Salvador	Philippines	
Ecuador	Poland	
Finland	Portugal	
Guam	Saudi Arabia	
Guatemala	South Africa	
Honduras	South Korea	
	Sweden	

APPENDIX B

CABLE SYSTEM	CAPACITY REQUESTED	COUNTRIES/AREAS TO BE SERVED
NPC	Five (5) E.1 channels	Japan, Hong Kong, the Philippines, Singapore, and South Korea
CANUS-1	Three (3) E-1 channels	Canada

APPENDIX C

COUNTRIES TO BE SERVED VIA INTELSAT
(go 64-kbps voice-cgrade circuits to each point)

Afghanistan	China, People's Rep.	Guadeloupe
Albania	Christmas Isl.	Guam
Algeria	Cocoa Isl	Guantanamo (Cuba)
American Samoa	Comoros	Guatemala
Andorra	Congo	Guinea
Angola	Cook Isl	Guinea Bissau
Antigua/Babuda	Croatia	Guyana
Argentina	Cueta	Haiti
Armenia	Cyprus	Honduras
Ascension Isl	Czech Republic	Hungary
Australia	Denmark	Iceland
Austria	Diego Garcia	India
Azerbaijan	Djibouti	Indonesia
Bahamas	Dominica	Iran
Bahrain	Dominican Republic	Iraq
Balearic Isl	Ecuador	Ireland
Bangladesh	Egypt	Israel
Barbados	El Salvador	Italy
Belarus	Equatorial Guinea	Ivory Coast
Belize	Eritrea	
Belgium	Estonia	
Bolivia	Ethiopia	
Benin		
Bhutan		

Bosnia-Herzegovina
 Botswana
 Brazil
 Brunei
 Bulgaria
 Burkina Faso
 Burundi
 Cambodia
 Cameroon
 Canada
 Canary Isl
 Cape Verde
 Central African
 Republic
 Chad
 Chile
 China

Faeroe Isl
 Falkland Isl
 Fiji Isl
 Finland
 France
 French Guyana
 French Polynesia
 Gabon
 Gambia
 Georgia
 Germany, Federal
 Republic of
 Ghana
 Gibraltar
 Greece
 Greenland
 Grenada

Jamaica
 Japan
 Jordan
 Kazakhstan
 Kenya
 Kirghizstan
 Kiribati
 Korea-North
 Korea,
 Republic of
 Kuwait
 Kyrgyzstan
 Laos
 Latvia
 Lebanon
 Lesotho
 Liberia
 Libya
 Liechtenstein
 Lithuania
 Luxembourg
 Macao
 Macedonia FYRO
 Madagascar
 Malawi
 Malaysia
 Maldives
 Mali
 Malta
 Mariana Isl
 Marshall Isl
 Martinique
 Mauretania
 Mauritius
 Mayotte Isl
 Melilla
 Mexico
 Micronesia
 Moldova
 Mongolia
 Morocco
 Mozambique
 Mustique
 Myanmar
 N. Caldonia

Nakhodka
 Namibia
 Nauru
 Negara Brunei
 Nepal
 Netherlands
 Netherlands
 Antilles
 New Caldonia
 New Zealand
 Nicaragua
 Niger
 Nigeria
 Niue
 Norfolk Isl
 Norway
 Oman
 Pakistan
 Palau
 Palm Isl
 Panama
 Papua New Guinea
 Peru
 Philippines
 Poland
 Portugal
 Qatar
 Reunion Isl
 Romania
 Rota (Saipan)
 Russian Federation
 Rwanda
 Saipan
 Sakhalin (Russia)
 San Marino
 Sao-Tome &
 Principe
 Saudi Arabia
 Senegal
 Serbia &
 Montenegro
 Seychelles
 Sierra Leone
 Singapore
 Slovakia

Slovenia
 Soloman Isl
 Somalia
 South Africa
 Spain
 Sri Lanka
 St. Barthelemy
 (French Antilles)
 St. Helena
 St. Kitts & Nevis
 St. Lucia
 St. Martin (French
 Antilles)
 St. Pierre
 et Miguelon
 St. Vincent
 Sudan 80
 Surinam
 Swaziland
 Sweden
 Switzerland
 Syria
 Tadzhikistan
 Tanzania
 Taiwan
 Thailand

Tinian

Togo
Tonga
Trinidad & Tobago
Tunisia
Turkmenistan
Tuvalu
Uganda
Ukraine
United Arab
Emirates
United Kingdom
Union Isl
Uzbekistan
Uruguay
Vanuatu
Vatican City (Italy)
Vietnam
Venezuela
Wall is & Futuna
Western Samoa
Yemen
Zaire
Zambia

APPENDIX D

COUNTRIES TO BE SERVED VIA PAS-1
(NON-INTERCONNECTED)

Up to 32 64-Kbps voice-grade circuits between the United States and the countries listed below:

Ku-band Countries

Anguilla	Italy
Austria	Luxembourg
Azerbaijan	Monaco
Bahamas	Montserrat
Belgium	Netherlands
Bermuda	Portugal
Bosnia-Herzegovina	Romania
British Virgin Is.	Russian Fed.
Cayman Islands	Serbia & Montenegro
Czech Republic	Spain
Denmark	Sweden
France	Switzerland
Germany	Turks & Caicos Is.
Greece	United Kingdom
Ireland	Macedonia, FYRO

C-band Countries:

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

Dominican Republic
Ecuador

Venezuela

COUNTRIES TO BE SERVED VIA PAS-1
(INTERCONNECTED)

Up to 32 64-Kbps voice-grade circuits between the United States and the countries listed below:

Ku-band Countries:

C-Band Countries:

Azerbaijan
Bahamas
Bosnia-Herzegovina

Bahamas
Costa Rica
Dominican Republic

Czech Republic
Portugal
Romania
Russian Fed.
Serbia & Montenegro
United Kingdom
Macedonia, FYRO

Netherlands Antilles
Panama
Peru

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

Up to 32 64-Kbps voice-grade circuits between the United States and the following country:

United Kingdom

(INTERCONNECTED)

Up to 32 64-Kbps voice-grade circuits between the United States and the following country:

United Kingdom

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

Up to 32 64-Kbps voice-grade circuits between the United States and the following countries:

Australia
Hong Kong
New Zealand

(INTERCONNECTED)

Up to 32 64-Kbps voice-grade circuits between the United States and the following countries:

Australia
Hong Kong
New Zealand

APPENDIX E

COUNTRIES TO BE SERVED VIA COLUMBIA'S TDRSS
(NON-INTERCONNECTED)

Up to 32 64-Kbps voice-grade circuits between the United States and the countries listed below:

TDRSS-41

Austria
Bahamas
Belgium
Bosnia-Herzegovina

Canada

Denmark
Finland
France
Germany
Ireland
Israel
Jamaica
Liechtenstein
Luxembourg
Macedonia, FYRO
Mexico
Netherlands
Portugal
Serbia & Montenegro
Sweden
Switzerland
Turkey
United Kingdom

TDRSS-174

Hong Kong
Japan
Mexico
Philippines

Republic of Korea

COUNTRIES TO BE SERVED VIA TDRSS
(INTERCONNECTED)

Up to 32 64-Kbps voice-grade circuits between the United States and the countries listed below:

TDRSS-41

Germany
Bosnia-Herzegovina
Serbia & Montenegro
United Kingdom
Macedonia, FYRO

TDRSS- 174

Hong Kong

APPENDIX F

COUNTRIES TO BE SERVED VIA ORION SATELLITE
CORPORATION'S F-1 SATELLITE
(INTERCONNECTED)

Up to 32 64-Kbps voice-grade circuits between the United States and the countries listed below:

Germany
Ireland
The Netherlands
Poland
Sweden

(NON-INTERCONNECTED)

Up to .32 64-Kbps voice-grade circuits between the United States and the countries listed below:

Austria
Belgium

Norway
Poland

Denmark

France	Serbia & Montenegro
Germany	Sweden
Ireland	The Netherlands
Italy	United Kingdom
Luxembourg	Macedonia, FYRO

APPENDIX G

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
Argentina	Domestic Satellites
Bahamas	Domestic Satellites
Barbados	Domestic Satellites
Belize	Domestic Satellites
Bermuda	Domestic Satellites
Bolivia	Domestic Satellites
Brazil	Domestic Satellites
British Virgin Islands	Domestic Satellites
Canada	Domestic Satellites, ANIK
Cayman Island	Domestic Satellites
Chile	Domestic Satellites
Columbia	Domestic Satellites
Dominica	Domestic Satellites
Ecuador	Domestic Satellites
El Salvador	Domestic Satellites
French Guiana	Domestic Satellites
Grenada	Domestic Satellites
Grenadines	Domestic Satellites
Guyana	Domestic Satellites
Guatemala	Domestic Satellites
Honduras	Domestic Satellites
Mexico	Domestic Satellites, Morelos and
Solidaridad	
Montserrat	Domestic Satellites
Netherlands Antilles	Domestic Satellites
Nicaragua	Domestic Satellites
Panama	Domestic Satellites
Paraguay	Domestic Satellites
Peru	Domestic Satellites
St. Kitts & Nevis	Domestic Satellites
St. Lucia	Domestic Satellites
St. Vincent	Domestic Satellites
Surinam	Domestic Satellites
Turks & Caicos	Domestic Satellites
Uruguay	Domestic Satellites
Venezuela	Domestic Satellites

APPENDIX H

COUNTRIES TO BE SERVED VIA
THE INTERSPUTNIK AND SOVIET DOMESTIC
SATELLITE SYSTEMS, AND THE GEIZER, WSDRN,
AND GHORIZONT 21 SATELLITES

Armenia
Azerbaijan
Belarus
Bstonia
Georgia
Kazakhstan

Kyrgyzstan
Latvia
Lithuania
Moldovia
Russia
Tajikistan
Turkmenistan
Ukraine
Uzbekistan