Categories of Services for 214 Applications (Streamline/Non-streamline)

ASSIGNMENT OF LICENSE GLOBAL FACILITIES-BASED SERVICE GLOBAL FACILITIES-BASED/GLOBAL RESALE SERVICE GLOBAL RESALE SERVICE INDIVIDUAL FACILITIES-BASED SERVICE LIMITED GLOBAL FACILITIES-BASED SERVICE/LIMITED GLOBAL RESALE SERVICE LIMITED GLOBAL FACILITIES-BASED SERVICE/LIMITED GLOBAL RESALE SERVICE LIMITED GLOBAL RESALE SERVICE SWITCHED RESALE SERVICE TRANSFER OF CONTROL SUBMARINE CABLE LANDING LICENSE INTERNATIONAL SPECIAL PROJECT TINTERNATIONAL SPECIAL PROJECT)escı			_	_					_		~		
		Description of Application:		INTERNATIONAL SPECIAL PROJECT	SUBMARINE CABLE LANDING LICENSE	TRANSFER OF CONTROL		RESALE	FACILITIES-BASED	RESALE	RESALE	INDIVIDUAL FACILITIES-BASED SERVICE		GLOBAL FACILITIES-BASED SERVICE	



FISHER WAYLAND COOPER LEADER & ZARAGOZA L.L.P.

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August 12, 1998

DELIVERY VIA COURIER TO MELLON BANK

Ms. Magalie Roman Salas, Secretary Federal Communications Commission 1919 M Street, N.W., Room 222 Washington, D.C. 20554

:: Netphonix, Inc.
Section 214 Application for Authority to Operate as an International Facilities-Based and Resale Carrier

Dear Ms. Salas:

Section 214 Application for authority to operate as an international facilities-based and resale United States and all foreign points permitted by the Commission. carrier for the purpose of providing switched, private line, data, and business services between the On behalf of Netphonix, Inc., we hereby submit for filing an original and five copies of a

streamlined processing of the enclosed Application. Pursuant to Section 63.12 of the Commission's Rules, Netphonix, Inc. requests

An FCC Form 159 and a \$745.00 check to cover the required filing fee are attached hereto.

undersigned Please refer all questions and correspondence regarding this filing directly to the

Very truly yours

Glenn S. Richards Counsel for Netphonix, Inc

GSR/sad Enclosure

FEDERAL COMMUNICATIONS COMMISSION WASHINGTON, DC

4 - 4 - - - 16

business services	provision of switched, private line, data and	facilities-based and as a resale carrier in the	for global authority to operate as an international	Communications Act of 1934, as amended,	Application pursuant to Section 214 of the	Netphonix, Inc.	In the Matter of
) TTC-214-19980912-00559) File No. ITC-98-			

APPLICATION

streamlined processing. foreign points permitted by the Commission. As discussed below, this application is eligible for provision of switched, private line, data, and business services between the United States and all authority to operate as an international facilities-based carrier and as a resale carrier in the 1934, as amended, and Section 63.18 of the Commission's Rules, hereby requests global Netphonix, Inc., ("Applicant") pursuant to Section 214 of the Communications Act of

information. Pursuant to Section 63.18 of the Commission's Rules, Applicant submits the following

(a) The name of the applicant is:

Netphonix, Inc. 4597 US Highway #9 North Howell, NJ 07731

(Applicant is a corporation organized under the laws of the state of New Jersey.

<u>.</u>

<u></u> Correspondence concerning this application should be addressed to the following:

Sam Moerman, COO Netphonix, Inc. 4597 US Highway #9 North Howell, NJ 07731 732-367-8030 (phone) 732-363-2329 (fax)

With a copy to Applicant's attorney:

Glenn S. Richards
Fisher Wayland Cooper Leader & Zaragoza, LLP
2001 Pennsylvania Ave., NW - Suite 400
Washington, DC 20006
(202) 775-5678 (phone)
(202) 296-6518 (fax)

- **a** Applicant has not previously received authority under Section 214 of the Act.
- dominant regulation. See Section 63.18(e)(ii)(A) of the Commission's Rules carrier and would provide services to all international points for which it qualifies for nonlist. Under Section 63.10 of the Commission's Rules, Applicant qualifies as a non-dominant Commission's Rules and will not provide services to any country on the Commission's exclusion states that it will comply with the terms and conditions set forth in Section 63.18(e)(1)(ii) of the based carrier pursuant to Section 63.18(e)(1) of the Commission's Rules. Applicant hereby <u>@</u> Applicant is hereby requesting Section 214 authority to operate as a facilities-

the routes to be served. Commission's Rules. Applicant is not affiliated with any U.S. carriers regulated as dominant on states that it will comply with the terms and conditions set forth in Section 63.18(e)(2)(ii) of the pursuant to those carriers' tariffs and contracts on file with the Commission. Applicant hereby Commission's Rules, to resell the international services of all authorized U.S. common carriers Applicant is also requesting authority, pursuant to Section 63.18(e)(2) of the

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the Commission basic switched, private line, data, and business services to all international points permitted by As a facilities-based carrier and as a resale carrier, Applicant will provide international

- of Section 63.18 of the Commission's Rules. 3 Applicant seeks authority to provide only services referenced under paragraph (e)
- environmental processing as defined by Section 1.306 of the Commission's Rules 8 The authority requested in this application is categorically excluded from
- the ten percent or greater direct and indirect shareholders of Applicant based services it proposes to resell, nor is it affiliated with any foreign carriers. Pursuant to Section 63.18(h)(2) of the Commission's Rules, the following information is provided regarding $\mathbf{\Xi}$ Applicant certifies that it is not affiliated with any U.S. carrier whose facilities-

Sandy Lichtenstein
Netphonix, Inc.
4597 US Highway #9 North
Howell, NJ 07731
Citizenship: USA
Principal Business: Telecommunications

David Lichtenstein
Netphonix, Inc.
4597 US Highway #9 North
Howell, NJ 07731
Citizenship: USA
Principal Business: Telecommunications

There are no interlocking directorates.

respect to any U.S. international route where the foreign carrier possesses sufficient market has not agreed to accept special concessions directly or indirectly from any foreign carrier with Θ Pursuant to Section 63.18(i) of the Commission's Rules, Applicant certifies that it

not enter into such agreements in the future. power on the foreign end of the route to affect competition adversely in the U.S. market and will

- denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988. attaches to this application a certificate stating that no party to this application is subject to a Pursuant to Sections 1.2001-1.2003 of the Commission's Rules, Applicant
- processing pursuant to Section 63.12. of switched services over private lines. Accordingly, Applicant is eligible for streamlined private lines to a country for which the Commission has not previously authorized the provision seeks authority to resell, and does not seek authority to provide switched basic services over affiliated with a dominant U.S. carrier whose international switched or private line services it Applicant is not affiliated with a foreign carrier in a destination market, is not

SECTION 1.2001 CERTIFICATION

pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988. See 21 U.S.C. § 853(a). party to this Application is subject to a denial of Federal benefits that includes FCC benefits Commission's Rules, 47 C.F.R. §§1.2001-1.2003, I hereby certify that neither Applicant nor any On behalf of Netphonix, Inc., and in accordance with Sections 1.2001-1.2003 of the

Sandy Lichtenstein
President
Netphonix, Inc.
4597 US Highway #9 North
Howell, NJ 07731
732-367-8030 (phone)
732-363-2329 (fax)

Dated: August 11, 1998

J:\DATA\CLIENT\REGULATO\AFFLICAT\6070000A.214

are true and correct to the best of my knowledge, infomation and belief. HOWell
(17) DAYTIME TELEPHONE NUMBER (Include area
732-367-8030 **PAYER** (23D) FCC (19D) FCC CALL SIGN/OTHER ID (23C) FCC CODE (19B) FCC CALL SIGN/OTHER ID Netphonix, Inc. (12) STREET ADDRESS LINE NO. 1
4597 US Highway (19C) FCC CALL SIGN/OTHER 23B) FCC CODE (23A) FCC CODE (19A) FCC CALL SIGN/OTHER ID (14) CITY (13) STREET (9) DAYTIME TELL (202) 6 READ INSTRUCTIONS CAREFULLY BEFORE PROCEEDING (1) LOCKBOX # Washington 6 (5) STREET ADDRESS LINE NO. 2001 Pennsylv (2) PAYER NAME (It paying by ore Netphonix, In (4) STREET ADDRESS LINE NO. Glenn S. Richards Fisher COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEETS (FORM 159-C) APPLICANT NAME (if paying by credit card, enter name exactly as it appears on your card) PAYER NAME VISA MASTERCARD ADDRESS LINE NO. 2 Pennsylvania 659-3 for the service(s)/authorization(s) herein described. I hereby authorize the FCC to charge my VISA or MASTERCARD Wayland (if paying by credit card, 358145 W NUMBER (Include area code) 3494(PRINT NAME) ₽ Inc IF PAYER NAME AND THE APPLICANT NAME ARE DIFFERENT, COMPLETE SECTION IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C) 0 1 (20C) PAYMENT TYPE CODE (PTC) (20B) (20D) PAYMENT TYPE CODE (PTC) Cooper (20A) PAYMENT TYPE #9 enter name exactly as it appears on your card)
C/O Glenn S. Richards, Ω SECTION D -0 PAYMENT TYPE Avenue, North code) 0 \Box 7 Leader SECTION F - CREDIT CARD PAYMENT INFORMATION N \vdash FEDERAL COMMUNICATIONS COMMISSION N.W 4 (PTC) APPLICANT, USE CONTINUATION SHEETS REMITTANCE ADVICE , Certify under penalty of perjury that the foregoing and supporting information TAXPAYER INFORMATION (REQUIRED) SECTION B - APPLICANT INFORMATION SECTION C - PAYMENT INFORMATION G V 82 SECTION A - PAYER INFORMATION SECTION E G AUTHORIZED SIGNATURE Zaragoza, PAGE NO. 1 N (21D) QUANTITY (21C) QUANTITY (21B) QUANTITY (21A) QUANTITY (18) COUNTRY CODE (if not in U.S.A.) (15) STATE D.C.
(10) COUNTRY CODE (if not in U.S.A.) - CERTIFICATION ŊJ Э STATE **APPLICANT** (24D) FCC CODE 2 (24C) FCC CODE 2 (26) COMPLETE THIS BLOCK ONLY IF APPLIC (24B) FCC CODE 2 (24A) FCC CODE 2 Esq . 유 -(22D) FEE DUE FOR (PTC) IN BLOCK 20D (22C) FEE DUE FOR (PTC) IN BLOCK 20C (22A) FEE DUE FOR (PTC) IN BLOCK 20A 745.00(22B) FEE DUE FOR (PTC) IN BLOCK 20B \vdash SIGNATURE Д I (8) ZIP CODE 20006 07731 (16) ZIP CODE 3 TOTAL AMOUNT PAID (dollars and cents) SPECIAL USE FCC USE ONLY MONTH DATE FCC USE ONLY FOC USE ONLY FCC USE ONLY FOC USE ONLY APPROVED BY OMB 3060-0589 W 4 G 00