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

TC-214-19980930-00670

		Desc						Ш						R			
		Description of Application:	INTERNATIONAL SPECIAL PROJECT	SUBMARINE CABLE LANDING LICENSE	TRANSFER OF CONTROL	SWITCHED RESALE SERVICE	INMARSAT AND MOBILE SATELLITE SERVICE	LIMITED GLOBAL RESALE SERVICE	LIMITED GLOBAL FACILITIES-BASED SERVICE	GLOBAL RESALE SERVICE	LIMITED GLOBAL FACILITIES-BASED SERVICE/LIMITED	INTERCONNECTED PRIVATE LINE RESALE SERVICE	INDIVIDUAL FACILITIES-BASED SERVICE	GLOBAL RESALE SERVICE	GLOBAL FACILITIES-BASED/GLOBAL RESALE SERVICE	GLOBAL FACILITIES-BASED SERVICE	ASSIGNMENT OF LICENSE

LAW OFFICES OF THOMAS K. CROWE, P.C.

2300 M STREET, N.W. SUITE 800 WASHINGTON, D.C. 20037

TELEPHONE (202) 973-2890 FAX (202) 973-2891 E-MAIL tkcrowe@mci2000.com

September 30, 1998

BY HAND

Federal Communications Commission International Bureau-Telecommunications P.O. Box 358115 Pittsburgh, PA 15251-5115

Section 214 Global Resale Application; JPS Consulting & Trading Corp.

Dear Sir/Madam:

Application for Section 214 Global Resale Authority. Please find enclosed an original and six copies of JPS Consulting & Trading Corp.'s

return the extra copy of this filing in the self-addressed, stamped envelope enclosed for this purpose "Federal Communications Commission" to cover the requisite filing fee. Also enclosed is an FCC Form 159 and a check in the amount of \$780.00 payable to the Please file-stamp and

Questions regarding this filing should be directed to the undersigned.

incerely

Thomas K. Crowe, Counsel for JPS Consulting & Trading Corp.

Enclosures

cc: Kaan Kamali

		ABBOOVED BY OMB 3050-0589
READ INSTRUCTIONS CAREFULLY BEFORE PROCEEDING	FEDERAL COMMUNICATIONS COMMISSION REMITTANCE ADVICE	APPROVED BY OND SOCIOOS
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27 CERTIFICATION STATEMENT I, Thomas K. Crowe	SECTION E - CERTIFICATION Certify under penalty of perjury that the foreg	foregoing and supporting information
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122-03 19TH AVENUE, COLLEGE POINT, NY 11356 GreenPoint Bank JPS CONSULTING & TRADING CORP.
11 BROADWAY, STE. 851
NEW YORK, NY 10004 dera hundred Communications 186 Date Sept 6/8 Commission 1-7055/2260 80 28.98 ₩ _Dollars 780,000 Security features are included. Details on back. 1867

Before the FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

	to Owner on International Parala Common
	of 1934, as Amended, for Global Authority)
	Section 214 of the Communications Act
	Application for Authority Pursuant to)
File No. I-T-C-98-	JPS CONSULTING & TRADING CORP.
	In the Matter of)

APPLICATION OF JPS CONSULTING & TRADING CORP

various international points telecommunications services between the United States (and its territories and/or possessions) and § 214, and Section 63.18 of the Commission's Rules, 47 C.F.R. § 63.18, to provide international "global" authority, under Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. JPS Consulting & Trading Corp. ("JPS"), by its undersigned counsel, hereby requests

I. The Proposed International Services

all unaffiliated authorized carriers to provide international switched services between the United 63.18(e)(2) of the FCC's Rules, 47 C.F.R. § 63.18(e)(2), to resell international switched services of streamlined processing.1 requests three types of authority in this application, all of which are eligible for JPS specifically requests (1) global authority pursuant to Section

⁴⁷ C.F.R. § 63.12 (1996). 35-day processing procedures for certain international resale applications)("Streamlining Order"); Requirements, IB Docket No. 95-118, FCC 96-79 (released March 13, 1996)(adopting streamlined Streamlining the International 214 Authorization Process

authority pursuant to Section 214 is eligible for streamlined processing.⁵ public switched network at one or both ends to provide international switched services between the FCC's Rules, 47 C.F.R. § 63.18(e)(2)(B), to resell international private lines interconnected to the other than those on the Exclusion List;² and (3) authority pursuant to Section 63.18(e)(2)(B) of the provide international private line services between the United States and all international points, 63.18(e)(2)(A) of the FCC's rules, 47 C.F.R. § 63.18(e)(2)(A), to resell international private lines to States and all international points served by those carriers; (2) global authority pursuant to Section via "switched hubbing" United States and all countries found to offer equivalent resale opportunities to U.S. carriers,³ to authorized "points beyond."4 Accordingly, JPS's application for and

add all additional countries found to meet the equivalent resale Streamlining Order at ¶ 34. between the United States and countries that afford U.S. carriers equivalent resale opportunities to 214 authorizations to resell international private lines to provide international switched services Pursuant to the Streamlining Order, the FCC will automatically amend all Section opportunities standard.

<u>Id.</u>

FCC Rcd 6240 (1994); fONOROLA/EMI Order, Memorandum Opinion and Order, 7 FCC Rcd 7312 (1992); fONOROLA/EMI Order on Reconsideration, 9 FCC Rcd 4066 (1994); Cable & Order, & Certification, 11 FCC Rcd 1089 (1996)("Sweden Resale Order"). 1934, as Amended, to Operate as an International Private Line Carrier, Memorandum Opinion. Application for Authority Pursuant to Section 214 of the Communications Act of See, e.g., ACC Global Corporation/Alanna Inc., Memorandum Opinion & Order, 9

See Streamlining Order; 47 C.F.R. § 63.12 (1996).

the Commission's Rules.6 provide international and switched services in its traffic reports filed pursuant to Section 43.61 of JPS will report its resale of international switched service and international private lines

increased availability of a variety of service options. the customers of United States-overseas services. further the public interest. JPS believes that the added competition that its entry will bring to the market will benefit These benefits include competitive pricing and A grant of this application will therefore

II. The Applicant

application is eligible for streamlined processing affiliated with any foreign carriers as defined in Part 63 of the Commission's Rules. with the U.S. facilities-based carriers whose international services it seeks to resell. JPS is a corporation organized under the laws of the state of New York. JPS is not affiliated JPS is also not Thus, JPS's

III. Public Interest Considerations

services or facilities; and to encourage foreign governments to open their communications markets.8 telecommunications services; to prevent anticompetitive conduct in the provision of international Ħ, regulation of the U.S. international telecommunications market: The Commission also stated that "establishing an effectively competitive global communications the In the Market Entry Order,7 the Commission set forth the following policy goals for its U.S. telecommunications market, particularly the to promote effective competition market for international

⁶ See <u>Streamlining Order</u> at ¶ 34

FCC Rcd 3873 (1995)("Market Entry Order"). Market Entry and Regulation of Foreign-affiliated Entities, Report and Order,

<u>Id.</u> at ¶ 6.

communication service with adequate facilities at reasonable charges."10 Commission's paramount goal of making available a rapid, efficient, worldwide wire and radio Commission found that "effective competition directly advances the public market could result in reduced rates, increased quality, and new services."9 interest and the In addition, the

further the Commission's policies of bringing increased competition to the U.S. international telecommunications services market and is therefore in the public interest. Grant of JPS's request for resale authority to provide international services will directly

IV. Information Required under Section 63.18

information: As required by Section 63.18 of the Commission's Rules, JPS submits the following

(a) Name and address of applicant:

JPS Consulting & Trading Corp 11 Broadway Suite 812 New York, NY 10004

6 JPS is a corporation organized under the laws of the state of New York.

⁹ <u>Id.</u> at ¶¶ 6, 8.

^{10 &}lt;u>Id.</u> at ¶ 10.

<u>O</u> Correspondence concerning this application should be sent to:

Thomas K. Crowe
Law Offices of Thomas K. Crowe, P.C
2300 M Street, N.W., Suite 800
Washington, D.C. 20037
(202) 973-2890

with a copy to:

Kaan Kamali JPS Consulting & Trading Corp. 11 Broadway Suite 812 New York, NY 10004

- **a** would allow it to control prices to the detriment of market competition. reseller with global authority, subject to Section 214 of the Communications Act of Upon grant of this application, JPS will become an authorized non-dominant 1934, as amended, and the Commission's Rules. JPS lacks the market power that
- (e) resell international private lines to provide international private line services the United States and all international points; and (3) obtain global authority to the route to be served, to provide international telecommunications services between all authorized common carriers, except affiliated carriers regulated as dominant on international points; (2) obtain global authority to resell the international services of international telecommunications services between the United States and all terms and conditions of Section 63.18(e)(2). Specifically, JPS seeks to (1) provide JPS requests Section 214 authority to: between the United States and all international points. operate as a resale carrier pursuant to the
- (f)paragraph (e) of Section 63.18 of the Commission's Rules. At this time, JPS does not seek authority to provide services not referenced under
- **9** purposes of this application and is therefore not attached. 47 C.F.R. § 1.306. As such, an environmental assessment is not required for environmental processing as defined by Section 1.306 of the Commission's Rules, The authority requested in this application is categorically excluded
- E to Section 63.01(r)(1)(i). 47 C.F.R. § 63.01(r)(1)(i). services it proposes to resell. JPS is not affiliated with any foreign carriers pursuant JPS certifies that it is not affiliated with any U.S. carriers whose facilities-based

management interest in JPS. The following entities hold a ten percent (10%) or greater ownership or

Tarrytown, NY 10591	40 Hamilton Pl. 3 rd Floor	Kaan Kamali	Name/Address
		100%	% Held
		Turkey	Citizenship
	information services	Telecom, enhanced	Principal Business

- Ξ special concessions, as defined by the Commission's Rules, directly or indirectly between the U.S. and any foreign country for which JPS may be authorized to serve. JPS certifies that it has not agreed to accept nor shall it accept in the future any from any foreign carrier or administration with respect to traffic or revenue flows As required by Section 63.18(i) of the Commission's Rules, 47 C.F.R. § 63.18(i),
- 9 3301) is attached. JPS is not subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988. JPS's certification pursuant to Section 1.2002 of the Commission's Rules (implementing the Anti-Drug Abuse Act of 1988, 21 U.S.C. §

. Conclusion

application. public interest, convenience and necessity would be furthered by a grant of this Section 214 For the reasons stated above, JPS Consulting & Trading Corp. respectfully submits that the

Respectfully submitted,

JPS CONSULTING & TRADING CORP.

LAW OFFICES OF THOMAS K. CROWE, P.C. Thomas K. Crowe

2300 M Street, N.W.

Suite 800

Washington, D.C. 20037 (202) 973-2890

COUNSEL FOR JPS CONSULTING & TRADING CORP.

Dated: September 30, 1998

CERTIFICATIONS OF APPLICANT

On behalf of JPS Consulting & Trading Corp., and in accordance with Sections 1.2001-1.2003 of the Commission's Rules, 47 C.F.R. §§ 1.2001-1.2003, I hereby certify that no party to this application is subject to a denial of Federal benefits that includes FCC benefits pursuant to correct to the best of my knowledge and are made in good faith. that the statements in the foregoing application for Section 214 authority are true, complete, and Section 5301 of the Anti-Drug Abuse Act of 1988. See 21 U.S.C. § 853(a). I also hereby certify

enter into such agreements in the future. the Communications Act of 1934, as amended, and the Commission's Rules, and has not agreed to the Untied States and various international points under the authority granted under Section 214 of indirectly from any foreign carrier or administration with respect to traffic or revenue flow between JPS Consulting & Trading Corp. has not agreed to accept any concessions directly or

JPS CONSULTING & TRADING CORP.

By:

Name:

Title:

Date:

President

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Septe

CERTIFICATE OF SERVICE

that on September 30, 1998, a copy of the foregoing Application was served by first class U.S mail, postage prepaid, on the parties listed below. I, Melissa Sheehy, a paralegal with the Law Offices of Thomas K. Crowe, P.C., certify

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Washington, D.C. 20401

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Melissa Sheehy