

Categories of Services for 214 Applications  
(Streamlined/Non-streamlined)

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

Description of Application: \_\_\_\_\_

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**Lance J.M. Steinhart**  
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October 6, 1998

**VIA AIRBORNE EXPRESS**

Secretary  
Federal Communications Commission  
International Bureau - Telecommunications  
PO Box 358115  
Pittsburgh, PA 15251-5115

Re: Samsung Data Systems America, Inc. Application for Section 214 Authority to  
Operate as a Reseller of International Telecommunications Services  
**GLOBAL RESALE AUTHORITY**

Dear Sir/Madam:

Enclosed please find for filing an original and six (6) copies of the application of Samsung Data Systems America, Inc. for Section 214 authority to operate as an international resale carrier by reselling the voice, facsimile and data services of other carriers between the United States and various international points.

As required by commission rules, I have also enclosed a check in the amount of \$780.00 payable to the "Federal Communications Commission" to cover the application fee, accompanied by FCC Form 159. **Please date-stamp the extra copy of this application and return it in the enclosed self-addressed stamped envelope.**

If you have any questions regarding the foregoing, please do not hesitate to call me.  
Thank you.

Respectfully submitted,

  
Lance J.M. Steinhart

Attorney for Samsung Data Systems America, Inc.

Enclosures

cc: Ms. Sylvia Kim



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

In the Matter of )  
Samsung Data Systems )  
America, Inc. ) ) ) ) ) ) )

File No. ITC 98-\_\_\_\_\_

Application for Authority )  
pursuant to Section 214 of the )  
Communications Act of 1934, as )  
Amended, to Resell the )  
International Services of )  
Authorized US Carriers ) ) )

TO: The Commission

APPLICATION FOR SECTION 214 AUTHORITY  
TO RESELL THE INTERNATIONAL SERVICES  
OF AUTHORIZED US CARRIERS  
GLOBAL RESALE AUTHORITY

Samsung Data Systems America, Inc. ("Samsung" or "Applicant"), by its attorney, hereby respectfully requests authority from the Federal Communications Commission ("Commission"), pursuant to Section 214 of the Communications Act of 1934, as amended (the "Act"), and Section ~~63.18(e)(2)~~ of the Commission's Rules, to resell the international services of authorized US common carriers for the provision of international basic switched, private line, data, television and business services, to all international points. In accordance with the Commission's fee schedule, Fee Code CUT, Samsung Data Systems America, Inc. has attached a check in the amount of \$780.00 to this Application.

In support of Applicant's request for authorization, the following information is submitted pursuant to Section 63.18 of the Commission's Rules:

- (a) The name, address and telephone number of Applicant:
- Samsung Data Systems America, Inc.  
85 West Tasman Drive  
San Jose, California 95134  
408-544-5140

- (b) The Applicant is a corporation organized and existing under the laws of the State of California.

- (c) The name, title, address and telephone number of the officer to whom correspondence concerning this application should be directed to:

Kelvin Kim, CEO  
Samsung Data Systems America, Inc.  
85 West Tasman Drive  
San Jose, California 95134  
408-544-5140

with a copy to:

Lance J.M. Steinhart, Esq.  
Attorney at Law  
6455 East Johns Crossing, Suite 285  
Duluth, Georgia 30097  
(770) 232-9200

The Commission should direct any inquiries that it may have about this Application to Lance J.M. Steinhart, Esq.

- (d) The Applicant has not previously received authority under Section 214.

- (e) The Applicant is requesting Global Resale Section 214 authority to operate as a resale carrier pursuant to the terms and conditions of Section 63.18(e)(2) of the Commission's rules.

- (f) Not applicable.
- (g) Not applicable.

(h) Applicant has an affiliation with a "foreign carrier" as that term is defined in § 63.18. Applicant is a wholly-owned subsidiary of Samsung Corporation, a Korean corporation which provides data and telecommunications services in Korea. Samsung has only 5 switches in Korea and has no other facilities. Samsung Corporation provides primarily data-frame relay service and private leased lines with limited voice communications. Such voice communications are almost entirely intercompany in nature. Applicant certifies that Samsung Corporation is not dominant in Korea, which is a WTO country. In support of this certification, Samsung Corporation serves less than 10% of the market in Korea which is dominated by Korea Telecom, therefore, Samsung Corporation has no market power.

The name, address, citizenship and principal businesses of Applicant's 10% or greater (direct or indirect) shareholders or other equity holders, and any interlocking directorates:

Applicant is a wholly-owned subsidiary of Samsung Corporation, a Korean Corporation  
250 Taepyeong-ro, Chung-gu  
Seoul, Korea 100-102  
Principal Businesses: Electronics, Textiles & Trade

Samsung Corporation has no 10% Shareholders.  
There are no interlocking directorates.

Applicant certifies that it has no affiliation with the US carriers whose facilities-based services the Applicant proposes to resell (either directly or indirectly through the resale of another reseller's service).

(i) Applicant certifies that it has not agreed to accept special concessions directly or indirectly from any foreign carrier or administration with respect to traffic or revenue flows between the US and any foreign country which the Applicant may serve under the authority granted under this part and will not enter into such agreements in the future.

(j) Applicant certifies, to the best of its knowledge, that no party to the Application, as defined in Sections 1.2001 through 1.2003 of the Commission's Rules, is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988. See 21 U.S.C. § 853a.


As demonstrated in this application, Applicant submits that the grant of this application will serve the public interest, convenience and necessity. Thus, Applicant respectfully requests that it be authorized to resell the international services of authorized US common carriers for the provision of international basic switched, private line, data, television and business services, to all international points.

Respectfully submitted,

Samsung Data Systems America, Inc.

By:   
Kelvin Kim, CEO

Samsung Data Systems America, Inc.  
85 West Tasman Drive  
San Jose, California 95134

By:   
Lance J.M. Steinhart

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6455 East Johns Crossing  
Suite 285  
Duluth, Georgia 30097  
(770) 232-9200

COUNSEL FOR  
SAMSUNG DATA SYSTEMS AMERICA, INC.

Dated: 10/6/98