

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
- 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:

*Force to Connect -  
SMA - currently under review  
anyone to be notified to document*

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October 14, 1998

FCC/MELLON

OCT 14 1998

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

Hand Delivered

Re: Section 214 Application  
Natco Telecommunications, LLC

Gentlemen/Ladies:

Transmitted herewith, on behalf of Natco Telecommunications, LLC ("Natco"), are an original and five copies of a Section 214 application seeking authority to provide facilities-based and resold international private line services, not interconnected to the public switched network, between the United States and Canada.

Attached to the face of this application are: (1) an FCC Form 159 completed to show fee code "CUT"; (2) a check for \$780.00 payable to the Federal Communications Commission to cover the requisite filing fee; and (3) an additional copy of the filing marked "Stamp and Return," which I would appreciate your stamping and returning to me via my messenger.

In the event there are questions concerning this matter, please contact me.

Very truly yours,



R. Edward Price

Enclosure

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

\_\_\_\_\_  
In the Matter of )  
                          ) )  
                          ) )  
NATCO TELECOMMUNICATIONS, LLC ) ) )

Application for Authority Pursuant to Section 214 )  
of the Communications Act of 1934, as amended, )  
for Authority to Provide Facilities-Based )  
and Resold International Private Line Services )  
Not Interconnected to the Public Switched )  
Network Between the United States and Canada ) ) )

File No. ITC-214- 19981014-00702

**APPLICATION**

Natco Telecommunications, LLC (“Natco”), by its attorneys, hereby applies, pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and Sections 63.12 and 63.18 of the Commission’s Rules, 47 C.F.R. §§ 63.12, 63.18, for authority to: (1) acquire capacity in any international facilities previously authorized by the Commission for the provision of international private line (IPL) service not interconnected to the public switched network between the United States and Canada; and (2) resell the IPL services of unaffiliated U.S. carriers for the provision of private line services not interconnected to the public switched network between the United States and Canada.

**I. Introduction**

Through this application, Natco, a Delaware limited liability company, seeks authority to provide IPL service as a facilities-based and resale carrier between the United States and Canada. The public interest in more competitive and economical international communication

services is well established and has been addressed by the Commission in numerous decisions.<sup>1</sup> For the reasons discussed herein, Natco submits that streamlined grant of this application is in the public interest pursuant to Section 63.12 of the Commission's Rules.

## **II. Section 63.18 Information**

In accordance with Section 63.18 of the Commission's Rules, the following information is submitted:

- (a) The applicant's name, address and telephone number are as follows:  
  
Natco Telecommunications, LLC  
c/o Susan M. Brandt, Esq.  
Harter, Secrest & Emery LLP  
700 Midtown Tower  
Rochester, New York 14604-2070  
(716) 232-6500
- (b) The applicant is a limited liability company organized under the laws of Delaware.
- (c) Correspondence concerning this application should be sent to:  
  
Gregory C. Staple, Esq.  
R. Edward Price, Esq.  
Koteen & Naftalin, L.L.P.  
1150 Connecticut Avenue, N.W.  
Suite 1000  
Washington, D.C. 20036-4104  
(202) 467-5700 (tel.)  
(202) 467-5915 (fax)
- (d) The applicant does not currently hold Section 214 authority.

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<sup>1</sup> In particular, the FCC has recently approved the acquisition of a Section 214 licensee by NewTel Enterprises Limited, which, like Natco, is an indirect, majority owned subsidiary of BCE Inc. See *Stratos Mobile Networks (USA) LLC, et al., Order and Authorization*, DA 98-1538 (released Aug. 5, 1998).

- (e)-(f) The applicant requests facilities-based Section 214 authority pursuant to the terms and conditions of Section 63.18(e)(1) of the Commission's Rules and resale Section 214 authority pursuant to the terms and conditions of Section 63.18(e)(2) of the Commission's Rules to provide service between the United States and Canada.
- (g) Inapplicable. The applicant seeks authority to acquire an interest in facilities previously authorized by the Commission.
- (h) (1)-(3) *See* Exhibit 1.
  - (4) The applicant will update the information provided in this application as necessary.
  - (5)-(6) Canada is a Member of the World Trade Organization.
  - (7)-(8) Regulation and market conditions preclude the applicant's Canadian carrier affiliate from acting in an anti-competitive manner. Consequently, the applicant does not believe it will have market power along the U.S.-Canada route. However, the applicant agrees to be treated as a "dominant" carrier on the U.S.-Canada route, without prejudice to its right to petition for reclassification at a later date. On the U.S.-Canada route, the applicant agrees to file the quarterly traffic reports required by Section 43.61(c) of the Commission's Rules.
- (i)-(j) *See* Exhibit 1.
- (k) This application is entitled to streamlined processing under Section 63.12(c)(1)(iii) of the Commission's Rules because the applicant agrees to be classified as dominant under Section 63.10 on the U.S.-Canada route (without prejudice to its right to petition for reclassification at a later date).

**III. Conclusion**

In view of the information stated above, expeditious grant of this application, pursuant to streamlined processing under Section 63.12 of the Commission's Rules, is warranted and would serve the public interest, convenience and necessity.

Respectfully submitted,

NATCO TELECOMMUNICATIONS, LLC

By: \_\_\_\_\_



Gregory C. Staple  
R. Edward Price

KOTTEEN & NAFTALIN, L.L.P.  
1150 Connecticut Avenue, N.W.  
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Washington, D.C. 20036-4104  
(202) 467-5700

Its Attorneys

October 14, 1998

Natco Telecommunications, LLC  
Section 214 Application

EXHIBIT 1 — Section 63.18 Certification

I hereby certify as follows:

1. Natco Telecommunications, LLC ("Natco") is a wholly owned subsidiary of 3522024 Canada Inc., 1000 rue de la Gauchetière West, Suite 4100, Montreal, Quebec H3B 5H8, Canada, a Canadian corporation, which in turn is a wholly owned subsidiary of Bell Canada, 1000 rue de la Gauchetière West, Suite 4100, Montreal, Quebec H3B 5H8, Canada, also a Canadian corporation. Bell Canada is a provider of common carrier services in Canada and is a wholly owned subsidiary of BCE Inc., 1000 rue de la Gauchetière West, Suite 4100, Montreal, Quebec H3B 5H8, Canada, which is a publicly held Canadian corporation. There are no greater than ten percent shareholders of BCE Inc. A list of Natco's foreign carrier affiliates is appended hereto as Attachment 1.
2. Natco is not affiliated with any U.S. international carrier whose international switched or private line services it proposes to resell.
3. Natco has not agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses sufficient market power on the foreign end of the route to affect competition adversely in the U.S. market and will not enter into such agreements in the future.
4. In accordance with the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862, and Sections 1.2001-1.2003 of the Commission's Rules, 47 C.F.R. §§ 1.2001-1.2003, Natco hereby certifies that neither it nor any officer, director, or any entity holding five percent or more of its outstanding shares is subject to a denial of U.S. federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.

5. I am authorized to make this certification on behalf of Natco.

Signed: 

Name: DAVID KIDD

Title: Vice-President - Bell Canada

Date: Oct 9/98

**ATTACHMENT 1 — FOREIGN CARRIER AFFILIATES**

The following is a list of foreign carrier affiliates in which BCE Inc., Natco's ultimate parent, holds a direct or indirect 25 percent interest. (See Note 1.)

<b>Company</b>	<b>Description of Service</b>	<b>Country</b>	<b>Holding %</b>
Bell Canada (*)	Largest Canadian supplier of telecommunications services and, as a telecommunications company, owns and operates a public switched network for voice, data and image communications in the provinces of Ontario and Quebec.	Ontario & Quebec (Canada)	100%
Bell Mobility Cellular Inc.	Provider of cellular and PCS services via the Landline network.	Ontario & Quebec (Canada)	100%
SkyTel Communications Corporation	Provider of airline passenger communication services.		100%
Maritime Tel & Tel Limited	Principal supplier of telecommunications in Nova Scotia, providing a wide range of telecommunications products and services to the market place.  It is authorized to provide international telecommunications services in Nova Scotia and can provide services to all countries to which Stentor and Teleglobe can connect.	Nova Scotia (Canada) & all countries to which Stentor and Teleglobe can connect.  (See Note 2.)	100%
MT&T Mobility Inc.	Principal supplier of cellular and PCS telecommunications services.  It is authorized to provide international telecommunications services in Nova Scotia and can provide services to all countries to which Stentor and Teleglobe can connect.	Nova Scotia (Canada) & all countries to which Stentor and Teleglobe can connect.  (See Note 2.)	100%
The Island Telephone Company Limited	Principal supplier of telecommunications in Prince Edward Island providing a wide range of telecommunications products and services to the market place.  It is authorized to provide international telecommunications services in Prince Edward Island and can provide services to all countries to which Stentor and Teleglobe can connect.	Prince Edward Island (Canada) & all countries to which Stentor and Teleglobe can connect.  (See Note 2.)	52%



Company	Description of Service	Country	Holding %
Télébec ltée (*)	Incumbent telephone company providing local and long distance services.	Quebec (Canada)	100%
Télébec Mobilité inc.	Provider of cellular and other wireless services, competing with other wireless services providers.	Quebec (Canada)	100%
TMI Communications and Company, Limited Partnership (TMI)	Provider of L-Band mobile voice and data communications via the MSAT 1 satellite which it owns and operates. TMI does not have market power in the market which it serves. In fact, in Telecom Decision CRTC 96-14 the Canadian Radio-television and Telecommunications Commission granted forbearance with respect to mobile satellite services due to the degree of competition in the market.	While MSAT 1 Satellite coverage area includes most of North America and parts of the Caribbean and Latin America, the only country in which TMI is currently licensed to provide service is in Canada.	100%
Northern Telephone Limited (*)	Provider of local telephone service.	Northeastern Ontario (Canada)	93.25%
NorTel Mobility Inc.	Provider of cellular services.	Northeastern Ontario (Canada)	100%
Northwestel Inc. (*)	Local and long distance service carrier in Yukon, Northwest Territories and British Columbia through inter-connect agreements entered into with Alaska Commission, BC Tel and Telus.	Yukon, Northwest Territories & British Columbia (Canada)	100%
Northwestel Mobility Inc.	It provides the wireless side of Northwestel Inc.'s business in the same operating areas where Northwestel Inc. operates. It is subject to the inter-connect agreements referred to above.	Yukon, Northwest Territories & British Columbia (Canada)	100%
The New Brunswick Telephone Company, Limited ("NBTEL")	NBTEL is an acknowledged world leader in telecommunications. NBTEL's expertise is in developing and delivering local and long-distance telephone services, wireless services, Internet and advanced network services, and interactive multimedia applications that provide a competitive advantage to business customers.	New Brunswick (Canada)	53%
NewTel Mobility Limited (See also Note 3.)	Provider of wireless telecommunications in the form of cellular and two-way mobile radio services in Newfoundland and Labrador	Newfoundland & Labrador (Canada)	55%
NewTel Communications Inc. (See also Note 3.)	Is the dominant supplier of telecommunications services in Newfoundland and Labrador	Newfoundland & Labrador (Canada)	55%

Company	Description of Service	Country	Holding %
Tata Communications Limited ("Tata")	Tata is a joint venture formed to provide GSM-based cellular telephone services in the state of Andhra Pradesh, India (through a cellular license which extends until December 2005 and is renewable for a further 5 years or more at the discretion of the Department of Telecommunications).	Andhra Pradesh (India)	29%
Comunicacion Celular S.A. Comcel S.A. ("Comcel")	Comcel is the leading Colombian cellular operator in the eastern region of Colombia and was granted the A-Band concession in said region. Comcel currently has one cellular competitor in the eastern region (i.e. Celumovil)	Colombia	51.09%
Occidente y Caribe Celular S.A. ("Ocel")	Ocel is an A-Band cellular operator in the western region of Colombia (37% of Colombia's population).	Colombia	68.4%
Telefonia Inalambrica del Norte S.A. de C.V. ("Telinor")	Telinor holds a concession (1996 telephony license) to offer local and long distance services in Mexico; however, the service is not in operation yet.	Mexico	64% equity 49% voting

**Note 1:** All companies are indirectly held by BCE Inc., except where marked with an asterisk (\*), which indicates direct ownership by BCE Inc.

**Note 2:** Long distance and network services are provided on a nationwide basis in conjunction with other members of Stentor Canadian Network Management (Stentor), a working association of nine major Canadian telephone companies and Telesat Canada (Telesat). The Stentor members are: TELUS Communications Inc., Bell Canada, BC Tel, The Island Telephone Company Limited, Manitoba Telecom Services Inc., Maritime Tel & Tel Limited, The New Brunswick Telephone Company, Limited, NewTel Communications Inc., and Saskatchewan Telecommunications. Northwestel, Québec Téléphone and Telesat are associate members of Stentor. Telesat is the owner/operator of the Canadian Domestic Satellite System.

**Note 3:** NewTel Enterprises Limited, an affiliated carrier, was recently granted authority to acquire control of certain U.S. satellite carriers. See *Stratos Mobile Networks (USA) LLC, et al., Order and Authorization, DA 98-1538* (released Aug. 5, 1998).