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Before the

FEDERAL COMMUNICATIONS COMMISSION **AUG 25 2000**
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)
)

AccessLine Communications Corporation)
)

Assignor,)
)

AccessLine LD Services, Inc.)
)

Assignee,)
)

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SEP 05 2000

Telecom Division
International Bureau

Application for Authority Pursuant to)
Section 214 of the Communications Act)
of 1934, as amended, for Approval of)
Assignment)

File No. ITC-214-1998/026-00739

APPLICATION FOR APPROVAL OF ASSIGNMENT

Pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and Section 63.18(e)(3) of the Commission's Rules, 47 C.F.R. § 63.18(e)(3), AccessLine LD Services, Inc. ("Assignee"), by its attorneys, hereby requests Commission authority to acquire, by assignment, the existing international Section 214 authorization held by AccessLine Communications Corporation ("Assignor"). For the reasons set forth below, this Application is eligible for streamlined processing.

I. Description of the Transaction

AccessLine Communications Corporation currently holds Section 214 authority to operate as an international facilities-based and/or resale carrier in the provision of switched, private line, data, and business services between the United States and all foreign points

permitted by the Commission. See File No. ITC-214-19981026-00734. AccessLine LD Services, Inc. and AccessLineCommunications Corporation are “sister” companies, which are both wholly-owned subsidiaries of the same parent, AccessLine Holdings, Inc. The transfer of Section 214 authority to AccessLine LD Services, Inc. is being proposed as part of an overall restructuring of the operations and functions of the commonly-owned companies. The assignment will not involve a change in the manner in which services are provided to customers of the companies.

II. Information Required by Section 63.18 of the Commission’s Rules

Pursuant to Section 63.18(e)(3) of the Commission’s Rules, the applicant submits the following:

- (a) Name, Address, and Telephone Number:
- | | |
|------------|---------------------------------------|
| Assignee - | AccessLine LD Services, Inc. |
| | 11201 SE 8th Street |
| | Suite 200 |
| | Bellevue, Washington 98004 |
| | (206) 654-1046 (Telephone/Facsimile) |
| Assignor - | AccessLine Communications Corporation |
| | 11201 SE 8th Street |
| | Suite 200 |
| | Bellevue, Washington 98004 |
| | (206) 654-1046 (Telephone/Facsimile) |

(b) Both Assignee and Assignor are corporations organized under the laws of the state of Delaware.

(c) Correspondence concerning this application should be sent to counsel for both

Assignee and Assignor:

Glenn S. Richards, Esq.
Colette M. Capretz, Esq.
Shaw Pittman
2300 N Street, NW
Washington, D.C. 20037-1128
(202) 454-7016 (Telephone)
(202) 663-8007 (Facsimile)

The designated contact for the continuing operations of Assignee is:

E. Thaddeus Lewis
Vice President - Business Development and Law/Secretary
AccessLine LD Services, Inc.
11201 SE 8th St., Ste. 200
Bellevue, Washington 98004
(206) 654-1046 (Telephone/Facsimile)

(d) AccessLine Communications Corporation is authorized to operate as an international facilities-based and resale carrier in accordance with Sections 63.18(e)(1) and 63.18(e)(2) of the Commission's Rules. See File No. ITC-214-19981026-00734. AccessLine LD Services, Inc. has not previously received authority under Section 214 of the Act.

(e) As set forth above AccessLine Holdings, Inc., which is headquartered in Bellevue, Washington, owns all of the stock of both Assignee and Assignor. AccessLine Holdings, Inc. and its subsidiaries are primarily in the telecommunications business. The ten percent or greater direct and indirect shareholders of AccessLine Holdings, Inc., with the relevant percentages, are as follows:

Gabriel Ventures Partners, LP (30%)

Location: Redmond Shores, CA

Principal Business: Venture capital firm focusing on the areas of Information Technology and Internet Telephony

Venrock Associates II, LP (18%)

Location: New York, NY

Principal Business: Venture capital firm focusing on the areas of Information Technology and Healthcare

Venrock Associates (13%)

Location: New York, NY

Principal Business: Venture capital firm focusing on the areas of Information Technology and Healthcare

There are no interlocking directorates with any foreign carriers.

(f) Assignee certifies that it is not a foreign carrier nor is it affiliated with any foreign carriers.

(g) As set forth above, Assignee is not a foreign carrier in any country. Neither Assignee nor any entity owning more than 25 percent of or controlling Assignee controls a foreign carrier in any country. Further, none of the stock of Assignee or its parent is owned by a foreign carrier involved in a contractual relation affecting the provision or marketing of international basic telecommunications services in the United States. Accordingly, Sections 63.18(j) and (k) of the Commission's Rules are not applicable to this application.

(h) Because Assignee is neither a foreign carrier nor has any affiliations with a foreign carrier in any country, Sections 63.18(l) and (m) of the Commission's Rules are also not applicable to this application.

(i) Assignee certifies that it 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 market power on the foreign end of the route. Applicant certifies that it will not enter into such agreements in the future.

(j) Pursuant to Sections 1.2001-1.2003 of the Commission's Rules, attached are certificates stating that no party to this application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.

(k) Streamlined processing pursuant to Section 63.12 of the Commission's Rules is hereby respectfully requested for this application. The streamlined authorization procedure is available to any applicant which seeks authority to provide the same international services, subject to the same conditions, that have already been authorized for a company with the same ownership. In re 1998 Biennial Regulatory Review -- Review of International Common Carrier Regulations, Report and Order, 14 FCC Rcd 4909 at para. 54 (1999). Because this application seeks authorization for AccessLine LD Services, Inc. to provide the same international services, subject to the same conditions, that have already been authorized for its commonly-owned "sister" company, AccessLine Communications Corporation, the application qualifies for streamlined processing.

CONCLUSION

A grant of this application will serve the public interest, convenience, and necessity because it will promote competition in the provision of international telecommunications services and thereby advance the goals of the Commission's international telecommunications policies. Accordingly, for the reasons stated above, it is respectfully requested that the Commission grant this application.

Respectfully submitted,

AccessLine Communications Corporation

AccessLine LD Services, Inc.


E. Thaddaus Lewis


E. Thaddaus Lewis

Vice President - Business Development and
Law/Secretary

Vice President - Business Development and
Law/Secretary

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(202) 454-7016 (Telephone)
(202) 663-8007 (Facsimile)
Their Attorneys

Dated: 8/24/00

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SECTION 1.2001 CERTIFICATION

On behalf of AccessLine LD Services, Inc., 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 AccessLine LD Services, Inc. is not subject to a denial of Federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988. See 21 U.S.C. § 853(a).



E. Thaddens Lewis
Vice President - Business Development and
Law/Secretary
AccessLine LD Services, Inc.
11201 SE 8th St., Ste. 200
Bellevue, Washington 98004
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Dated: 8/24/00

ATTACHMENT 1

Grant of AccessLine Communications Corporation's Authority to Operate as an
International Facilities-Based and Resale Carrier



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
1919 M STREET N.W.
WASHINGTON D.C. 20554

News media information 202-418-0550
Fax-On-Demand 202-418-2830; Internet: <http://www.fcc.gov> (or
[ftp.fcc.gov](http://www.fcc.gov))

DA No. 98-2521

Report No. TEL-00041

Thursday, December 10, 1998

OVERSEAS COMMON CARRIER SECTION 214 APPLICATIONS AND SECTION 310(B)(4) ACTIONS TAKEN

The following applications for international Section 214 certification have been granted pursuant to the Commission's streamlined processing procedures set forth in Section 63.12 of the Commission's Rules, 47 C.F.R. Section 63.12. Unless otherwise noted, these authorizations grant the referenced applicants (1) global or limited global facilities-based authority; and/or (2) global or limited global resale authority. The general terms and conditions of such global authority are set forth in Section 63.18(e)(1) & (2) of the Commission's rules, 47 C.F.R. Section 63.18(e)(1) & (2). These authorizations also are subject to all other applicable Commission rules and policies. This Public Notice serves as each referenced carrier's Section 214 authorization. It contains general and specific conditions which are set forth below.

Carriers should review carefully the general terms and conditions of their authorizations. These are set forth in detail below and in Section 63.18(e)(1) & (2) of the rules. Failure to comply with general or specific terms and conditions of the referenced authorizations, or with other relevant Commission rules and policies, could result in fines and forfeitures.

The Commission recently amended its Part 43 and Part 63 rules that apply to U.S. international carriers in IB Docket No. 97-142. Rules and Policies on Foreign Participation in the U.S. Telecommunications Market, FCC 97-398, rel. Nov. 26, 1997, 62 Fed. Reg. 64,741 (Dec. 9, 1997); 63 Fed. Reg. 5743 (Feb. 4, 1998) (Foreign Participation Order). Carriers are advised to review the new rules, which became effective February 9, 1998. These rules are contained in Appendix C to the Foreign Participation Order and are published in the Federal Register. The Foreign Participation Order is also available as a text file at <http://www.fcc.gov/Bureaus/International/Orders/fcc97398.txt>.

ITC-214-19981013-00730	AMERICAN COMMUNICATIONS, INC.
International Telecommunications Certificate	
Global or Limited Global Resale Service	
Grant of Authority	Date Effective: 12/09/1998

Application for authority to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-19981020-00735	UNISOURCE USA, INC.
International Telecommunications Certificate	
Global or Limited Global Facilities-Based AND Resale Service	
Other Companies:	
UNISOURCE CARRIER SERVICES AG	
Grant of Authority	Date Effective: 12/09/1998

Application for authority to operate as a facilities-based carrier in accordance with the provisions of Section 63.18(e)(1) of the rules and also to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules including to affiliated markets under Section 63.18(e)(6) of the rules. Applicants shall comply with the dominant carrier regulation adopted in the Foreign Participation Order on the routes to Switzerland, Sweden (DA-97-1329, rel. 6/26/97), Netherlands (DA-98-191, rel. 2/3/98) and Ireland (DA-98-767, rel. 4/22/98). Authorization is granted to the applicant and to any current and future wholly owned subsidiaries, provided that any such subsidiary shall, before beginning to provide services pursuant to this authorization, file a letter in duplicate with the Secretary referencing the above FCC file number and identifying the subsidiary's name and place of legal organization...

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ITC-214-19981022-00728
International Telecommunications Certificate
Global or Limited Global Resale Service
Grant of Authority

AIRTIME TECHNOLOGIES, INC.

Date Effective: 12/09/1998

Application for authority to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-19981023-00729
International Telecommunications Certificate
Global or Limited Global Resale Service
Grant of Authority

DCI COMMUNICATIONS, INC.

Date Effective: 12/09/1998

Application for authority to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-19981023-00731
International Telecommunications Certificate
Global or Limited Global Facilities-Based AND Resale Service
Grant of Authority

ADVANTAGE TELECOMMUNICATIONS, CORP.

Date Effective: 12/09/1998

Application for authority to operate as a facilities-based carrier in accordance with the provisions of Section 63.18(e)(1) of the rules and also to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-19981026-00732
International Telecommunications Certificate
Global or Limited Global Facilities-Based AND Resale Service
Grant of Authority

IJU AMERICA, INC.

Date Effective: 12/09/1998

Application for authority to operate as a facilities-based carrier in accordance with the provisions of Section 63.18(e)(1) of the rules and also to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-19981026-00733
International Telecommunications Certificate
Global or Limited Global Facilities-Based AND Resale Service
Grant of Authority

DIGITAL ISLAND, INC.

Date Effective: 12/09/1998

Application for authority to operate as a facilities-based carrier in accordance with the provisions of Section 63.18(e)(1) of the rules and also to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-214-19981026-00734
International Telecommunications Certificate
Global or Limited Global Facilities-Based AND Resale Service
Grant of Authority

ACCESSLINE COMMUNICATIONS CORPORATION

Date Effective: 12/09/1998

Application for authority to operate as a facilities-based carrier in accordance with the provisions of Section 63.18(e)(1) of the rules and also to provide service in accordance with the provisions of Section 63.18(e)(2) of the rules.

ITC-ASG-19981013-00737
Assignment
Grant of Authority

TELEDATA INTERNATIONAL, INC.

Date Effective: 12/09/1998

FROM: TELEDATA INTERNATIONAL, INC.
TO: CLARION GLOBAL NETWORKS, INC.

Application for Consent to an Assignment of License from Teledata International, Inc. to Clarion Global Networks, Inc. Applicant certifies that it will comply with the dominant carrier regulation adopted in the Foreign Participation Order on the U.S.-Norway route, reserving the right to seek reclassification in the future.

ITC-T/C-19981112-00822
Transfer of Control
Grant of Authority
FROM: NETWORK PLUS, INC
TO: NETWORK PLUS CORP.

NETWORK PLUS, INC

Date Effective: 12/04/1998

Application for Consent to pro forma Transfer of Control of Network Plus, Inc. to Network Plus Corp.

IFC-T/C-19981130-00833

QWEST COMMUNICATIONS INTERNATIONAL INC.

Transfer of Control
Grant of Authority

Date Effective: 12/09/1998

FROM: QWEST COMMUNICATIONS CORPORATION
TO: QWEST COMMUNICATIONS CORPORATION

Application for Consent to pro forma Transfer of Control. The pro forma transfer of control will occur pursuant to a transfer of approximately 2.7% of the stock of Qwest, which directly or indirectly owns 100% of the stock of Applicants.

GENERAL CONDITIONS OF AUTHORIZATION

(1) These authorizations are subject to the International Bureau's Exclusion List that identifies restrictions on providing service to particular countries or using particular facilities. The most recent Exclusion List is attached to this Public Notice. The list applies to all U.S. international carriers, including those that have previously received global or limited global Section 214 authority, whether by streamlined grant or specific written order. Carriers are advised that the attached Exclusion List is subject to amendment at any time pursuant to the procedures set forth in Streamlining the International Section 214 Authorization Process and Tariff Requirements, IB Docket No. 95-118, 11 FCC Rcd 12884 (1996), para. 18. A copy of the most current Exclusion List will be maintained in the International Bureau's Reference Center and will be available at <http://www.fcc.gov/ib/td/pfexclusionlist.html>. It also will be attached to each Public Notice that grants international Section 214 authority.

(2) The export of telecommunications services and related payments to countries that are subject to economic sanctions may be restricted. For information concerning current restrictions, call the Office of Foreign Assets Control, U.S. Department of the Treasury, (202) 622-2520.

(3) Carriers shall comply with the requirements of Section 63.11 of the Commission's rules, which requires notification by, and in certain circumstances prior approval for, U.S. carriers acquiring an affiliation with foreign carriers. A carrier that acquires an affiliation with a foreign carrier will be subject to possible reclassification as a dominant carrier on an affiliated route pursuant to the provisions of Section 63.10 of the rules.

(4) Carriers shall file with the Commission a copy of all operating agreements entered into with their foreign correspondents and all amendments within thirty (30) days of their execution, and shall otherwise comply with the filing requirements contained in Sections 43.51, 64.1001 and 64.1002 of the Commission's Rules, 47 C.F.R. Sections 43.51, 64.1001, 64.1002. In addition, any carrier interconnecting private lines to the U.S. public switched network at its switch, including any switch in which the carrier obtains capacity either through lease or otherwise, shall file annually with the Chief, International Bureau, a certified statement containing, on a country-specific basis, the number and type (e.g., 64 kbps circuits) of private lines interconnected in such manner. The Commission will treat the country of origin information as confidential. Carriers need not file their contracts for interconnection unless the Commission specifically requests. Carriers shall file their annual report on February 1 (covering international private lines interconnected during the preceding January 1 to December 31 period) of each year. International private lines interconnected during the Commission has authorized the provision of switched basic services over private lines at any time during a particular reporting period are exempt from this requirement. See 47 C.F.R. 43.51(d).

(5) Carriers authorized to provide private line service either on a facilities or resale basis are limited to the provision of such private line service only between the United States and those foreign points covered by their referenced applications for Section 214 authority. In addition, the carriers may not -- and their tariffs must state that their customers may not -- connect their private lines to the public switched network at either the U.S. or foreign end, or both, for the provision of international switched basic services; unless the Commission has authorized the provision of switched services over private lines to the particular country at the foreign end of the private line. See 47 C.F.R. Section 63.18(e)(2)(i)(C), (e)(3)-(4); 63.21(a). This restriction is subject to an exception for facilities-based private lines as set forth in 47 C.F.R. Section 63.18(e)(4)(ii)(B). See generally International Settlement Rates, IB Docket No. 96-261, Report and Order, FCC 97-280 (rel. Aug. 18, 1997), paragraphs 242-259.

(6) The Commission has authorized the provision of switched basic services via facilities-based or resold private lines between the United States and the following countries: Sweden, Canada, New Zealand, the United Kingdom, Australia, The Netherlands, Luxembourg, Norway, Denmark, France, Germany, Belgium, Austria, Switzerland, Japan, and Italy.

(7) Carriers may engage in "switched hubbing" to countries for which the Commission has not authorized the provision of switched basic services over private lines consistent with Section 63.17(b) of the rules.

(8) Carriers may provide U.S. inbound or outbound switched basic service via their authorized private lines extending between or among the United States, Sweden, New Zealand, the United Kingdom, Australia, The Netherlands, Luxembourg, Norway, Denmark, France, Germany, Belgium, Austria, Switzerland, Japan, and Italy.

(9) Carriers shall comply with the "No Special Concessions" rule, Section 63.14, 47 C.F.R. 63.14.

(10) Carriers shall file a tariff pursuant to Section 203 of the Communications Act of 1934, as amended, 47 U.S.C.

Section 203, and Part 61 of the Commission's Rules, 47 C.F.R. Part 61, for their authorized services.

(11) Carriers shall file the annual reports of overseas telecommunications traffic required by Section 43.61(a). Carriers shall also file the quarterly reports required by Section 43.61 in the circumstances specified in paragraphs (b) and (c) of that Section.

(12) Carriers shall file annual reports of circuit status and/or circuit additions 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). See 47 C.F.R. 43.82 & 63.15(b). These requirements apply to facilities-based carriers and private line resellers, respectively.

(13) Carriers should consult Sec. 63.19 of the rules when contemplating a discontinuance, reduction or impairment of service. Further, the grant of these applications shall not be construed to include authorization for the transmission of money in connection with the services the applicants have been given authority to provide. The transmission of money is not considered to be a common carrier service.

(14) If any carrier is reselling service obtained pursuant to a contract with another carrier, that contract or a contract summary shall be filed publicly by the underlying carrier in accordance with Section 203 of the Communications Act, 47 U.S.C. 203, and Competition in the Interstate Interexchange Marketplace, 6 FCC Rcd 5880, 5902 (1991). In addition, the services obtained by contract shall be made generally available by the underlying carrier to similarly situated customers at the same terms, conditions and rates.

(15) To the extent that any of the above-listed applicants intends to provide international call-back services through the use of uncompleted call signaling, its authorization to resell international switched voice and/or data services to provide these services is expressly subject to the conditions listed in VIA USA Ltd., et. al., 9 FCC Rcd 2288 (1994), on recon., 10 FCC Rcd 9540 (1995).

(16) To the extent the applicant is, or is affiliated with, an incumbent independent local exchange carrier, as those terms are defined in Section 64.1902 of the rules, it shall provide the authorized services in compliance with the requirements of Section 64.1903. See Regulatory Treatment of LEC Provision of Interexchange Services Originating in the LEC's Local Exchange Area and Policy and Rules Concerning the Interstate, Interexchange Marketplace, Second Report and Order in CC Docket No. 96-149 and Third Report and Order in CC Docket No. 96-61, FCC 97-142 (released April 18, 1997), recon., 12 FCC Rcd 8730.

(17) Any carrier authorized here to provide facilities-based service between the United States and markets served by a foreign carrier with which it has an affiliation may provide U.S. facilities-based service between the United States and such market only if the affiliated foreign carrier has negotiated a settlement rate for its settled traffic with U.S. international carriers that is in effect and is at or below the relevant benchmark settlement rate adopted in International Settlement Rates, IB Docket No. 96-261, Report and Order, FCC 97-280 (rel. Aug. 18, 1997) (Benchmarks Order). See also Benchmarks Order at paragraphs 224-227. For the purposes of this condition, "affiliation" and "foreign carrier" are defined in Section 63.18(h)(1)(i) and (ii), respectively.

Petitions for reconsideration under Section 1.106 or applications for review under Section 1.115 of the Commission's Rules in regard to the grant of any of these applications may be filed within thirty (30) days of this public notice (see Section 1.4(b)(2)).

For additional information concerning this matter, please contact the International Bureau Public Reference Center at (202) 418-1492 or (202) 418-1493.

Exclusion List for International Section 214 Authorizations

- Last Amended May 11, 1998 --

The following is a list of countries and facilities not covered by grant of global Section 214 authority under Section 63.18(e)(1) of the Commission's Rules, 47 C.F.R. Section 63.18(e)(1). In addition, the facilities listed shall not be used by U.S. carriers authorized under Section 63.01 of the Commission's Rules, unless the carrier's Section 214 authorization specifically lists the facility. Carriers desiring to serve countries or use facilities listed as excluded hereon shall file a separate Section 214 application pursuant to Section 63.18(e)(6) of the Commission's Rules.

Countries

Cuba (applications for service to this country shall comply with the separate filing requirements of the Commission's Public Notice Report No. 1-6831, dated July 27, 1993, "FCC to Accept Applications for Service to Cuba.")

Facilities

All non-U.S. licensed cable and satellite systems except the following foreign cable systems:

Aden-Djibouti
APC

APC
APCN
APHRODITE 2
ARLANNE 2
ASEAN
B-M-P
Brunei-Singapore
CADMOS
CANTA-T-3
CARAC
CELTIC
China-Japan
CIOS
Denmark-Russia 1
ECFS
EMOS-1
EUROAFRICA
FLAG
Germany-Denmark 1
Germany-Sweden No. 4
Germany-Sweden No. 5
H-J-K
HERMES
HONTAI-2
ITUR
KATTEGAT-1
Kuantan-Kota Kinabalu
LATVIA-SWEDEN
Malaysia-Thailand
Marseille/Palermo Link
MAT-2
ODIN
PENCAN-5
R-J-K
RIOJA
SAT-2
SEA-ME-WE 2
SEA-ME-WE 3
T-V-H
Sweden-Finland
TAGIDE 2
TASMAN 2
UGARIT
UK-BEL 6
UK-Denmark 4
UK-Germany 5
UK-Germany 6
UK-Netherlands 12
UK-Netherlands 14
UK-Spain 4
Ulysses
UNISUR

This list is subject to change by the Commission when the public interest requires. Before amending the list, the Commission will first issue a public notice giving affected parties the opportunity for comment and hearing on the proposed changes. The Commission will then release an order amending the exclusion list. This list also is subject to change upon issuance of an Executive Order. See Streamlining the Section 214 Authorization Process and Tariff Requirements, 11 FCC Rcd. 12884.

For additional information, contact the International Bureau's Telecommunications Division, Policy & Facilities Branch, (202) 418-1460.