Est 18/2 Nd

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

P 3

Description of Application:



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

2001 PENNSYLVANIA AVENUE, N.W.

SUITE 400

WASHINGTON, D. C. 20006-1851

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WEBSITE http://www.fwclz.com

November 9, 1998

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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

New York Access Corporation
Section 214 Application for Authority to Operate as an
International Facilities-Based and Resale Carrier

Dear Ms. Salas:

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

requests streamlined processing of the enclosed Application. Pursuant to Section 63.12 of the Commission's Rules, New York Access Corporation

An FCC Form 159 and a \$780.00 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 New York Access Corporation

Enclosures

J:\DATA\CLIENT\REGULATO\APPLICAT\LETTERS\9212000L.214

BEFORE THE FEDERAL COMMUNICATIONS COMMISSION WASHINGTON, DC

for global authority to operate as an international) facilities-based and as a resale carrier in the provision of switched, private line, data and) business services)	Application pursuant to Section 214 of the) Communications Act of 1934, as amended,)	New York Access Corporation)	In the Matter of)
ITC-214-19981109-0	File No. ITC-98-		

APPLICATION

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

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

(a) The name of the applicant is:

New York Access Corporation 1 Biscayne Tower Suite 2690 Miami, FL 33131

(b) Applicant is a corporation organized under the laws of the state of

Delaware.

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

Mr. Anthony Harper
New York Access Corporation
1 S. Biscayne Tower
Suite 2690
Miami, FL 33131
305/375-8486 (ph)

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)

- (d) Applicant has not previously received authority under Section 214 of the Act.
- dominant regulation. carrier and would provide services to all international points for which it qualifies for non-Commission's Rules and will not provide services to any country on the Commission's exclusion 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 states Under Section 63.10 of the Commission's Rules, Applicant qualifies as a non-dominant **e** Applicant is hereby requesting Section 214 authority to operate as a facilities-See Section 63.18(e)(ii)(A) of the Commission's Rules

the routes to be served 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. Commission's Rules. 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 Applicant is not affiliated with any U.S. carriers regulated as dominant on Applicant hereby

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

- of Section 63.18 of the Commission's Rules \odot 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 stockholders of Applicant based services it proposes to resell, nor is it affiliated with any foreign carriers. Section 63.18(h)(2) of the Commission's Rules, the following information is provided regarding (h) Applicant certifies that it is not affiliated with any U.S. carrier whose facilities-Pursuant to

Mr. Anthony Harper, President (50 percent)
New York Access Corporation
1 S. Biscayne Tower
Suite 2690
Miami, FL 33131

Principal Business: Telecommunications

Peter Armstrong, Vice President (50 percent)

Citizenship: USA

New York Access Corporation

1 S. Biscayne Tower

Suite 2690

Miami, FL 33131

Citizenship: British

Principal Business: Telecommunications

enter into such agreements in the future on the foreign end of the route to affect competition adversely in the U.S. market and will not respect to any U.S. international route where the foreign carrier possesses sufficient market power has not agreed to accept special concessions directly or indirectly from any foreign carrier with Ξ Pursuant to Section 63.18(i) of the Commission's Rules, Applicant certifies that it

- 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
- pursuant to Section 63.12 switched services over private lines. Accordingly, Applicant is eligible for streamlined processing private lines to a country for which the Commission has not previously authorized the provision of 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 K Applicant is not affiliated with a foreign carrier in a destination market, is not

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May, 5, 1888 4:282W

5.4 (1) (3) (3) (4) (4) (4)

SECTION 1, 2001 CERTIFICATION

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

Anthony Harper, Physident New York Access Corporation I Biscayne Tower Suite 2690 Muami, FL 33131 305/375-8486 (phone)

INDATACLIENTREGULATOWPHICAT-9212000A214

Dated:

	V	for the service(s)/authorization(s) herein described.
	STERCARD AUTHORIZED SIGNATURE	VISA I hereby authorize the FCC to charge my VISA or MASTERCARD
MONTH YEAR	-	
		MASTERCARD
EXDIBATION DATE:	SECTION F - CREDIT CARD PAYMENT INFORMATION COUNT NUMBER:	(28) MASTERCARDIVISA ACCOUN
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(16) ZIP CODE 33131		Miami
		Suite 2690
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	exactly as it appears on your card) ュヒュロn	New York Access Corporation
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		(9) DAYTIME TELEPHONE NUMBER (Include area code) (202) $659-3494$
(8) ZIP CODE 20006	STATE C.	Washington
	N.W., Suite 400	(a) SIREEI ADDRESS LINE NO. 2 2001 Pennsylvania Avenue,
Zaragoza, L.L.P.	Fisher Wayland Cooper Leader &	o Glenn S. Richard,
	Company Limited	Datacomm International
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APPROVED BY OMB 3060-05	FEDERAL COMMUNICATIONS COMMISSION	READ INSTRUCTIONS CAREFULLY BEFORE PROCEEDING