

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: \_\_\_\_\_

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DEC 07 1998

November 10, 1998

**VIA OVERNIGHT MAIL**

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

Attention: Diane Cornell

Re: Authority of DLC Enterprises Inc. (DLC), for Section 214  
International Global Facilities-Based Authority and Global Resale  
Authority

Dear Gentlemen:

Enclosed for filing with the Commission are the original and six (6) copies of the application of DLC for authority pursuant to Section 214 of the Communications Act. DLC is requesting authority for 1) global facilities-based authority to acquire interests in unaffiliated, U.S. owned circuits and half-circuits in authorized facilities to provide international telecommunications services between the United States and all international points; 2) global authority to resell international, switched services of all unaffiliated carriers to provide international switched services between the United States and all international points served by those carriers; 3) global authority to resell international private lines to provide international, private line services between the United States and all international points; and 4) authority to resell international private lines interconnected to the public switched network ("PSN") at one or both ends to provide international, switched services between the United States and all countries found to offer equivalent resell opportunities to U.S. carriers.

As required by the Commission's Rules, enclosed is a check in the amount of \$745.00, payable to the F.C.C. Please stamp-date the extra copy of this application and return it in the self-addressed, stamped envelope. Any questions regarding the enclosed application should be addressed to the undersigned.

Respectfully submitted,



11.10.98

Gordon L. Cook

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

In the matter of \_\_\_\_\_ }  
**DLC Enterprises, Inc. (DLC)** } File No. I-T-C-98 \_\_\_\_\_ }

Application for authority pursuant to }  
Section 214 of the Communications Act }  
of 1934, as amended, for global authority }  
to operate as a facilities-based carrier and }  
as an international resell carrier }  
\_\_\_\_\_ }

DLC, by its undersigned president, hereby requests global authority, under Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. & 214 (1996), and Section 63.18 of the Commission's Rules, C.F.R. & 63.18 (1996), to provide international telecommunications services between the United States and various international points.

**I. The Proposed International Services**

DLC requests four types of authority in this application, all of which are eligible for streamlined processing. DLC specifically requests (1) global facilities-based authority pursuant to Section 63.18 (e) (1), to acquire ownership interests in unaffiliated, U.S. licensed facilities to provide international telecommunications services between the United States and all international points; (2) authority pursuant to Section 63.18 (e) (2) of the FCC's Rules, 47 C.F.R. & 63.18 (e)(2), to resell international, switched services of all authorized carriers to provide international switched services between the United States and all international points served by those carriers; (3) global authority pursuant to Section 63.18 (e)(2)(a) of the FCC's Rules, 47 C.F.R. 7 63.18 (e)(2)(B), to resell international private lines to provide international private line services between the United States and all international points, other than those requiring special authority because of their listing on the mostly recent exclusion list; and (4) authority pursuant to Section 63.18 (e)(2)(B) of the FCC's Rules, 47 C.F.R. & 63.18 (e)(2)(B), to resell international, private lines interconnected to the public switched network ("PSN") at one or both ends to provide international switched services between the United States and all countries found to offer equivalent resell opportunities to U.S. carriers.



DLC is hereby requesting (a) facilities-based authority to obtain interests in U.S. authorized facilities, and connecting facilities not appearing on the Exclusion List; (b) authority to resell international private lines to provide international switched service between the United States and countries designated by the Commission to provide equivalent resell opportunities; and (c) authority to resell international, private lines to provide private line services to countries not appearing on the Exclusion List. DLC is not affiliated with any foreign carriers or administrations as defined in Part 63 of the Commission's Rules.

DLC will report its acquisition of interest in facilities, including earth stations, channels of communication to satellites, and submarine cables in its circuit addition/circuit status report files under Section 43.82 of the Commission's Rules 47 C.F.R. & 43.82. DLC will also report its resell of international, switched services and international private lines to provide international private line and switched services in its traffic reports filed pursuant to Section 43.61 of the Commission's Rules.

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

## II. The Applicant

DLC is a corporation organized and existing under the laws of Delaware. DLC is a privately held corporation and no DLC officer is an employee, agent, or representative of a foreign telecommunications entity. Further, DLC is not affiliated with any foreign carriers as defined by Part 63 of the Commission's Rules.

DLC is a new entrant in the telecommunications industry which has not previously received authority under Section 214 to provide any telecommunications services or operate any facilities which provide such services. Upon the grant of this application, DLC will become an authorized non-dominant facilities-based carrier subject to Section 214 of the Communications Act, as amended, and the Commission's Rules.

## III. Public Interest Considerations

The Commission's publicly stated policy goals for the regulation of the United States

international telecommunications market to promote effective competition in the U.S. telecommunications market, including the market for the international telecommunications services, to prevent anti-competitive conduct in the provision for international services or facilities and to encourage foreign governments to open their communication markets. The Commission also has moved to establish an effective global communications market that could result in reduced rates, increased quality and new services. In addition, the Commission has found that effective competition directly advances the public interests and the Commission's paramount goal of making available a rapid, efficient, worldwide wire and radio communications service with adequate facilities at reasonable charges.

The grant of DLC's request for resale and facilities-based authority to provide international services will further the Commission's policies of facilitating increased competition within the U.S. international telecommunications services market and is therefore in the public interest.

#### IV. Information Required Under Section 63.18

As required under Section 63.18 of the Commission's Rules, DLC submits the following information:

- (a) DLC Enterprises, Inc. (DLC)  
5071 Broadway, 2nd Fl.  
New York, New York 10034
- (b) DLC is a corporation organized under the laws of the state of Delaware.
- (c) Correspondence concerning this application should be sent to:  
  
Dewey Newman, Ph.D, Consultant  
Dewey Newman Associates  
11689 Newbridge Court  
Reston, VA. 20191
- (d) DLC is a new entrant in the telecommunications industry. It has never received authority pursuant to Section 214 of the Communications Act of 1934, as amended, and under the Commission's Rules. DLC lacks market power that would allow control of prices to the detriment of market competition.



- (e) DLC requests Section 214 authority to: (1) operate as a facilities-based carrier pursuant to terms and conditions of Section 63.18 (e)(1); and (2) operate as a resale carrier pursuant to the terms and conditions of Section 63.18 (e)(2). Specifically, DLC seeks to (1) acquire capacity in full and half-circuits in submarine cables, and establish channels of communication with U.S. owned satellite systems, to provide international telecommunications services between the U.S. and all international points;(2) resell the international services of all authorized common carriers, except affiliated carriers regulated as dominant on the route to be served to provide international telecommunications services between the U.S. and all international points; (3) resell international private lines to provide international private line services between U.S. and all international points; and (4) resell international private lines for the provision of international switched services between the U.S. and all countries that the Commission finds provide U.S. carriers with effective competitive opportunities.
- (f) DLC does not seek authority to provide services which are not referenced under paragraph (e) of Section 63.18 of the Commission's Rules.
- (g) The authority requested in this application is categorically excluded from environmental processing as defined by Section 1.306 of the Commission's Rules, 47 C.F.R. & 1.306, obviating the need for an environmental assessment.
- (h) DLC certifies that it is not affiliated, either directly or indirectly, with any foreign carrier (as that part is defined in Part 63 of the Commission's Rules) or with any U.S. carriers whose facilities-based services it proposes to resell. Should the substance of the certification cease to be true, DLC shall notify the Commission immediately of any affiliation with any foreign carrier or any U.S. carriers whose services DLC seeks to resell.
- (i) No individual holds 10% or greater ownership or management interest in DLC.

(j) As required by Section 63.18 (1) of the Commission's Rules, 47 C.F.R. & 63.18 (1), DLC certifies that it has not agreed to accept not shall it accept in the future special concessions as defined by the Commission's Rules, directly or indirectly from any foreign carrier or administration with respect to traffic or revenue flows between the U.S. and any foreign country for which DLC may be authorized to serve.

### CONCLUSION

DLC is legally, financially, and technically qualified to provide the services for which it requests authority. For the reasons stated above, DLC affirms that the public interest, convenience, and necessity would be furthered by a grant of this Section 214 application.

Respectfully submitted,

DLC

By: 

11.10.98

Gordon L. Cook, President  
5071 Broadway  
New York, NY 10034

Dated: November 7, 1998

## CERTIFICATION

I hereby certify that DLC Enterprises is not affiliated with any foreign carrier. DLC is not affiliated with any facilities-based carrier whose services it intends to resell. DLC 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 U.S. and any foreign country which MET may serve under the authority granted under this part and will not enter into such arrangements in the future.

To the best of my knowledge and belief, all statements made in this application are true and correct.



11.10.98

Gordon L. Cook  
5071 Broadway  
New York NY 10034



**ANTI-DRUG ABUSE CERTIFICATION**

Applicant certifies that, to the best of its knowledge, information, and belief, neither applicant nor any party to this application is subject to a denial of federal radio licenses under Section 5301 of the Anti-Drug Abuse Act of 1988.

Respectfully submitted,

DLC Enterprises

By: 

14.10.98

Gordon L. Cook  
5071 Broadway, 2nd Fl.  
New York, NY