

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:

FCC/MELTON

JAN 12 1999

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January 11, 1999

VIA FEDERAL EXPRESS

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

Attention: Troy Tanner, Chief, Policy and Facilities Branch, International Bureau

Re: Application of Global Airtime, Inc. for Global Authority Pursuant to
Section 214 of the Communications Act of 1934, As Amended, to
Operate as an International Facilities-based Carrier and as an
International Resale Carrier

Dear Sir or Madam:

Enclosed for filing with the Commission are an original and six (6) copies of the application of Global Airtime, Inc. requesting global authority, pursuant to Section 214 of the Communications Act of 1934, as amended, to operate as an international facilities-based carrier and as an international resale carrier between the United States and various international points.

As required by the Commission's Rules, a check in the amount of \$780.00 is enclosed. Please date-stamp the extra copy of this application and return it in the enclosed self-addressed, stamped envelope. Any questions regarding the enclosed application should be addressed to the undersigned.

Respectfully submitted,



Catherine Wang
Counsel for Global Airtime, Inc.

Enclosures

cc: Tom Murphy
Ann Yanick

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

In the Matter of

GLOBAL AIRTIME, INC.

File No. ITC-99-_____

Application for Global Authority Pursuant to
Section 214 of the Communications Act
of 1934, as amended, to Operate as an
International Facilities-Based and Resale Carrier
Between the United States and Various
International Points

APPLICATION

Global Airtime, Inc. ("GTI" or "Applicant"), by its undersigned counsel, hereby requests "global" authority, under Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and Section 63.18 of the Commission's Rules, 47 C.F.R. § 63.18 (1997), to provide international telecommunications services between the United States and international points.

I. Summary

GTI is a Delaware company planning to provide competitive international services, including competitively priced international prepaid debit card services. GTI is not yet a carrier although its parent corporation Pacific Gateway Exchange, Inc. ("PGE") and sister corporation International Exchange Communications, Inc. ("IE Com") provide international services authorized under Section 214 of the Act. GTI indirectly has certain affiliations with nondominant

competitive foreign carriers, through its parent company. These affiliations are already a matter of record before this Commission.^{1/}

GTI herein requests four types of authority in this Application, all of which are eligible for streamlined processing under Section 63.12 of the Commission's Rules.^{2/} GTI specifically requests: (1) global facilities-based authority; (2) global authority to resell the international switched services of all U.S.-authorized carriers; (3) global authority to resell international private lines to provide international non-interconnected private line services; and (4) authority to resell international private lines interconnected to the public switched network at one or both ends to provide international switched services on all international routes on which the Commission permits such services to be provided now and in the future.

GTI believes that the added competition its entry will bring to the market will benefit the consumers of United States-overseas services by, among other things, encouraging competitive pricing and creating more service options. A grant of this Application will therefore further the public interest.

II. Information Required Under Section 63.18

As required by Section 63.18 of the Commission's Rules, GTI submits the following information:

^{1/} See letter to Magalie Roman Salas, Esq., dated October 5, 1998.

^{2/} GTI does not seek authority to serve countries or use facilities excluded by the Commission's Exclusion List.

(a) Name, address and telephone number of Applicant:

Global Airtime, Inc.
533 Airport Blvd., Suite 400
Burlingame, CA 94010
Tel: (650) 375-6700
Fax: (650) 375-6799

(b) Applicant is incorporated under the laws of Delaware.

(c) Correspondence concerning this application should be sent to:

Catherine Wang, Esq.
SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K Street, N.W., Suite 300
Washington, D.C. 20007
Tel: (202) 424-7837
Fax: (202) 424-7645

with a copy to:

Tom Murphy
Ann Yanick
Global Airtime, Inc.
533 Airport Blvd., Suite 400
Burlingame, CA 94010
Tel: (650) 375-6700
Fax: (650) 375-6799

(d) Upon grant of this Application, GTI will become an authorized non-dominant carrier with global facilities-based and resale authority, subject to Section 214 of the Communications Act of 1934, as amended, and the Commission's Rules. GTI lacks the market power that would allow it to control prices to the detriment of market competition.

(e) GTI specifically requests: (1) global facilities-based authority pursuant to Section 63.18(e)(1) of the Commission's Rules, 47 C.F.R. § 63.18(e)(1), to acquire interests in half-circuits in U.S.-authorized facilities as well as necessary connecting facilities to provide international telecommunications services between the United States and all international points except those countries excluded by the

Exclusion List;^{3/} (2) global authority pursuant to Section 63.18(e)(2) of the Commission's Rules, 47 C.F.R. § 63.18(e)(2), to resell the international switched services of all U.S.-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) of the Commission's Rules, 47 C.F.R. §63.18(e)(2), to resell international private lines to provide international non-interconnected private line services between the United States and all international points; and (4) authority pursuant Section 63.18(e)(2) of the Commission's Rules, 47 C.F.R. § 63.18(e)(2), to resell international private lines interconnected to the public switched network at one or both ends to provide international switched services on all international routes on which the Commission permits such services to be provided.

(f) GTI seeks the authority to provide only the services 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 1.1306 of the Commission's Rules, 47 C.F.R. § 1.1306. As such, an environmental assessment is not required for purposes of this Application.

(h) (1) GTI is indirectly "affiliated" with certain competitive nondominant foreign carriers. GTI's parent company has reported those affiliates and that information is already a matter of record before the Commission.

GTI is not affiliated with any of the U.S. carriers whose services GTI's plans to resell. Information regarding GTI's 10% or greater direct or indirect shareholders is as follows:

Name:	Pacific Gateway Exchange, Inc.
Address:	533 Airport Blvd., Suite 400 Burlingame, CA 94010
Percentage Held:	100%
Citizenship:	United States of America
Principal Business:	Telecommunications

^{3/} GTI only seeks authority to own circuits on facilities and serve countries not excluded by the Exclusion List.

Information regarding Pacific Gateway Exchange's 10% or greater direct or indirect shareholders is as follows:

Name:	Howard Neckowitz
Address:	Same as above
Percentage Held:	20.4% ^{4/}
Citizenship:	United States of America
Principal Business:	Telecommunications

(i) As required by Section 63.18 (i) of the Commission's Rules, 47 C.F.R. § 63.18(i), GTI certifies that it has not agreed to accept nor shall it accept in the future any 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 GTI may be authorized to serve.

(j) GTI is not subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988. GTI's certification pursuant to Section 1.2002 of the Commission's Rules (implementing the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 3301) is attached.


^{4/} Including certain shares held by other individual or trusts for which Mr. Neckowitz has been granted certain irrevocable proxies.

CONCLUSION

For the reasons stated above, Global Airtime, Inc. respectfully submits that the public interest, convenience, and necessity would be furthered by a grant of this Section 214 Application.

Respectfully submitted,

By:


Catherine Wang

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K Street, N.W., Suite 300
Washington, DC 20007
(202) 424-7837 (tel)
(202) 424-7645 (fax)

Counsel for Global Airtime, Inc.

Dated: January 11, 1999

CERTIFICATION OF APPLICANT

On behalf of Global Airtime, Inc. and in accordance with Section 1.2001-1.2003 of the Commission's Rules, 47 C.F.R. §§ 1.2001-1.2003, I hereby certify that no party to this Application is subject to a denial of Federal benefits that includes FCC benefits pursuant to Section 3301 of the Anti-Drug Abuse Act of 1988. See 21 U.S.C. § 853a. I also hereby certify that the statements in the foregoing Application for Section 214 authority are true, complete, and correct to the best of my knowledge and are made in good faith.

To the extent required by the Commission's Rules, Global Airtime, Inc. has not agreed to accept any special concessions directly or indirectly from any foreign carrier or administration with respect to traffic or revenues flow between the United States and various international partners under the authority granted under Section 214 of the Communications Act of 1934, as amended, and the Commission's Rules, and has not agreed to enter into such agreements in the future.

GLOBAL AIRTIME, INC.

By: Thomas J. MURPHY, JR

Name: Thomas J. Murphy Jr.

Title: Executive VP Global Networks

Date: 1/4/99