

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

ITC-214-19990119-00027

- 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: _____

FB /

READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING

FEDERAL COMMUNICATIONS COMMISSION

APPROVED BY OMB 3060-0583

REMITTANCE ADVICE

SPECIAL USE

(1) LOCKBOX # 358115

PAGE NO. 1 of 1
FCC/MELTON JAN 19 1993

FCC USE ONLY

(2) PAYER NAME (if paying by credit card, enter name exactly as it appears on your card)

SECTION A - PAYER INFORMATION

TelNet, LLC

(3) TOTAL AMOUNT PAID (dollars and cents)
\$ 780.00

(4) STREET ADDRESS LINE NO. 1

85 Argonaut, Suite 150

COPY

(5) STREET ADDRESS LINE NO. 2

(6) CITY

Aliso Viejo

(7) STATE

CA

(8) ZIP CODE

92656

(9) DAYTIME TELEPHONE NUMBER (include area code)

949-595-4737

(10) COUNTRY CODE (if not in U.S.A.)

IF PAYER NAME AND THE APPLICANT NAME ARE DIFFERENT, COMPLETE SECTION B
IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C)

SECTION B - APPLICANT INFORMATION

(11) APPLICANT NAME (if paying by credit card, enter name exactly as it appears on your card)

Same as above

(12) STREET ADDRESS LINE NO. 1

(13) STREET ADDRESS LINE NO. 2

(14) CITY

(15) STATE

(16) ZIP CODE

(17) DAYTIME TELEPHONE NUMBER (include area code)

(18) COUNTRY CODE (if not in U.S.A.)

COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEETS (FORM 159-C)

SECTION C - PAYMENT INFORMATION

(18A) FCC CALL SIGN/OTHER ID

(20A) PAYMENT TYPE CODE (PTC)

(21A) QUANTITY

(22A) FEE DUE FOR (PTC) IN BLOCK 2A

FCC USE ONLY

(23A) FCC CODE 1

C U T

1

\$ 780.00

(24A) FCC CODE 2

(18B) FCC CALL SIGN/OTHER ID

(20B) PAYMENT TYPE CODE (PTC)

(21B) QUANTITY

(22B) FEE DUE FOR (PTC) IN BLOCK 2B

FCC USE ONLY

(23B) FCC CODE 1

(20C) PAYMENT TYPE CODE (PTC)

(21C) QUANTITY

(22C) FEE DUE FOR (PTC) IN BLOCK 2C

FCC USE ONLY

(18C) FCC CALL SIGN/OTHER ID

(20C) PAYMENT TYPE CODE (PTC)

(21C) QUANTITY

(22C) FEE DUE FOR (PTC) IN BLOCK 2C

FCC USE ONLY

(23C) FCC CODE 1

(20C) PAYMENT TYPE CODE (PTC)

(21C) QUANTITY

(22C) FEE DUE FOR (PTC) IN BLOCK 2C

FCC USE ONLY

(18D) FCC CALL SIGN/OTHER ID

(20D) PAYMENT TYPE CODE (PTC)

(21D) QUANTITY

(22D) FEE DUE FOR (PTC) IN BLOCK 2D

FCC USE ONLY

(23D) FCC CODE 1

(20D) PAYMENT TYPE CODE (PTC)

(21D) QUANTITY

(22D) FEE DUE FOR (PTC) IN BLOCK 2D

FCC USE ONLY

SECTION D - TAXPAYER INFORMATION (REQUIRED)

(25) COMPLETE THIS BLOCK ONLY IF APPLICANT NAME IN B-11 IS DIFFERENT FROM PAYER NAME IN A-2

PAYER TIN

0 3 3 0 8 1 2 2 6 1

APPLICANT TIN

0

SECTION E - CERTIFICATION

(27) CERTIFICATION STATEMENT
I, Douglas D. Orvis (PRINT NAME) Certify under penalty of perjury that the foregoing and supporting information are true and correct to the best of my knowledge, information and belief. SIGNATURE 

(28) MASTERCARD/VISA ACCOUNT NUMBER: SECTION F - CREDIT CARD PAYMENT INFORMATION

Mastercard/VISA account number grid

EXPIRATION DATE:

Expiration date grid

VISA

I hereby authorize the FCC to charge my VISA or MASTERCARD for the service(s)/authorization(s) herein described.

AUTHORIZED SIGNATURE

DATE

SEE PUBLIC BURDEN ESTIMATE ON REVERSE

FCC FORM 159 JULY 1997 (REVISED)

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

WASHINGTON OFFICE
3000 K STREET, N.W., SUITE 300
WASHINGTON, DC 20007-5116
TELEPHONE (202) 424-7500
FACSIMILE (202) 424-7647

NEW YORK OFFICE
919 THIRD AVENUE
NEW YORK, NY 10022-9998
TELEPHONE (212) 758-9500
FACSIMILE (212) 758-9526

January 19, 1998

VIA COURIER

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


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

Dear Sir or Madam:

Enclosed for filing with the Commission are an original and six (6) copies of the
Application of TelNet, LLC for Global Authority, Pursuant to Section 214 of the Communications
Act, as amended, to Operate as an International Facilities-Based and Resale Carrier Between the
United States and Various International Points.

As required by the Commission's Rules, enclosed is a check in the amount of \$780.00,
payable to the Federal Communications Commission to cover the filing fee. Please date-stamp the
enclosed extra copy of this application and return it in the self-addressed, stamped envelope
provided. Should you have any questions concerning this application, please do not hesitate to
contact the undersigned.

Respectfully submitted,



Catherine Wang
Douglas D. Orvis II

Counsel for TelNet, LLC

Enclosures
cc: Troy Tanner (FCC-IB)
Eric DiBella

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

In the Matter of

TELNET, LLC

File No. ITC-99-_____

ITC-214-19990119-000 27

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

TelNet, LLC ("TelNet" 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

TelNet is a California-based start-up company planning to provide competitive international services as a nondominant, unaffiliated U.S. carrier. TelNet 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.^{1/} TelNet specifically requests: (1) global facilities-

^{1/} TelNet does not seek authority to serve countries or use facilities excluded by the Commission's Exclusion List.

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.

TelNet 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, TelNet submits the following information:

- (a) Name, address and telephone number of Applicant:
- TelNet, LLC
85 Argonaut, Suite 150
Aliso Viejo, CA 92656
Tel: (949) 595-4737
Fax: (949) 595-4733
- (b) Applicant is incorporated under the laws of California.

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

Catherine Wang, Esq.
Douglas D. Orvis II, Esq.
SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K Street, N.W., Suite 300
Washington, D.C. 20007
Tel: (202) 424-7500
Fax: (202) 424-7645

with a copy to:

Eric DiBella
TelNet, LLC
85 Argonaut, Suite 150
Aliso Viejo, CA 92656
Tel: (949) 595-4737
Fax: (949) 595-4733

- (d) Upon grant of this Application, TelNet 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. TelNet lacks the market power that would allow it to control prices to the detriment of market competition.

- (e) TelNet 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;^{2/} (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

^{2/} TelNet only seeks authority to own circuits on facilities and serve countries not excluded by the Exclusion List.

international switched services on all international routes on which the Commission permits such services to be provided.

(f) TelNet 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) TelNet is not "affiliated," either directly or indirectly, with any foreign carrier as that term is defined in the Commission's Rules. See 47 C.F.R. § 63.18(h).

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

1. Name: James L. Johnson^{3/}
Address: 12 Hastings
Laguna Niguel, CA 92677
Percentage Held: 26%
Citizenship: ✓ United States of America
Principal Business: Telecommunications

2. Name: Jasmine Holdings Limited
Address: P.O. Box 127
Town Centre Mall
Providenciales
Turks & Caicos Islands
Percentage Held: 26%
Citizenship: ✓ British West Indies
Principal Business: Holding Company

Information regarding Jasmine Holding Limited's 10% or greater direct or indirect shareholders is as follows:

3. Name: Dale Jacobs
Address: Same as above

^{3/} The Johnson Family Trust is the direct owner of the ownership share in TelNet. Mr. Johnson is the sole trustee of the Johnson Family Trust, a retirement and estate planning vehicle; as such, Mr. Johnson has *de facto* control over this ownership interest in TelNet.

Percentage Held: 100%
Citizenship: Canada
Principal Business: Chairman of the Board, TelNet, LLC

4. Name: ComTel International
Address: 8542 Del Webb Blvd.
Las Vegas, NV 89134
Percentage Held: 26%
Citizenship: United States of America
Principal Business: Telecommunications

Information regarding ComTel International's 10% or greater direct or indirect shareholders is as follows:

Name: Rick Thompson
Address: Same as Above
Percentage Held: 50%
Citizenship: United States of America
Principal Business: President of ComTel International

Name: Julie Thompson
Address: Same as Above
Percentage Held: 25%
Citizenship: United States of America
Principal Business: Telecommunications

Name: Arnold and Caroline Freeman
Address: Same as Above
Percentage Held: 20%
Citizenship: United States of America
Principal Business: Telecommunications

(2) Information concerning the TelNet's interlocking officers and directors is attached hereto as Attachment A to this application.

(i) As required by Section 63.18 (i) of the Commission's Rules, 47 C.F.R. § 63.18(i), TelNet 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 TelNet may be authorized to serve.

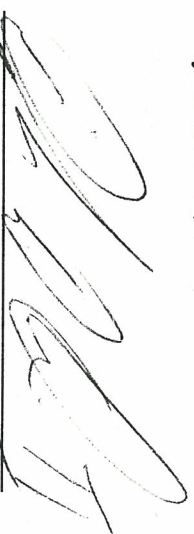
- (j) TelNet is not subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988. TelNet's certification pursuant to Section 1.2002 of the Commission's Rules (implementing the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 3301) is attached.

CONCLUSION

For the reasons stated above, TelNet, LLC 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
Douglas D. Orvis II
SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K Street, N.W., Suite 300
Washington, DC 20007
(202) 424-7500 (tel)
(202) 424-7645 (fax)

Counsel for TelNet, LLC

Dated: January 19, 1999

ATTACHMENT A

INTERLOCKING OFFICERS AND DIRECTORS

<u>NAME</u>	<u>POSITION</u>	<u>COMPANY</u>
Dale Jacobs	Chairman of the Board Chairman of the Board	TelNet, LLC Wittcomm Incorporated
James L. Johnson	Chief Executive Officer Director*	TelNet, LLC Wittcomm Incorporated
Rick Thompson	President President	TelNet, LLC ComTel International
Eric DiBella	Vice President Director*	TelNet, LLC Wittcomm Incorporated

* Messrs Johnson and DiBella have been appointed to the Board of Directors of Wittcomm Incorporated, however, an official meeting of the Board has not been held to confirm their appointments.

CERTIFICATION OF APPLICANT

On behalf of TelNet, LLC 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 5301 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, TelNet, LLC has not agreed to accept any special concessions directly or indirectly from any foreign carrier or administration with respect to traffic or revenue flow between the United States and various international points 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.

TELNET, LLC

By: _____

Name:  _____
James L. Schinas

Title: CEO _____

Date: 11/7/98 _____

Security enhanced document. See back for details.

172

TEL NET
85 ARGONAUT
ALISO VIEJO, CA 92656

DATE 12-23-78

16-66/1220
1022

PAY TO THE ORDER OF Federal Communications Commission

\$ 780⁰⁰

SEVEN HUNDRED EIGHTY AND NO

DOLLARS

Security features are included. Details on back.

Bank of America (949) 837-3482
Laguna Niguel Branch #1022
30162 Crown Valley Parkway
Laguna Niguel, CA 92677

FOR 214 Application

[Handwritten Signature]

⑈000172⑈ ⑆122000661⑆ 10221⑈01416⑈

GUARDIAN & SAFETY
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