

FCC/MELTON MAY 05 1999

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

Streamlined ITC-214-19990505-00284
WORLDLINK COMMUNICATIONS, CORP.

Re: *Worldlink Communications, Corp.*
Application for Section 214 Global Authority to Operate as a Facilities-Based and
Resale Carrier of International Telecommunications Services

Dear Madam/Sir:

Submitted herewith are an original and five copies of the above-captioned Application for Section 214 Global Authority to Operate as a Facilities-Based and Resale Carrier of International Telecommunications Services, being filed by Worldlink Communications, Corp. A check in the amount of \$780.00 to cover the applicable filing fee and the required FCC Form 159 are attached hereto.

The undersigned counsel hereby requests that the enclosed "File Copy" of the above-captioned application be stamped with acknowledgment of receipt and returned to the undersigned in the enclosed self-addressed envelope.

Should any questions arise concerning this matter, please contact the undersigned directly.

Sincerely,
FLETCHER, HEALD & HILDRETH, PLC


Richard Estevez

Counsel for Worldlink Communications, Corp.

Enclosures

cc: Mr. Oliver Frazier, III (w/enc.)
Paul J. Feldman, Esq. (w/enc.)

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

In re Application of)
)
Worldlink Communications, Corp.) File No. _____)
)
For Authority under Section 214 of the)
Communications Act of 1934, as amended,)
and Sections 63.18(e)(1) and 63.18(e)(2))
of the Commission's Rules to Operate as a)
Facilities-Based Carrier and as a Resale)
Carrier, Including Authority to Resell Private)
Lines Between the United States and Canada,)
the United Kingdom, The Netherlands,)
Luxembourg, Norway, Denmark, France,)
New Zealand, Australia, Germany, Belgium)
Switzerland, Austria, Japan, Italy and)
Sweden for the Provision of Switched)
Services Between the United States and)
Those Countries)
_____)

APPLICATION

Worldlink Communications, Corp., ("Worldlink") hereby requests authority, pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and Section 63.18(e)(1) of the Commission's rules, 47 C.F.R. § 63.18(e)(1), to acquire interests in facilities previously authorized by the Commission in order to provide international basic switched, private line, data, television and business services to all international points, and for authority under 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 authorized U.S. common carriers for the provision of international basic switched, private line, data, television and business services to all international points, including authority to resell international private lines

between the United States and Canada, the United Kingdom, New Zealand, Australia, The Netherlands, Luxembourg, Norway, Denmark, France, Germany, Belgium, Switzerland, Austria, Japan, Italy and Sweden for the provision of switched services between the United States and those countries.

Worldlink is a corporation organized under the laws of the state of Nevada. Its shareholders, directors, and officers are U.S. citizens. The Company currently holds no telecommunications authorizations, and has no interlocking directorates or affiliations with foreign carriers.

Worldlink believes that there is significant potential for continued growth in the international voice, data and facsimile markets and that this market expansion will be accelerated by additional competition by new entrants. This position is consistent with Commission findings that increased competition in international markets is beneficial. See, e.g., Teltec Saving Communications Co., Mimeo No. 3548 (released April 4, 1986), and cases cited therein. The Commission also found that the market will support additional carriers and that the added competition will be in the public interest. Accordingly, the Commission has authorized new entrants that propose to resell international services. Id. See also FTC, Inc., 6 FCC Rcd 2237 (1991).

Worldlink proposes by this application to provide international switched and private line services from the United States to international points through resale of other carriers' services. The Commission has determined that, as a matter of policy, introduction of additional competition in the provision of international services creates incentives for carriers to offer new and innovative services and to reduce prices, which inures to the

public interest and benefit.¹ Grant of this application would service the Commission's purposes and accord with the Commission's commitment to open entry to the U.S. resale market. Moreover, many carriers provide international services in the U.S., including AT&T, MCI, Sprint, and others.

By the instant application, Worldlink seeks authority to resell international private lines between the United States and Canada, the United Kingdom, New Zealand, Australia, The Netherlands, Luxembourg, Norway, Denmark, France, Germany, Belgium, Switzerland, Austria, Japan, Italy and Sweden for the provision of international switched services between the United States and those sixteen countries. In Regulation of International Accounting Rates, 7 FCC Rcd 559 (1992), the Commission found that such resale between the United States and countries affording "equivalent opportunities" for such resale would afford numerous public interest benefits, including increased demand, reduced prices, the virtual elimination of price discriminations, and the exertion of pressure to reduce above-cost international accounting rates. More recently, the Commission has determined that Canada, the United Kingdom, New Zealand, Australia, The Netherlands, Luxembourg, Norway, Denmark, France, Germany, Belgium, Switzerland, Austria, Japan, Italy and Sweden afford such "equivalent opportunities" and granted the applications of companies to provide resold interconnected private line services between the United States and those countries. FONOROLA/EMI Order, 7 FCC Rcd 7312 (1992), recons., 9 FCC Rcd 4066 (1994); ACC Global Corporation, 9 FCC Rcd 6240 (1994); Cable &

¹ See, e.g., TDX Systems, Inc., File No. ITC-86-108, released September 2, 1986; Argo Communications International, Inc., 1 FCC Rcd 578 (1986); BT North America, Inc., ITC-95-178, released April 20, 1995.

Wireless Inc., 11 FCC Rcd 1766 (1996). See also Intermedia Communications of Florida, Inc., 9 FCC Rcd 3264 (1994); Communications TeleSystems International, 11 FCC Rcd 17471 (1996); Cable & Wireless, Inc., DA 97-2554, released December 17, 1997; ECC Public Notice, Report No. TEL-00021, released October 22, 1998, page 4.

Worldlink believes that the added competition that its entry will bring to the market will benefit United States consumers of overseas data and voice services. These benefits include competitive pricing and increased availability of a variety of service options. The grant of this authorization will therefore further the public interest.

In support of Worldlink's request for authorization, the following information is submitted pursuant to Section 63.18 of the Commission's rules, as amended, 47 C.F.R.

§ 63.18 (1996):

- (a) Name and address of Applicant:

Worldlink Communications, Corp.
5300 W. Sahara Ave., Suite 101
Las Vegas, Nevada 89102
Attention: Oliver J. Frazier, III, President
Telephone No. (407)852-0069
- (b) Applicant is a corporation organized under the laws of the state of Nevada.
- (c) Correspondence concerning this Application should be sent to:

Paul J. Feldman, Esq. and Richard J. Estevez, Esq.
Fletcher, Heald & Hildreth, PLC
1300 North 17th Street, 11th Floor
Arlington, Virginia 22209
Telephone No. (703) 812-0400

With a copy to:

Attention: Oliver J. Frazier, III, President
Worldlink Communications, Corp.
5300 W. Sahara Ave., Suite 101
Las Vegas, Nevada 89102
Telephone No. (407)852-0069

- (d) Applicant has not previously received authority under Section 214 of the Communications Act of 1934, as amended. By grant of this application Worldlink would become a nondominant international common carrier for the provision of interexchange service, subject to Section 214 of the Act.
- (e) Worldlink hereby requests Section 214 authority to operate as a global facilities-based carrier pursuant to the terms and conditions of Section 63.18(e)(1) of the rules, and as an international resale carrier pursuant to the terms and conditions of Section 63.18(e)(2) of the rules. The authorization sought in this application will be used to extend Worldlink's telecommunications services from the United States to international points which Worldlink seeks to serve. Applicant proposes to resell international private lines between the United States and Canada, the United Kingdom, New Zealand, Australia, The Netherlands, Luxembourg, Norway, Denmark, France, Germany, Belgium, Switzerland, Austria, Japan, Italy and Sweden for the provision of international switched services between the United States and those sixteen countries. As noted elsewhere in this Application, the Commission has previously determined that equivalent resale opportunities exist between these countries and the United States.
- (f) Worldlink is not requesting authorization to construct any international

facilities between the points for which it is applying to provide resold services.

- (g) Does not apply (Applicant is not seeking facilities-based authority pursuant to Section 63.18(e)(6)).
- (h) See attached certification.
- (l) See attached certification.
- (j) See attached certification.
- (k) See attached list of 10% or greater shareholders.

Conclusion

As demonstrated in this Application, Worldlink is legally qualified to provide the service for which it requests authority. For the reasons stated above, Worldlink submits that the public interest, convenience and necessity would be furthered by a grant of this Section 214 application. The requested authorization should therefore be issued to Worldlink to enable it to provide international basic switched, private line, data, television and business services to all international points pursuant to Section 63.18(e)(1) of the Commission's rules, and pursuant to Section 63.18(e)(2) of the Commission's rules, to resell the international switched services of authorized U.S. common carriers for the provision of international basic switched, private line, data, television and business services to all international points, including authority to resell international private lines between the United States and Canada, the United Kingdom, New Zealand, Australia, The Netherlands, Luxembourg, Norway, Denmark, France, Germany, Belgium, Switzerland, Austria, Japan, Italy and Sweden for the provision of switched services between the United States and those countries.

CERTIFICATION

Applicant hereby certifies that it has no affiliation, as defined by Section 63.18 of the Commission's rules, with any foreign carriers, and that it has no interlocking directorates with other Section 214 certificated telecommunications carriers. The shareholders, officers and directors of Applicant are all U.S. citizens. Applicant certifies that it and its respective affiliates have not agreed to accept special concessions directly or indirectly from any foreign carrier or administration with respect to traffic or revenue flows between the United States and any foreign country which the Applicant may serve under the authority granted under this part and will not enter into such agreements in the future.

By:



Oliver J. Frazier, III, President
Worldlink Communications, Corp.
5300 W. Sahara Ave., Suite 101
Las Vegas, Nevada 89102
Telephone No. (407)852-0069

CERTIFICATION

Pursuant to Section 1.2002 of the Commission's Rules, Worldlink Communications, Corp., hereby certifies that it is not subject to a denial of Federal benefits, including FCC benefits, by Federal and/or state courts under authority granted in Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 853a. See 6 FCC Rad 7551 (1991).

By:



Oliver J. Frazier, III, President
Worldlink Communications, Corp.
5300 W. Sahara Ave., Suite 101
Las Vegas, Nevada 89102
Telephone No. (407)852-0069

DECLARATION

I, Oliver J. Frazier, III, am President of Worldlink Communications, Corp. I have read the foregoing Section 214 Application and hereby declare, under penalty of perjury, that all statements contained therein are true and correct.

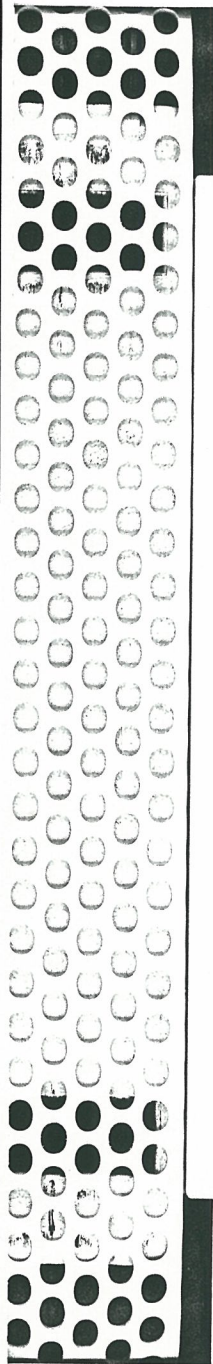


Date:

4/30/99

*Section 214 Application
Ten Percent or Greater Shareholders of Worldlink Communications, Corp.*

1. ***Oliver J. Frazier, III***
Citizenship: U.S. Citizen
100% Equity Interest in Worldlink Communications, Corp.
Principal Business: Telecommunications



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11TH FLOOR, 1300 NORTH 17TH STREET
ROSSLYN, VIRGINIA 22209

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Alexandria, Virginia
68-107/560

001893

05/04/99 ← CHECK DATE

CHECK AMOUNT → \$780.00

PAY Seven hundred eighty dollars and no cents -----
TO THE ORDER OF FCC

780 00/100

Richard J. Helms

VOID IF NOT CASHED WITHIN 120 DAYS

⑈00001893⑈ ⑆055001079⑆ 20236303⑈

