

**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: _____

NOWALSKY, BRONSTON & GOTHARD

FCC/MELLON

MAY 19 1999

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Monica R. Borre
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May 18, 1999

Via Overnight Delivery

Federal Communications Commission
c/o Mellon Bank
Three Mellon Bank Center
525 William Penn Way
27th Floor, Room 153-2713
Pittsburgh, Pennsylvania 15259-0001

Attn: Wholesale Lockbox Shift Supervisor

Re: Intergate Networks, Inc.

Dear Sir or Madam:

Enclosed please find an original and five (5) copies of the Application for authority pursuant to Section 214 of the Communications Act of 1934, as amended, to operate as a global facilities-based and international resale carrier. Also, enclosed is FCC Form 159 and the requisite \$780.00 filing fee.

Please acknowledge receipt of this filing by date stamping and returning the additional copy of this transmittal letter in the stamped self-addressed envelope provided.

Thank you for your cooperation and assistance in this matter. If you should require any additional information, please do not hesitate to call.

Sincerely,


Benjamin W. Bronston

BWB/sw
Enclosures

cc: Secretary

FCC Communications Commission
445 12th Street S.W. (Filing Counter TW-A325)
Washington, D.C. 20554

Before the
FEDERAL COMMUNICATIONS COMMISSION
 Washington, D.C.

In the Matter of:

INTERGATE NETWORKS, INC.

APPLICATION OF AUTHORITY PURSUANT
 TO SECTION 214 OF THE COMMUNICATIONS
 ACT OF 1934, AS AMENDED, FOR GLOBAL
 AUTHORITY TO OPERATE AS A GLOBAL
 FACILITIES-BASED CARRIER AND AS AN
 INTERNATIONAL RESALE CARRIER

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Application

Intergate Networks, Inc. ("Intergate" or "Applicant"), hereby requests authority, pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. Section 214 (1982), and Section 63.18 of the Commissioner's Rules, 47 C.F.R. Section 63.18, to operate as a global facilities-based carrier and to provide global international resale services between the United States and international points.

I. The Proposed International Services:

Intergate requests four (4) types of authority in this Application, all of which are eligible for streamlined processing. Specifically, Intergate 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) global authority pursuant to Section 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) 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 most recent exclusion list; and (4) global authority pursuant to Section 63.18(e)(2)(B) to resell international, private lines interconnected to the public switched telephone network at one or both ends to provide international switched services between the United States and all countries found to offer equivalent resale opportunities to U.S. carriers.

Intergate 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 services between the United States and countries designated by the Commission as offering equivalent resale opportunities; and (c) authority to resell international private lines to private line services to countries not appearing on the Exclusion List.

Intergate will report its acquisition of interest(s) 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 Commissions Rules, 47 C.F.R. Section 43.82. Intergate will also report its resale of international switched services and international private lines in its traffic reports filed pursuant to Section 43.61 of the Commission's Rules.

By granting this application, the Commission will serve the public interest, convenience and necessity by promoting competition in the international services market.

Competition will benefit U.S. consumers by increasing service options and lowering prices. Thus, the public interest will be served by the grant of Section 214 authority to Intergate.

II. The Applicant:

Intergate is a corporation organized and existing under the laws of the State of Delaware. Intergate is privately held, and no Intergate officer or director is an employee, agent or representative of a foreign telecommunications entity. Further, Intergate has no foreign affiliations as defined in Part 63 of the Commission's Rules.

Intergate 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, Intergate will become an authorized non-dominant facilities-based carrier and international reseller 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 regulation of the United States international telecommunications market is to promote effective competition in the United States telecommunications market, including the market for international services, to prevent anti-competitive conduct in the provision of international services or facilities and to encourage foreign governments to open their communications markets. The Commission has also moved to establish an effective global communications market that could result in reduced rates, increased quality and new services. 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 Interagate's request for resale and facilities-based authority as described herein will further the Commission's policies of facilitating increased competition within the United States international telecommunications services market, and is therefore in the public interest.

IV. Information Required Under Section 63.18:

The following information is submitted, as required by Section 63.18 of the Commission's Rules, in support of Interagate's request for authorization:

- (a) Name and address of Applicant:

Interagate Networks, Inc.
12918 Flagship Drive
San Antonio, TX 78247
Telephone: (210) 495-5520
- (b) Applicant is a corporation which was organized under the laws of the State of Delaware.
- (c) Correspondence concerning this application should be sent to:

Benjamin W. Bronston
Nowalsky, Bronston & Gothard
A Professional Limited Liability Company
3500 N. Causeway Boulevard
Suite 1442
Metairie, Louisiana 70002
Telephone: (504) 832-1984
- (d) Interagate has not received authority previously under Section 214 of the Communications Act.

- (e) Intergate requests: (1) global facilities-based authority pursuant to Section 63.18(e)(1) to acquire ownership interests in unaffiliated, U.S. licensed facilities, including but not limited to full and partial circuits in submarine transmission cables and channels of communication with U.S. owned satellite systems, to provide international telecommunications services between the United States and all international points; (2) global authority pursuant to Section 63.18(e)(2) to resell international switched services of all authorized common carriers, except carriers regulated as dominant on the route to be served, to provide international switched services between the United States and all international points; (3) global authority pursuant to Section 63.18(e)(2)(A) to resell international private line services between the United States and all international points; and (4) global authority pursuant to Section 63.18(e)(2)(B) to resell international private lines for the provision of international switched services between the United States and all countries that the Commission finds offer equivalent competitive opportunities to U.S. carriers.
- (f) At this time, Intergate seeks no other authorization available under Section 63.18(e).
- (g) Not applicable.
- (h) Intergate certifies that it is not affiliated, either directly or indirectly, with any foreign or U.S. facilities-based carrier whose services it proposes to resell.

Should the substance of this certification cease to be accurate, Intergate shall notify the Commission immediately of any such affiliation.

- (i) In support of this certification, the name, address, citizenship and principal business of the ten percent or greater shareholders of Intergate are as follows:

<u>Name</u>	<u>% Held</u>	<u>Citizenship</u>	<u>Principal Business</u>
Rey G. Salinas 12918 Flagship Drive San Antonio, TX 78247	40.67	USA	Telecommunications
Ronald P. Berry 9619 Meadowglen Lane Houston, TX 77063	25.66	USA	Telecommunications
John E. Bayreaux 57 Towering Pines The Woodlands, TX 77381	25.66	USA	Telecommunications

- (j) Intergate certifies that it has not agreed and will not agree in the future to accept any direct or indirect special concessions from a foreign carrier or administration with regards to traffic or revenue flows between the United States and any foreign countries the Company is authorized to serve.

- (k) Intergate certifies that no party to this Application has been denied federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.

Conclusion:

In conclusion, Intergate certifies that all of the information in this application is accurate and correct.

WHEREFORE, for the reasons stated, Intergate respectfully requests that the Commission grant this Application.

Respectfully submitted,

Intergate Networks, Inc.

By: 

Name: Ronald P. Berry

Title: Chief Financial Officer



Benjamin W. Bronston

Nowalsky, Bronston & Gothard

A Professional Limited Liability Company

3500 N. Causeway Boulevard

Suite 1442

Metairie, Louisiana 70002

Telephone: (504) 832-1984,

Counsel for Applicant