

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

In the Matter of)	
)	
NOW COMMUNICATIONS, INC.)	File No. ITC-214-1999-_____
)	
Application for Global Authority Pursuant to)	
Section 214 of the Communications Act)	
of 1934, as amended, to Operate as an)	
International Resale Carrier Between the)	
United States and Various)	
International Points)	
)	

APPLICATION

NOW Communications, Inc. (ANOW≡ or AApplicant≡), by its undersigned counsel, hereby requests global resale authority, under Section 214 of the Communications Act of 1934, as amended (the AAct≡), 47 U.S.C. § 214, and Section 63.18 of the Commission's Rules, 47 C.F.R. § 63.18, to provide international telecommunications services between the United States and international points.

I. The Applicant

NOW is a corporation organized under the laws of the State of Mississippi. NOW is not affiliated, within the meaning of Section 63.09(e) of the Commission's Rules, 47 C.F.R. § 63.09(e), with a foreign carrier. As described in greater detail below, because NOW is not affiliated with a foreign carrier and is not a foreign carrier in a particular country to which it provides service, NOW qualifies for the presumption of non-dominance under Section 63.10(a)(1) of the Commission's Rules, 47 C.F.R. § 63.10(a)(1), and therefore, this application is eligible for streamlined processing pursuant to 47 C.F.R. § 63.12.

II. Public Interest Considerations

NOW believes that the added competition its entry will bring to the market will benefit the consumers of United States-overseas services. These benefits include competitive pricing and increased availability of a variety of service options. Therefore, a grant of this Application will further the public interest.

III. Information Required by Section 63.18

NOW submits the following information, as required by Section 63.18 of the Commission's Rules, 47 C.F.R. § 63.18, in support of its request for Section 214 authorization:

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

NOW Communications, Inc.
1695 High Street, Suite B
Jackson, MS 39205
Tel.: (888) 565-1011
Fax: (601) 969-1042

- (b) Applicant is incorporated under the laws of the State of Mississippi.

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

William B. Wilhelm, Jr.
Kevin D. Minsky
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:

R. Scott Seab, Esq.
Vice-President - Law and Public Policy
NOW Communications, Inc.
Legal Office
711 South Tejon, Suite 201
Colorado Springs, CO 80903
Tel.: (719) 633-9977
Fax: (719) 633-9932

- (d) NOW has not previously received authority under Section 214 of Act. Upon grant of this Application, NOW will become an authorized non-dominant carrier and reseller with global authority, pursuant to Section 214 of the Act and the Commission's Rules.
- (e) NOW requests Section 214 authority to resell the international services of authorized U.S. common carriers pursuant to Section 63.18(e)(2) of the Commission's Rules, 47 C.F.R. § 63.18(e)(2). NOW requests such authorization for all international routes authorized by the Commission. NOW certifies that it will comply with the terms and conditions contained in Section 63.21 and 63.23 of the Commission's Rules, 47 C.F.R. §§ 63.21 and 63.23.
- (f) NOW seeks the authority to provide only the services referenced under paragraph (e) of Section 63.18 of the Commission's Rules, 47 C.F.R. § 63.18.
- (g) Given that NOW is not seeking correct facilities-based authority pursuant to Section 63.18(e)(4) of the Commission's Rules, 47 C.F.R. § 63.18(e)(4), this Section is not applicable.

- (h) (1) Information regarding NOW=s 10% or greater direct or indirect shareholders is as follows:

Name: Larry W. Seab, CEO, President, and Director
Address: 713 Country Place Drive
Jackson, MS 39208-6619
Telephone: (888) 565-1011
Facsimile: (601) 969-1042
Percentage Held: 29.68%
Citizenship: United States
Principal Business: Telecommunications

Name: Charles W. McGuffee, CFO, Secretary,
Treasurer, and Director
Address: 211 Lynn Lane
Clinton, MS 39056
Telephone: (888) 565-1011
Facsimile: (601) 969-1042
Percentage Held: 29.68%
Citizenship: United States
Principal Business: Telecommunications

Name: James E. Miller, CMO, Vice President,
and Director
Address: 80 River Court Parkway
Atlanta, GA 30328
Telephone: (888) 565-1011
Facsimile: (601) 969-1042
Percentage Held: 11.30%
Citizenship: United States
Principal Business: Telecommunications

Name: Steve & Wanda L. Jennings
Address: 150 Summit Ridge
Brandon, MS 39042
Telephone: (888) 565-1011
Facsimile: (601) 969-1042
Percentage Held: 10.00%
Citizenship: United States
Principal Business: Telecommunications

Name: James R. Downs, Director
Address: 1105 Oakhurst Drive
Telephone: (303) 460-8283
Facsimile: (303) 430-9751
Percentage Held: 10.75%
Citizenship: United States
Principal Business: Telecommunications

- (2) NOW does not have any interlocking directors or officers with a foreign carrier to report.
- (i) NOW certifies that it is neither a foreign carrier nor affiliated with a foreign carrier within the meaning of Section 63.09(d) of the Commission's Rules, 47 C.F.R. § 63.09(d).
- (j) NOW seeks to provide international telecommunications services to all global points, except those points on the Commission's Exclusion List. NOW is neither a foreign carrier nor affiliated with a foreign carrier in any destination country in which NOW seeks to provide international telecommunications service.
- (k) Given that NOW is not a foreign carrier or affiliated with a foreign carrier, this section is not applicable.
- (l) Given that NOW is not a foreign carrier or affiliated with a foreign carrier, this section is not applicable.
- (m) NOW should be classified as nondominant pursuant to Section 63.10(a)(1) of the Commission's Rules, 47 C.F.R. § 63.10(a)(1), because NOW has no affiliation with a foreign carrier and is not a foreign carrier in a particular country to which it provides service.
- (n) NOW certifies that it has not agreed to accept special concessions directly or indirectly from any foreign carrier where the foreign carrier possesses market power on the foreign end of the route and will not enter into such agreements in the future.
- (o) NOW certifies, pursuant to Sections 1.2001 through 1.2003 of the Commission's Rules (implementing the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 3301), 47 C.F.R. §§ 1.2001 to 1.2003, that no party to its application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.
- (p) NOW qualifies for streamlined processing pursuant to Section 63.12(c)(1)(ii) of the Commission's Rules, 47 C.F.R. § 63.12(c)(1)(ii), because, as set forth above in

Section (l), NOW qualifies for a presumption of nondominance under Section 63.10(a)(1) of the Commission's Rules, 47 C.F.R. § 63.10(a)(1).

IV. CONCLUSION

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

Respectfully submitted,

NOW Communications, Inc.

By:

William B. Wilhelm, Jr.
Kevin D. Minsky
SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K Street, N.W., Suite 300
Washington, DC 20007
Tel.: (202) 424-7500
Fax: (202) 424-7645

Counsel for NOW Communications, Inc.

Dated: July 21, 1999

CERTIFICATION OF APPLICANT

On behalf of NOW Communications, Inc., I 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.

NOW COMMUNICATIONS, INC.

By: _____

Name: _____

Title: _____

Date: _____