

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

- LIMITED/GLOBAL RESALE SERVICE
- LIMITED/GLOBAL FACILITIES-BASED SERVICE
- LIMITED/GLOBAL FACILITIES-BASED/RESALE SERVICE
- INDIVIDUAL FACILITIES-BASED SERVICE
- INTERCONNECTED PRIVATE LINE RESALE SERVICE
- INMARSAT AND MOBILE SATELLITE SERVICE
- INTERNATIONAL SPECIAL PROJECT
- SWITCHED RESALE SERVICE
- TRANSFER OF CONTROL
- ASSIGNMENT OF LICENSE
- PRO FORMA TRANSFER/ASSIGNMENT
- SPECIAL TEMPORARY AUTHORITY
- SUBMARINE CABLE LANDING LICENSE

Description of Application:

U.S. / Mexico

DOW, LOHNES & ALBERTSON, PLLC
ATTORNEYS AT LAW

COPY

LAURA H. PHILLIPS

DIRECT MAIL 202-776-2824
lphillips@dla1aw.com

DEC 07 1999

WASHINGTON, D.C.

1200 NEW HAMPSHIRE AVENUE, N.W. • SUITE 800 • WASHINGTON, D.C. 20036-6802
TELEPHONE 202-776-2000 • FACSIMILE 202-776-2222

ONE RAVINIA DRIVE • SUITE 1600
ATLANTA, GEORGIA 30346-2108
TELEPHONE 770-901-8800
FACSIMILE 770-901-8874

December 7, 1999

VIA BERRY BEST

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

Re: **Cox Communications, Inc. Application for Section 214 Authority to
Provide International Facilities-Based Service**

Ladies and Gentlemen:

On behalf of Cox Communications, Inc. ("Cox"), we hereby submit the attached request for authority, pursuant to Section 214 of the Communications Act, as amended, to provide facilities-based international telecommunications services between the United States and Mexico.

A check in the amount of seven hundred and eighty dollars (\$780.00) is enclosed in payment of the filing fee. In accordance with Section 63.20 of the Commission's rules, 47 C.F.R. § 63.20, an original and five copies of the attached application are being filed herewith.

If you should have any questions regarding this matter, please do not hesitate to contact the undersigned.

Respectfully submitted,



Laura H. Phillips
Counsel for Cox Communications, Inc.

Enclosures

cc (w/encl.): Jennifer Welch, Esq.

**READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING**

**FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE**

APPROVED BY OMB 3060-0589

(1) LOCKBOX # 358115

PAGE NO. 1 OF 1

SPECIAL USE
FCC USE ONLY

SECTION A - PAYER INFORMATION

(2) PAYER NAME (if paying by credit card, enter name exactly as it appears on your card) **Dow, Johnes & Albertson, PLLC** (3) TOTAL AMOUNT PAID (dollars and cents) **780.00**

(4) STREET ADDRESS LINE NO. 1
c/o David Martin

(5) STREET ADDRESS LINE NO. 2
1200 New Hampshire Ave, NW, Ste. 800

(6) CITY **Washington** (7) STATE **DC** (8) ZIP CODE **20036**

(9) DAYTIME TELEPHONE NUMBER (include area code) **202.776.2058** (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)
Cox Communications, Inc.

(12) STREET ADDRESS LINE NO. 1
1400 Lake Hearn Drive, N.E.

(13) STREET ADDRESS LINE NO. 2

(14) CITY **Atlanta** (15) STATE **GA** (16) ZIP CODE **30319**

(17) DAYTIME TELEPHONE NUMBER (include area code)
404.843.5726 (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

(19A) FCC CALL SIGN/OTHER ID	(20A) PAYMENT TYPE CODE (PTC)	(21A) QUANTITY	(22A) FEE DUE FOR (PTC) IN BLOCK 20A	FCC USE ONLY
	C U T	1	\$ 780.00	

(23A) FCC CODE 1 (24A) FCC CODE 2

(19B) FCC CALL SIGN/OTHER ID	(20B) PAYMENT TYPE CODE (PTC)	(21B) QUANTITY	(22B) FEE DUE FOR (PTC) IN BLOCK 20B	FCC USE ONLY
			\$	

(23B) FCC CODE 1 (24B) FCC CODE 2

(19C) FCC CALL SIGN/OTHER ID	(20C) PAYMENT TYPE CODE (PTC)	(21C) QUANTITY	(22C) FEE DUE FOR (PTC) IN BLOCK 20C	FCC USE ONLY
			\$	

(23C) FCC CODE 1 (24C) FCC CODE 2

(19D) FCC CALL SIGN/OTHER ID	(20D) PAYMENT TYPE CODE (PTC)	(21D) QUANTITY	(22D) FEE DUE FOR (PTC) IN BLOCK 20D	FCC USE ONLY
			\$	

(23D) FCC CODE 1 (24D) FCC CODE 2

SECTION D - TAXPAYER INFORMATION (REQUIRED)

(25) PAYER TIN **0530186774** (26) COMPLETE THIS BLOCK ONLY IF APPLICANT NAME IN B-11 IS DIFFERENT FROM PAYER NAME IN A-2)
APPLICANT TIN **0582112281**

SECTION E - CERTIFICATION

(27) CERTIFICATION STATEMENT (PRINT NAME) **I, David L. Martin**, 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 *David L. Martin*

SECTION F - CREDIT CARD PAYMENT INFORMATION

(28) MASTERCARD/VISA ACCOUNT NUMBER: _____ EXPIRATION DATE: _____

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

SEE PUBLIC BURDEN ESTIMATE ON REVERSE

FCC FORM 159 JULY 1997 (REVISED)

DOW, LOHNES ANI ALBERTSON

A PROFESSIONAL LIMITED LIABILITY COMPANY

1200 NEW HAMPSHIRE AVE., N.W., SUITE 800

WASHINGTON, D.C. 20036

(202) 776-2000

FIRST UNION NATIONAL BANK

WASHINGTON, D.C. 20036

15-122

00480

896692

December 7, 1999

PAY SEVEN HUNDRED EIGHTY AND 00/100

DOLLARS \$ 780.00

Federal Communications Commission
TO THE ORDER OF

VOID AFTER 6 MONTHS

TWO SIGNATURES REQUIRED FOR AMOUNTS OVER \$5,000.00

⑆089692⑆ ⑆05400⑆ 220⑆ 2066700434109⑆

896692

DOW, LOHNES AND ALBERTSON

A PROFESSIONAL LIMITED LIABILITY COMPANY

1200 NEW HAMPSHIRE AVE., N.W., SUITE 800

WASHINGTON, D.C. 20036

(202) 776-2000

DETACH AND RETAIN THIS STATEMENT.

THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW.
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.

Federal Communications Commission

Vendor # 2004

#

89692

Invoice Date

Invoice Number

Description

FCC Filing fee.

Amount

12/7/99

CRVL120799

780.00

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

In the Matter of
Cox Communications, Inc.
Application for Authority Pursuant
to Section 214 of the Communications
Act of 1934, as Amended, to Operate
a Fiber Optic Cable Between
San Diego, California and Tijuana, Mexico
File No. _____

APPLICATION

Cox Communications, Inc. ("Cox") hereby requests authority on behalf of its subsidiaries, pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and Section 63.18 of the Federal Communications Commission's (the "Commission") rules, 47 C.F.R. § 63.18, to provide international telecommunications services via its own or its wholly-owned subsidiaries' facilities.¹

Cox is incorporated under the laws of the state of Delaware and, through subsidiaries, currently provides telecommunications services, including local exchange and interexchange access service, in thirteen states. With the authority requested in this application, Cox proposes to offer additional facilities-based telecommunications services via a fiber optic cable connecting San Diego, California and Tijuana, Mexico. The U.S. State Department recently issued a

¹ Cox Telecom Partners, Inc. and Cox California Telecom, L.L.C., both of which are direct or indirect subsidiaries of Cox, will be providing the international telecommunications services authorized by the grant of this application. In addition, future wholly-owned Cox telecommunications subsidiaries may be providing service under this requested Section 214 authorization.

Presidential Permit to Cox to construct, operate and maintain an underground tunnel between the United States and Mexico for this purpose as well as for other communications services. See Public Notice No. 3125, 64 Fed Reg. 51,178 (Sept. 21, 1999). The fiber optic cable will be the first of its kind in a tunnel crossing the U.S.-Mexican border. Initially, the cable will be used to provide broadcast quality, live, interactive video transmissions between San Diego State University and a university in Tijuana. Cox anticipates other uses for the cable, including the provisioning of video connectivity between San Diego and Tijuana municipal offices; transportation of television programming between cable systems; video links between television stations for late-breaking news stories; authorized cross-border telephony service and high speed Internet access; and data connections between affiliated company locations on both sides of the border.

Grant of this application would speed the offering of advanced, innovative communications services to this market, providing local governments, educational institutions and businesses with new options for their cross border telecommunication needs. Specifically, the entry of Cox into this market will benefit U.S. consumers of international telecommunications services by expanding competition, which typically results in lower prices and greater choices for consumers. Consequently, the grant of this authorization would serve the public interest.

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

- (a) The name of the applicant is Cox Communications, Inc. Its address and telephone number are:

1400 Lake Hearn Drive, N.E.
Atlanta, Georgia 30319
(404) 843-5556

(b) Cox is incorporated under the laws of the state of Delaware.

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

Mr. Martin Corcoran
Director of Tariff Development
Cox Communications, Inc.
1400 Lake Hearn Drive, N.E.
Atlanta, Georgia 30319
Telephone: (404) 843-5556
Facsimile: (404) 843-5845

as well as

Laura H. Phillips, Esq.
Dow, Lohnes & Albertson, PLLC
1200 New Hampshire Avenue, N.W.
Suite 800
Washington, D.C. 20036
Telephone: (202) 776-2000
Facsimile: (202) 776-2222

Mr. Alexander V. Netchvolodoff
Vice President of Public Policy
Cox Enterprises, Inc.
1225 19th Street, NW, Suite 450
Washington, D.C. 20036
Telephone: (202) 296-4933
Facsimile: (202) 296-4951

(d) Cox has previously received authority under Section 214 of the Act to resell the

international telecommunications services of other common carriers between the United States and various international points and currently has an international resale tariff in effect. *See* File No. ITC-97-485 (effective Oct. 8, 1997). Additionally, a wholly-owned

subsidiary of Cox, Cox California Telcom, Inc., likewise previously obtained authorization to resell international services. *See* File No. ITC-96-585 (effective Dec. 10, 1996). Cox California Telcom, Inc. has since been merged into Cox California Telcom, L.L.C.

(e) Cox, on behalf of its wholly-owned subsidiaries, requests Section 214 authority to operate as a facilities-based carrier pursuant to Section 63.18(e)(1) of the Commission's rules. Specifically, Cox proposes to provide authorized international services through its

own facilities, including the provision of international basic switched, private line, data, television and business services, to Mexico via Cox's fiber optic cable. Cox certifies that it will comply with the terms and conditions contained in Sections 63.21 and 63.22 of the Commission's rules.

(h) Cox is a publicly-traded U.S. company. As of October 18, 1999, 354,210,646 shares of Cox Class A Common Stock, or approximately 61.47% of the issued and outstanding Class A Common Stock of Cox, were owned by Cox Holdings, Inc. Cox Holdings, Inc. also holds 25,696,470 shares of Cox Class C Common Stock, or approximately 93.12% of the issued and outstanding Class C Common Stock of Cox. No other shareholders hold a 10% or greater direct or indirect interest in Cox.

Cox Holdings, Inc. is a wholly-owned subsidiary of Cox Enterprises, Inc. ("CEI"). Cox Holdings, Inc. and CEI are Delaware corporations. CEI is a multi-media company engaged in the business of providing broadcast, cable, newspaper publishing and automobile auctions. The address of each of the corporations is:

1400 Lake Hearn Drive, N.E.
Atlanta, Georgia 30319

Persons or entities holding a ten percent or greater interest in Cox Enterprises, Inc. are as follows:

Anne Cox Chambers Atlanta Trust	
Barbara Cox Anthony, Trustee	174,949,266 shares, 28.79%
Cox Enterprises, Inc.	
1400 Lake Hearn Drive, N.E.	
Atlanta, Georgia 30319	

Barbara Cox Anthony Atlanta Trust	
Anne Cox Chambers, Trustee	174,949,266 shares, 28.79%
Cox Enterprises, Inc.	
1400 Lake Hearn Drive, N.E.	
Atlanta, Georgia 30319	

Dayton Cox Trust-A
Barbara Cox Anthony,
Anne Cox Chambers and
Richard L. Braunstein, Trustees
1400 Lake Hearn Drive, N.E.
Atlanta, Georgia 30319

248,237,055 shares, 40.85%

All of the above-identified trusts are held for the benefit of United States citizens.

- (i) Cox certifies that neither it nor its affiliates are foreign carriers and that none of these entities is affiliated with any foreign carrier.
- (j) Cox does not seek to provide international telecommunication services to any destination country for which any statement contained in Section 63.18(j)(1)-(4) of the Commission's rules is true.
- (n) Cox certifies that neither it nor its affiliates have agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses market power on the foreign end of the route and that it and its affiliates will not enter into such agreement in the future.
- (o) Cox certifies that neither Cox nor any party to this application is subject to the denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 853a.
- (p) Cox requests streamlined processing of its application. Cox qualifies for streamlined processing under Section 63.12 of the Commission's rules because none of the exclusionary factors contained in Section 63.12(c) is applicable to Cox's application or circumstances. Specifically, Cox is not affiliated with a foreign carrier in the destination market, does not seek by this application to resell the international switched or private line services of a dominant U.S. carrier, and does not seek to provide switched basic

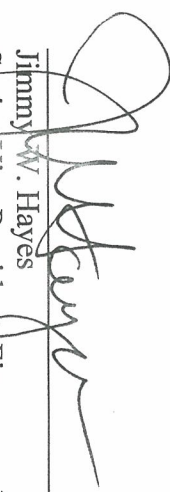
service over private lines to a country for which the Commission has not previously authorized the provision of switched services over private lines.²

Conclusion

Based on the foregoing, Cox asserts that the public interest, convenience and necessity would be furthered by a grant of this Section 214 application. Accordingly, Cox respectfully requests that the Commission grant this application for Section 214 authorization for Cox, on behalf of its wholly-owned subsidiaries, to provide the facilities-based international telecommunications services described herein.

Respectfully submitted,

COX COMMUNICATIONS, INC.


Jimmy W. Hayes
Senior Vice President Finance and
Chief Financial Officer
Cox Communications, Inc.

Laura H. Phillips
David L. Martin
Dow, Lohnes & Albertson, PLLC
1200 New Hampshire Avenue, N.W.
Suite 800
Washington, D.C. 20036
(202) 776-2000

December 7, 1999

² Cox understands, however, that upon grant of this application it will be authorized, pursuant to Section 63.22(e)(2) of the Commission's rules, to exchange switched traffic carried over private lines with any carrier in Mexico that lacks market power as that term is defined in the FCC's international application rules.