

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: _____

Telecommunications
E Commerce
Technology
Corporate & Finance
Trademarks
Proprietary Rights
Complex Litigation
General Business Law

The Helein Law Group, P.C.

8180 Greensboro Drive
Suite 700
McLean, VA 22102

(703) 714-1300 (Telephone)
(703) 714-1330 (Facsimile)
mail@helein.com

Streamlined
TOUCH AMERICA, INC.

ITC-214-20000315-00218

Management Consulting Group
Global Telecompetition Consultants, Inc. (GTC)
(703) 714-1320 (Telephone)

Writer's Direct Dial Number
(703) 714-1313

March 15, 2000

Writer's E-mail Address
jmarashlian@helein.com

VIA HAND DELIVERY BY COURIER

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

Re: TOUCH AMERICA, INC.
*Application for Authority Under Section 214 of the Communications
Act to Resell International Switched Voice Telecommunications
Services*

Ladies and Gentlemen:

On behalf of Touch America, Inc., a non-dominant resale common carrier, we transmit herewith an original and five (5) copies of an application under Section 214 of the Communications Act and Section 63.01 of the FCC Rules to resell the services of other common carriers to provide switched voice telecommunications services from points located in the United States to enumerated points. Because Touch America, Inc. is classified as a non-dominant international carrier under the FCC's rules and policies, this application is subject to the FCC's streamlined processing procedures applicable to eligible Section 214 applications.

Also enclosed herewith is FCC Form 159 and a check in the amount of \$780.00, made payable to the "Federal Communications Commission," to cover the FCC filing fee associated with this application.

An extra copy of this letter and application also is enclosed. Please date-stamp the extra copy and return it to the courier for delivery to the undersigned.

Should there be any questions with respect to this application, please contact the undersigned.

Respectfully submitted,



Jonathan S. Marashlian

Enclosures

smh\246\214app.ltr

READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING

FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE

APPROVED BY OMB

3066-0569

(1) LOCKBOX # 358119

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)
THE NERVEN LAW GROUP, P.C.

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

(4) STREET ADDRESS LINE NO. 1
8180 GREENBORO DRIVE

(5) STREET ADDRESS LINE NO. 2
SUITE 700

(6) CITY
MELBORN

(7) STATE
VA

(8) ZIP CODE
22102

(9) DAYTIME TELEPHONE NUMBER (include area code)
(703) 714-1300

(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)

TOUCH AMERICA, INC

(12) STREET ADDRESS LINE NO. 1

130 E. MAIN STREET

(13) STREET ADDRESS LINE NO. 2

(14) CITY

ROUTE

(15) STATE

MT

(16) ZIP CODE

59901

(17) DAYTIME TELEPHONE NUMBER (include area code)

(406) 496-9100

(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)
COT

(24A) QUANTITY

(22A) FEE DUE FOR (PTC) IN BLOCK 20A
\$ 780.00

FCC USE ONLY

(23A) FCC CODE 1

(24A) FCC CODE 2

(19B) FCC CALL SIGN/OTHER ID

(20B) PAYMENT TYPE CODE (PTC)

(24B) 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)

(24C) 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)

(24D) 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

0521850650

(26) COMPLETE THIS BLOCK ONLY IF APPLICANT NAME IN B-11 IS DIFFERENT FROM PAYER NAME IN A-1

APPLICANT TIN

0810451108

SECTION E - CERTIFICATION

(27) CERTIFICATION STATEMENT
(PRINT NAME)
I, JONATHAN J. MARGONIAN,

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

[Signature]

(28) MASTERCARD/VISA ACCOUNT NUMBER

SECTION F - CREDIT CARD PAYMENT INFORMATION

EXPIRATION DATE

MONTH YEAR

MASTERCARD

MONTH YEAR

VISA

I hereby authorize the FCC to charge my VISA or MASTERCARD for this service(s) under account(s) herein described.

AUTHORIZED SIGNATURE

SEE PUBLIC BURDEN ESTIMATE ON REVERSE

FCC FORM 159 JULY 1997 (REVISED)

THE HELEIN LAW GROUP, P.C.

8180 GREENSBORO DRIVE SUITE 700
MCLEAN, VIRGINIA 22102

BBBT BRANCH BANKING & TRUST CO.
MCLEAN, VA 22102

68-531/560

5649

00005649

PAY SEVEN HUNDRED EIGHTY AND XX / 100 DOLLARS

03/15/00

AMOUNT \$ 780.00

TO THE
ORDER
OF
FCC



AUTHORIZED SIGNATURE

⑆005649⑆ ⑆056005318⑆5136293844⑆

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

In the Matter of the Application of:
Touch America, Inc.

For Authority, Pursuant to Section
214 of the Communications Act of 1934,
as Amended, to Resell Services of
Other Carriers to Provide Switched
Voice Telecommunications Services
from Points Located in the United
States to Enumerated International
Points

File No. ITC-

To: Chief, Common Carrier Bureau

APPLICATION UNDER
SECTION 214 OF THE COMMUNICATIONS ACT

Touch America, Inc. ("Touch America") hereby requests that the Commission issue a certificate authorizing Touch America to resell the international message toll services ("IMTS") of other common carriers from points located in the United States to international points covered by this application, pursuant to Section 214 of the Communications Act of 1934, as amended, and Section 63.18 of the Commission's Rules.

Touch America is a Montana corporation. The principal offices of Touch America are located at 130 E. Main St., Butte, Montana 59701.

Touch America will operate as a non-dominant common carrier subject to regulatory forbearance.

Touch America is legally, financially, and technically qualified to provide the service proposed in the instant application.

In support of Touch America's request for authorization, the following information is set forth pursuant to Section 63.01 of the Commission's rules and regulations:

(a) Name of Corporation:

Touch America, Inc.

Address:

130 E. Main St.
Butte, Montana 59701

Telephone:

(406) 496-5100

(b) Touch America is a corporation organized under the laws of the state of Montana.

(b) The name, address, citizenship, and principal business of the shareholders owning 10% or more of Touch America's common stock are as follows:

Name: Entech, Inc.
Percentage of ownership: 100%
Street Address: 16 E. Granite
City/State/Zip: Butte, Montana 59701
Citizenship: Corporation organized under the laws of the State of Montana, U.S.A.
Principal Business: Holding company

(d) Correspondence concerning this Application addressed to:

Name: Charles H. Helein
Title: Regulatory Counsel
Address: The Helein Law Group, P.C.
8180 Greensboro Drive, Sui
McLean, Virginia 22102
Telephone: (703) 714-1301

Copies of all such correspondence should also be sent to
Touch America's counsel:

Jonathan S. Marashlian
The Helein Law Group, P.C.
8180 Greensboro Drive, Suite 700
McLean, Virginia 22102
(703) 714-1313

- (e) Touch America has not previously received Section 214 authority.
- (f) Applicant is requesting Section 214 authority to operate as a resale carrier pursuant to the terms and conditions of 47 C.F.R. §63.18(e) (2).
- (g) The authority sought by this Application will be used to provide switched voice services from points within the United States to international points on a resale, non-facilities based basis by purchasing and reselling the international switched voice message toll services provided by facilities-based carriers.
- (h) Touch America does not have any affiliation with any U.S. carrier(s) whose facilities-based services will be resold.
- (i) Touch America is not seeking authorization for physical facilities.
- (j) Touch America is not directly or indirectly controlled by any foreign carrier nor does it have a controlling interest in any foreign carrier or in any entity that directly or indirectly controls or is controlled by a foreign carrier. Touch America has no affiliation with any foreign carrier.

(k) As President and COO of Touch America, I certify that Touch America has 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 Applicant may serve under the authority granted under Part 63 of the Rules and will not enter into such agreements in the future.


(l) As President and COO of Touch America, I certify that neither the Applicant, nor any officer, director, or shareholder holding 5% or more of the outstanding voting and/or non-voting stock of the corporate applicant is subject to a denial of federal benefits, including FCC benefits, pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 853a.

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

CONCLUSION

Touch America submits that the public interest, convenience, and necessity would be served by a grant of the authority requested in this Section 214 Application. Accordingly, Touch America respectfully requests that the Commission allow it to provide resold international switched voice telecommunications service pursuant to 47 C.F.R. § 63.18(e)(2).

Respectfully submitted,
Touch America, Inc.

By: 
Michael J. Meldahl
President and COO

Dated: March 15, 2000

Charles H. Helein
Jonathan S. Marashlian
The Helein Law Group, P.C.
8180 Greensboro Drive, Suite 700
McLean, Virginia 22102
Telephone: (703) 714-1300
Facsimile: (703) 714-1330