

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: \_\_\_\_\_

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BEFORE THE  
Federal Communications Commission  
WASHINGTON, D.C.

In the Matter of )  
Mountaineer Telecommunications, LLC )  
FRM/MELLON APR 03 2000 )  
Application for Authority Pursuant to Section )  
214 of the Communications Act of 1934, as )  
amended, for global authority to operate as )  
an international resale carrier )

File No. \_\_\_\_\_

APPLICATION

Mountaineer Telecommunications, LLC ("Mountaineer") hereby requests authority, pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and Section 63.18 of the Commission's rules, 47 C.F.R. § 63.18, to provide global international resale services between the United States and international points.

Mountaineer is a limited liability company organized under the laws of the state of West Virginia. Through its wholly-owned affiliates FiberNet, LLC, and FiberNet Telecommunications of Pennsylvania, LLC, Mountaineer plans to offer a variety of communications services to consumers, including international resale services. 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 choices and lowering prices. Thus, the public interest will be served by grant of Section 214 authority to Mountaineer.

**SECTION 63.18 INFORMATION**

In accordance with Section 63.18(e)(2) of the Commission's Rules, Mountaineer provides the following information:

(a) Name, address, and telephone number:

Mountaineer Communications, LLC  
211 Broad Street  
Charleston, WV 25301  
Tel. (304) 720-2175

(b) Mountaineer is a limited liability company organized under the laws of the state of West Virginia.

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

Scott Sawyer, Esq.  
Mountaineer Telecommunications, LLC  
222 Richmond Street  
Suite 206  
Providence, RI 02903  
Tel. (401) 490-6377

with a copy to:

Thomas Jones  
Sophie J. Keefer  
Willkie, Farr & Gallagher  
Three Lafayette Centre  
1155 21st Street, NW  
Washington, DC 20036  
Tel. (202) 328-8000

(d) Mountaineer holds no international Section 214 authorizations.

(e) Mountaineer requests Section 214 authority to operate as a resale carrier pursuant to Section 63.18(e)(2) of the Commission's rules. At this time, Mountaineer seeks no other international authorizations.

(f) Not applicable.

(g) Not applicable.

(h) Mountaineer's 10% or greater direct and indirect shareholders are as

follows:

Name	Address	Citizenship	Principal Business
Charter Communications VI, LLC <sup>1</sup>	12444 Powerscourt Drive, St. Louis, MO 63131	Delaware LLC	Cable Television
Blackstone TWF Capital Partners, LLC <sup>2</sup>	345 Park Avenue, 31 <sup>st</sup> Floor, New York, NY 10154	Delaware LLC	Venture Capital
RCF Competitive Telecom Investors, LLC <sup>3</sup>	1873 South Bellaire Street, Suite 1550, Denver, CO 80222	Colorado LLC	Telecommunications

Mountaineer has no interlocking directorates with any foreign carrier.

- (i) Mountaineer is not affiliated with any foreign carrier.
- (j) Mountaineer does not seek to provide international telecommunications services to any destination country in which it is a foreign carrier, controls a foreign carrier, or is affiliated with a foreign carrier.
- (k) Not applicable.
- (l) Not applicable.

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<sup>1</sup> Paul Allen, a United States citizen, is the only owner with a 10 percent or greater ownership interest in Charter Communications VI, LLC. He can be reached at Charter Communications VI, LLC, 12444 Powerscourt Drive, St. Louis, MO 63131.

<sup>2</sup> The entities with a ownership interest of 10 percent or greater in Blackstone TWF Capital Partners, LLC, are: the California Public Employees' Retirement System (CalPERS), Lincoln Plaza, 400 P Street, Suite 3492, Sacramento, CA 95814; the California State Teachers' Retirement System (CalSTRS), 7667 Folsom Boulevard, Suite 250, MS04, Sacramento, CA 95826; and the Public Employees' Retirement Association of Colorado, 1300 Logan Street, Suite 500, Denver, CO 80203. Each of these entities is a pension fund.

<sup>3</sup> The owners with an interest of 10 percent or greater in RCF Competitive Telecom Investors, LLC, are Robert C. Fanch, 1873 South Bellaire Street, Suite 1550, Denver, CO 80222 and Robert J. Shanahan, 313 Boston Post Road West, Suite 140, Marlboro, MA 01752. Both Mr. Fanch and Mr. Shanahan are United States citizens and are involved in the telecommunications industry.

(m) Not applicable.

(n) Mountaineer certifies that it agrees not 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 will not enter into such agreements in the future.


(o) Mountaineer certifies pursuant to Sections 1.2001 through 1.2003 of the Commission's Rules, 47 C.F.R. §§ 1.2001-1.2003, that no party to this application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 853a.

(p) This application qualifies for streamlined processing under Section 63.12 of the Commission's Rules, 47 C.F.R. § 63.12, because Mountaineer is not affiliated with any foreign carrier or with any dominant U.S. carrier whose international switched or private line services Mountaineer seeks to resell. Nor does Mountaineer seek to provide switched basic services over private lines to a country for which the FCC has not previously authorized the provision of switched services over private lines.

**CONCLUSION**

In conclusion, Mountaineer certifies that all of the information in this application is accurate and correct. For these reasons, Mountaineer respectfully requests that the Commission grant this application.

Respectfully submitted,

By: 

David L. Mayer  
General Counsel  
Mountaineer Communications, LLC  
211 Broad Street  
Charleston, WV 25301

March 29, 2000

**CERTIFICATE OF SERVICE**

I, Sophie J. Keefer, hereby certify that a copy of the foregoing "Application for Authority

Pursuant to Section 214 of the Communications Act of 1934, as Amended, for Global Authority to Operate as an International Resale Carrier" of Mountaineer Telecommunications, LLC, has been served by first class mail, postage prepaid, unless otherwise indicated, to the following parties:

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Federal Communications Commission  
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Dated April 3, 2000

  
Sophie J. Keefer