

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: _____

FCC/MELLOW

APR 04 2000

KELLEY DRYE & WARREN LLP

A LIMITED LIABILITY PARTNERSHIP

1200 19TH STREET, N.W.

SUITE 500

WASHINGTON, D.C. 20036

FACSIMILE

(202) 955-9792

NEW YORK, NY

LOS ANGELES, CA

CHICAGO, IL

STAMFORD, CT

PARISIPpany, NJ

(202) 955-9600

BRUSSELS, BELGIUM

HONG KONG

AFFILIATE OFFICES
BANGKOK, THAILAND

JAKARTA, INDONESIA

MANILA, THE PHILIPPINES

MUMBAI, INDIA

TOKYO, JAPAN

April 3, 2000

VIA COURIER

Federal Communications Commission
IB-Telecommunications Division
P.O. Box 358115
Pittsburgh, PA 15251-5115

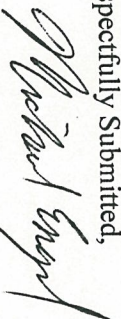
Re: Application of SNiP Link, LLC for Global Authority Pursuant
to Section 214 of the Communications Act of 1934, As Amended, To
Operate as an International Facilities-Based and Resale Carrier.

Dear Sir or Madam:

Enclosed for filing with the Commission are original and six (6) copies of the application of SNiP Link, LLC requesting global authority to operate as an international facilities-based and resale carrier between the United States and various international points pursuant to Section 214 of the Communications Act of 1934, as amended.

As required by the Commission's Rules, a check in the amount of \$780.00 is enclosed. Please date-stamp the extra copy of this application and return it in the enclosed self-addressed, stamped envelope. Any questions regarding the enclosed application should be addressed to the undersigned.

Respectfully Submitted,



Michael C. Engel
Counsel for SNiP Link, LLC

Enclosures

⑈006030⑈ ⑆054001220⑆2000034690853⑈

MEMO Chg. 010172.0001 Filing Fee

MP

Thomas K. Dent

Seven Hundred Eighty And No/100 ----- DOLLARS

Federal Communications Commission \$ 780.00

PAY TO THE ORDER OF

April 4, 2000

68-122/540 00480

006030

FIRST UNION NATIONAL BANK WASHINGTON, DC

KELLEY DRYE & WARREN LLP
1200 19TH STREET, N.W.
WASHINGTON, DC 20036

READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING

FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE

APPROVED BY OMB

3060-0539

(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)
Kelley Dye & Warren
1200 19th Street, N.W., Suite 500
(3) STREET ADDRESS LINE NO. 1
(9) STREET ADDRESS LINE NO. 2

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

(6) CITY
Washington, D.C.
(8) DAYTIME TELEPHONE NUMBER (include area code)
(202) 955-9600

(7) STATE
NJ
(11) COUNTRY CODE (if not in U.S.A.)

(9) ZIP CODE
20036

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)
SNIP Link, LLC
(12) STREET ADDRESS LINE NO. 1
100-A Twinbridge Drive
(13) STREET ADDRESS LINE NO. 2

(14) CITY
Pennsauken
(17) DAYTIME TELEPHONE NUMBER (include area code)
1-888-764-7600

(15) STATE
NJ
(16) ZIP CODE
07119

COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEETS (FORM 159-C)

SECTION C - PAYMENT INFORMATION

(18A) FCC CALL SIGN/OTHER ID
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\$ 780.00

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FCC USE ONLY

SECTION D - TAXPAYER INFORMATION (REQUIRED)

(25) PAYER TIN 0 1 3 5 3 3 5 1 0 7
APPLICANT TIN 0 2 2 3 6 0 2 4 4 7

SECTION E - CERTIFICATION

(27) CERTIFICATION STATEMENT
I, Michael Eysel, 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 Michael Eysel

SECTION F - CREDIT CARD PAYMENT INFORMATION

(29) MASTERCARD
VISA
EXPIRATION DATE: MONTH YEAR
AUTHORIZED SIGNATURE

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

In the Matter of

SNiP Link, LLC

Application Under Section 214
of the Communications Act of 1934,
as Amended, for Global Authority
for the Provision of Resold and Facilities-Based
International Switched and Private Line
Services Between the U.S. and Various
International Points

File No. ITC _____

APPLICATION

SNiP Link, LLC (“SNiP” or “Applicant”), by its attorneys and pursuant to Section 214 of the Communications Act of 1934, as amended (“the Act”), 47 U.S.C. § 214, hereby requests global authority to (1) operate as a facilities-based carrier pursuant to the terms and conditions of Section 63.18(e)(1) of the Commission’s Rules, 47 C.F.R. § 63.18(e)(1), to all foreign points as authorized by the Commission and (2) operate as a resale carrier pursuant to the terms and conditions of Section 63.18(e)(2) of the Commission’s Rules to all foreign points as authorized by the Commission.¹ 47 C.F.R. § 63.18(e)(2). SNiP has no affiliation with any foreign carrier in any of the destination countries for which authority is requested nor is SNiP

¹ With respect to the provision of switched services over private lines, SNiP seeks authority in this Application to provide such services only to (1) those locations specifically approved by the Commission for the provision of such services, or (2) as specified in Section 63.22(e)(2) and 63.23(d)(2) of the Commission’s Rules, 47 C.F.R. §§ 63.22(e)(2), 63.23(d)(2), which permit the use of future lines to provide switched access services where the carrier is exchanging traffic with a foreign carrier that lacks market power at the foreign end.

affiliated with any dominant U.S. carrier whose services SNiP may resell. Thus, pursuant to Section 63.10(a)(1) of the Commission's Rules, 47 C.F.R. § 63.10(a)(1), SNiP should be classified as a non-dominant carrier in its provision of international service on all routes. Furthermore, as explained herein, this Application is entitled to streamlined processing under Section 63.12 of the Commission's Rules. 47 C.F.R. § 63.12. According to the FCC's fee schedule, Fee Code CUT, a check in the amount of \$780.00 is attached hereto.

In support of its request for authority, SNiP submits the following information pursuant to Section 63.18 of the Commission's Rules, 47 C.F.R. 63.18:

- (a) The name, address and telephone number of the Applicant is:
SNiP Link, LLC
100-A Twinbridge Drive
Pennsauken, NJ 08110
1-888-764-7600
- (b) SNiP is a limited liability company organized under the laws of the State of New Jersey.
- (c) Correspondence concerning this Application should be addressed to:
Steven A. Augustino
KELLEY DRYE & WARREN LLP
1200 19th Street, N.W.
Suite 500
Washington, D.C. 20036
(202) 955-9600

with copies to:

Joseph Polito, Jr.
Director of Telecommunications Sales
SNiP Link, LLC
100-A Twinbridge Drive
Pennsauken, NJ 08110
(856) 662-8640


- (d) SNiP has not previously received Section 214 authority from the Commission.
- (e) SNiP is applying for authority to operate as a facilities-based carrier pursuant to the terms and conditions of Section 63.18(e)(1), of the Commission's Rules 47 C.F.R. § 63.18(e)(1) and as a resale carrier pursuant to the term and conditions of Section 63.18(e)(2) of the Commission's Rules. 47 C.F.R. § 63.18(e)(2). SNiP requests authority to serve all countries permitted under a grant of global authority. As evidenced by the certification provided in Attachment A, SNiP will comply with the terms and conditions contained in Sections 63.21, 63.22 and 63.23 of the Commission's Rules. 47 C.F.R. §§ 63.21-.23.
- (f) At this time, Applicant does not seek authority to provide service not referenced under paragraph (e) of Section 63.18 of the Commission's Rules. 47 C.F.R. § 63.18(e).
- (g) SNiP will use previously authorized facilities to provide the services requested by this Application. Consequently, SNiP is categorically excluded from environmental assessment pursuant to Section 1.1306 of the Commission's Rules. 47 C.F.R. § 1.1306.
- (h) SNiP is a New Jersey limited liability company. Messers Anthony Abate, Philip Abate, and Pete Cava each own 26.31 percent of the company. Mr. Ira Riklis owns 16.04 percent of the company. Messers Joseph Giacomelli and Marc Leibowitz each own 2.52 percent.
- (i) As evidenced by the certification attached hereto as Attachment A, SNiP is not affiliated with a foreign carrier.
- (j) As evidenced by the certification attached hereto as Attachment A, SNiP does not seek to provide international telecommunications service to any destination where: (1) SNiP is a foreign carrier in that country; (2) SNiP controls a foreign carrier in that country; (3) any entity that owns more than a 25% interest in SNiP, or controls SNiP, controls a foreign carrier in that country; or (4) two or more parties own, in the aggregate, more than 25% of SNiP and are parties to, or the beneficiaries of, a contractual relationship that affects the provision or marketing of international basic telecommunications services in the United States.
- (k) Not applicable; SNiP is not affiliated or otherwise related to any foreign carrier on any of the routes which SNiP proposes to provide service in this Application.
- (l) Not applicable; SNiP is not a foreign carrier and is not affiliated with a foreign carrier on any of the routes it proposes to resell international telecommunications service.
- (m) Not applicable; SNiP is not affiliated with any foreign carrier on any of the routes it proposes to provide service.

- (n) As evidenced by the certification provided in Attachment A, SNiP has not 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 sufficient market power on the foreign end of the route to affect competition adversely in the U.S. market and will not enter into such agreements in the future.
- (o) As evidenced by the certification provided in Attachment A, 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.
- (p) SNiP respectfully requests streamlined processing of this Application pursuant to Section 63.12 of the Commission's Rules. 47 C.F.R. § 63.12 This Application qualifies for streamlined processing for the following reasons: (1) SNiP is not affiliated with a foreign carrier on any route for which authority is sought; (2) SNiP is not affiliated with any dominant U.S. carrier whose international switched or private lines services it seeks to resell; and (3) SNiP is not requesting authority to provide switched service over private lines to countries not previously authorized for service by the Commission.

WHEREFORE, SNIP respectfully requests that the Commission grant it authority to provide international telecommunication services on a facilities and resale basis pursuant to Section 214 of the Communications Act of 1934, as amended.

Respectfully submitted,

SNIP Link, LLC

By: 

Steven A. Augustino
KELLEY DRYE & WARREN LLP
1200 19th Street, N.W.
Suite 500
Washington, D.C. 20036
(202) 955-9600
Counsel for SNIP Link, LLC

Dated: March 31, 2000

CERTIFICATE

The undersigned hereby certifies, on behalf of SNIp Link, LLC ("SNIp") with respect to the foregoing application for authority to provide international service, that:

1. SNIp is not affiliated with any foreign carrier in any of the countries to which SNIp proposes to provide service in the foregoing application.
2. SNIp will comply with the terms and conditions contained in Sections 63.21, 63.22, and 63.23 of the Commission's Rules. 47 C.F.R. §§ 63.21-23.
3. SNIp does not seek to provide international telecommunications service to any destination where: (1) SNIp is a foreign carrier in that country; (2) SNIp controls a foreign carrier in that country; (3) any entity that owns more than a 25% interest in SNIp, or controls SNIp, controls a foreign carrier in that country; or (4) two or more parties own, in the aggregate, more than 25% of SNIp and are parties to, or the beneficiaries of, a contractual relationship that affects the provision or marketing of international basic telecommunications services in the United States.
4. SNIp has not 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 sufficient market power on the foreign end of the route to affect competition adversely in the U.S. market and will not enter into such agreements in the future.
5. No party to this application is subject to a denial for Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 853(a).

By: _____

Title: Dir. Telecommunications

Date: _____

3/31/00