

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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May 3, 2000

VIA COURIER

Magalie Roman Salas, Secretary
Federal Communications Commission
International Bureau, Telecommunications Division
P.O. Box 358115
Pittsburgh, PA 15251-5115


Re: *Application of PF.Net Network Services Corp. 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 Between the United States and All Authorized International Points*

Dear Ms. Salas:

Enclosed for filing with the Commission are an original and six (6) copies of the application of PF.Net Network Services Corp. ("PF.Net") requesting global authority, pursuant to Section 214 of the Communications Act of 1934, as amended, to operate as an international facilities-based and resale carrier between the United States and all authorized international points. Concurrent with this filing, PF.Net is filing an electronic version of this application utilizing The International Bureau Electronic Filing System.

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. Should you have any questions, please do not hesitate to contact me.

Respectfully submitted,



Christopher R. Day

Counsel for PF.Net Network Services Corp.

Enclosures

cc: George Li (FCC)
Breck Blaylock (FCC)

331108.1

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

In the Matter of)
)
)

PF.Net Network Services Corp.

) File No. ITC - 214 - 2000 _____

) Application for Authority Pursuant to)
) Section 214 of the Communications Act)
) of 1934, as amended, for Global Authority)
) to Operate as an International)
) Facilities-Based and Resale Carrier)
) Between the United States and Various)
) International Points)
))
))

APPLICATION

PF.Net Network Services Corp. (“PF.Net” or “Applicant”), by its undersigned counsel, hereby requests global facilities-based authority and global resale 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 international facilities-based and resale telecommunications services between the United States and international points. Applicant requests streamlined processing pursuant to Section 63.12 of the Commission’s Rules because Section 63.12(c)(1)-(3) of the Commission’s Rules do not apply to Applicant.

I. Information Required by Section 63.18

PF.Net submits the following information, as required by Section 63.18 of the Commission’s Rules, in support of its request for Section 214 authorization:

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

PF.Net Network Services Corp.
1625 B Street
Washougal, WA 98671
(360) 835-4700 (Telephone)
(360) 835-4799 (Facsimile)

(b) Applicant is a corporation organized under the laws of the State of Delaware.

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

Christopher R. Day
SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K Street, NW, Suite 300
Washington, DC 20007-5116
(202) 424-7865 (Telephone)
(202) 424-7643 (Facsimile)

With a copy to:

Philip D. Wright, Esquire
Vice President, Legal
PF.Net Network Services Corp.
4133 Jasmine Court
Wichita, KS 67226
(316) 315-0032 (Telephone)
(316) 315-0032 (Facsimile)

(d) PF.Net has not previously received authority under Section 214 of the Act. Upon grant of this Application, PF.Net will become an authorized non-dominant facilities-based carrier and reseller with global authority, pursuant to Section 214 of the Act and the Commission's Rules.

(e) (1) PF.Net requests Section 214 authority to operate as a facilities-based carrier pursuant to Section 63.18(e)(1) of the Commission's Rules. PF.Net requests such authorization for all international routes authorized by the Commission. PF.Net certifies that it will comply with the terms and conditions of Sections 63.21 and 63.22 of the Commission's Rules.

(2) PF.Net also 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. PF.Net requests such authorization for all international routes

authorized by the Commission. PF.Net certifies that it will comply with the terms and conditions contained in Section 63.21 and 63.23 of the Commission's Rules.

(f) PF.Net seeks the authority to provide only the services referenced under paragraph (e) of Section 63.18 of the Commission's Rules.

(g) PF.Net is not seeking facilities-based authority pursuant to Section 63.18(e)(4) of the Commission's Rules, so this Section is not applicable.

(h) The following persons or entities hold a ten percent or greater direct or indirect ownership interest in the Applicant:

<u>Name/Address</u>	<u>% Held</u>	<u>Citizenship</u>	<u>Principal Business</u>
PF.Net Corp. 1625 B Street Washougal, WA 98671	100%	USA	Telecommunications

The following persons or entities hold a ten percent or greater, direct or indirect, ownership interest in PF.Net Corp.:

<u>Name/Address</u>	<u>% Held</u>	<u>Citizenship</u>	<u>Principal Business</u>
PF.Net Communications, Inc. 1625 B Street Washougal, WA 98671	100%	USA	Telecommunications

The following persons or entities hold a ten percent or greater, direct or indirect, ownership interest in PF.Net Communications, Inc.:

<u>Name/Address</u>	<u>% Held</u>	<u>Citizenship</u>	<u>Principal Business</u>
PF Telecom Holdings, LLC 1625 B Street Washougal, WA 98671	32%	USA	Telecommunications
Odyssey Investment Partners 280 Park Avenue West Tower, 38 th Floor New York, NY 10017	36%	USA	Investment
Koch Telecom Ventures, Inc. 4111 East 37 th Street North Wichita, KS 67220	32%	USA	Telecommunications

The following persons or entities hold a ten percent or greater, direct or indirect, ownership interest in PF Telecom Holdings, LLC:

<u>Name/Address</u>	<u>% Held</u>	<u>Citizenship</u>	<u>Principal Business</u>
John Warta 1625 B Street Washougal, WA 98671	51%	USA	Telecommunications

No other persons or entities hold a ten percent or greater, direct or indirect, ownership interest in PF Telecom Holdings, LLC.

No persons or entities hold a ten percent or greater, direct or indirect, ownership interest in Odyssey Investment Partners.

The following persons or entities hold a ten percent or greater, direct or indirect, ownership interest in Koch Telecom Ventures, Inc.

<u>Name/Address</u>	<u>% Held</u>	<u>Citizenship</u>	<u>Principal Business</u>
Koch Ventures, Inc. 4111 East 37 th Street North Wichita, KS 67220	100%	USA	Venture Capital Investments

The following persons or entities hold a ten percent or greater, direct or indirect, ownership interest in Koch Ventures, Inc.

<u>Name/Address</u>	<u>% Held</u>	<u>Citizenship</u>	<u>Principal Business</u>
Koch Capital Services, Inc. 4111 East 37 th Street North Wichita, KS 67220	100%	USA	Investments

The following persons or entities hold a ten percent or greater, direct or indirect, ownership interest in Koch Capital Services, Inc.:

<u>Name/Address</u>	<u>% Held</u>	<u>Citizenship</u>	<u>Principal Business</u>
Koch Industries, Inc. 4111 East 37 th Street North Wichita, KS 67220	100%	USA	Oil and Gas

The following persons or entities hold a ten percent or greater, direct or indirect, ownership interest in Koch Industries, Inc.:

<u>Name/Address</u>	<u>% Held</u>	<u>Citizenship</u>	<u>Principal Business</u>
Charles Koch 4111 East 37 th Street North Wichita, KS 67220	39.507%	USA	Oil and Gas
David Koch 4111 East 37 th Street North Wichita, KS 67220	39.954%	USA	Oil and Gas
Trof, Inc. 4111 East 37 th Street North Wichita, KS 67220	14.617%	USA	Investment

No other persons or entities hold a ten percent or greater, direct or indirect interest in Koch Industries, Inc.

No other persons or entities hold a ten percent or greater, direct or indirect interest in Trof, Inc.

PF.Net does not have any interlocking directorates with a foreign carrier.

- (i) PF.Net certifies that it is not a foreign carrier and that it is not currently affiliated with any foreign carriers.

- (j) Applicant certifies that it does not seek to provide international telecommunications service to any destination country where:

- (1) Applicant is a foreign carrier in that country; or
- (2) Applicant controls a foreign carrier in that country; or
- (3) Any entity that owns more than 25 percent of Applicant; or that controls Applicant, controls a foreign carrier; or
- (4) Two or more foreign carriers (or parties that control foreign carriers) own, in the aggregate, more than 25 percent of Applicant and are parties to, or the beneficiaries of, a contractual relation affecting the provision or marketing of international basic telecommunications services in the United States.

- (k) Applicant has not listed any countries in response to paragraph (j). Therefore, the requirements of paragraph (k) do not apply to the Applicant.

- (l) For the reasons set forth in paragraph (i), the requirements of paragraph (l) do not apply to the Applicant.
- (m) For the reasons set forth in paragraph (i), the requirements of paragraph (m) do not apply to the Applicant.
- (n) PF.Net certifies that it has not agreed, and will not agree in the future, 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 it will not enter into such agreements in the future.
- (o) PF.Net 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), 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) PF.Net qualifies for streamlined processing pursuant to Section 63.12 of the Commission's Rules. This application qualifies for streamlined processing because Applicant has no foreign affiliations, has no affiliation with a dominant U.S. carrier whose international switched or private line services Applicant seeks authority to resell, and does not seek authority to provide switched basic services over private lines to a country for which the Commission has not previously authorized the provision of such services.

II. Public Interest Considerations

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 options and lowering prices. Thus, the public interest will be served by the grant of Section 214 authority to PF.Net.

III. CONCLUSION

For the reasons stated above, PF.Net Network Services Corp. respectfully submits that the public interest, convenience, and necessity would be furthered by a grant of this Section 214 Application.

Respectfully submitted,



Christopher R. Day
SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K Street, N.W., Suite 300
Washington, D.C. 20007-5116
(202) 945-7500 (Tel.)
(202) 424-7643 (Fax)

Counsel for
PF.Net Network Services Corp.

Dated: May 3, 2000

CERTIFICATION OF APPLICANT

On behalf of PF.Net Network Services Corp., 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 belief and are made in good faith.

PF.Net Network Services Corp.

By:  _____

Name: Philip D. Wright _____

Title: Vice President, Legal

Date: May 2, 2000