

#416

Categories of Services for 214 Applications
(Streamlined/Non-streamlined)

- 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:

bedroom US - Hong Kong

- Singapore

- Taiwan

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

Danny Sun
Vice President
Wherever.net USA Inc.
626 Wilshire Blvd., Suite 700
Los Angeles, CA 90017
213-622-3396

and

Stephen R. Bell
Jennifer D. McCarthy
Willkie Farr & Gallagher
Three Lafayette Centre
1155 21st Street, N.W. Suite 600
Washington, D.C. 20036
(202) 328-8000

(d) WNET has not previously received authority under Section 214 of the Communications Act.

(e) WNET requests Section 214 authority to operate as a resale carrier pursuant to Section 63.18(e)(2) of the Commission's rules. WNET requests authorization in this application to serve Hong Kong, Singapore and Taiwan only. WNET will comply with the terms and conditions contained in Sections 63.21 and 63.22 of the Commission's rules.

(f) WNET seeks no other authorization in this application but is simultaneously filing a separate application to provide international resale services between the U.S. and all international points not included in the instant application.

(g) N/A

(h) WNET is a wholly-owned subsidiary of Wherever.net Holding Corporation, a Cayman Islands company, which is publicly traded on the NASDAQ National Market (NASDAQ: WNET). Wherever.net Holding Corporation is a holding company with its headquarters at Suites 4701 NatWest, Tower Times Square, 1 Matheson Street, Causeway Bay, Hong Kong. No person or entity directly or indirectly owns 10% or more of the equity of Wherever.net Holding Corporation. Johnny Lee, Chris Lee and Fernando Bensuaski, directors of WNET and Wherever.net Holding Corporation, are also directors of Wherever.net HK Limited, Wherever.net Singapore and Wherever Technology Corporation (discussed below).

(i) WNET is affiliated with Wherever.net HK Limited, a Hong Kong company, which holds a Public Non-Exclusive Telecommunication Service (PNET's) license issued by the Telecommunications Authority of Hong Kong. Wherever.net HK Limited is a wholly

- owned subsidiary of Wherever.net Holding Corporation. WNET is also affiliated with Wherever.net Singapore, a Singapore company which holds a Service-based Operator License (SBO) in Singapore. Wherever.net Singapore is also a wholly owned subsidiary of Wherever.net Holding Corporation. WNET is also affiliated with Wherever Technology Corporation, a Taiwan company, which holds a Type II operator license in Taiwan. Wherever Technology Corporation is 99.9% owned by Wherever.net Holding Corporation.
- (j) WNET seeks to provide international resale service to Hong Kong, Singapore and Taiwan. As noted above, WNET's affiliates hold telecommunications licenses in these three countries. Wherever.net HK Limited and Wherever.net Singapore are wholly-owned subsidiaries of Wherever.net Holding Corporation, which is also the parent company of WNET. Wherever Technology Corporation is 99.9% owned by Wherever.net Holding.
- (k) WNET's affiliated foreign carriers in Hong Kong, Singapore and Taiwan all lack market power in the markets they serve.
- (l) Pursuant to Section 63.10(a)(3) of the Commission's Rules, Wherever.net HK Limited, Wherever.net Singapore and Wherever Technology Corporation all lack market power and a 50% market share in the international transport and local access markets on the foreign end of the route.
- (m) WNET desires to be regulated as non-dominant for the provision of international service to Hong Kong, Singapore and Taiwan. WNET's foreign affiliates lack market power on the foreign end of the route to affect competition adversely in the U.S. market. Specifically, Wherever.net HK Limited, Wherever.net Singapore and Wherever Technology Corporation all lack a 50% market share in the international transport and local access markets on the foreign end of the route. Therefore, pursuant to Section 63.10(a)(3) of the Commission's Rules, WNET should presumptively be classified as non-dominant.
- (n) WNET certifies that it 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 market power on the foreign end of the route and will not enter into such agreements in the future.
- (o) Pursuant to Sections 1.2001 and 1.2003 of the Commission's rules, WNET certifies 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. See 21 U.S.C. 853(a).
- (p) WNET requests that its application be accorded streamlined processing pursuant to Section 63.12(c)(1)(ii) of the Commission's Rules since WNET qualifies for a presumption of non-dominance under Section 63.10(a)(3) of the Commission's Rules.

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

Respectfully submitted,
Wherever.net USA Inc.

By: 

Danny Sun
Vice President
626 Wilshire Blvd., Suite 700
Los Angeles, CA 90017

Stephen R. Bell
Jennifer D. McCarthy
Willkie Farr & Gallagher
Three Lafayette Centre
1155 21st Street, N.W. Suite 600
Washington, D.C. 20036

Counsel for Wherever.net USA Inc.

July 17, 2000

REMITTANCE ADVICE

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SPECIAL USE

FCC USE ONLY

(1) LOCKBOX # 358115

SECTION A - PAYER INFORMATION

(2) PAYER NAME (if paying by credit card, enter name exactly as it appears on your card)
Willkie Farr & Gallagher

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

(4) STREET ADDRESS LINE NO. 1
1455 21st Street, N.W.

(5) STREET ADDRESS LINE NO. 2
Suite 600

(6) CITY
Washington

(7) STATE
DC

(8) ZIP CODE
20036

(9) DAYTIME TELEPHONE NUMBER (include area code)
(202)429-4730

(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)
Whatever.net USA Inc.

(12) STREET ADDRESS LINE NO. 1
626 Wiltshire Boulevard

(13) STREET ADDRESS LINE NO. 2
Suite 700

(14) CITY
Los Angeles

(15) STATE
CA

(16) ZIP CODE
90017

(17) DAYTIME TELEPHONE NUMBER (include area code)
(213)622-3396

(18) COUNTRY CODE (if not in U.S.A.)

SECTION C - PAYMENT INFORMATION

(19A) FCC CALL SIGN/OTHER ID: C U T 1

(20A) PAYMENT TYPE CODE (PTC): C U T 1

(21A) QUANTITY: 1

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

(19B) FCC CALL SIGN/OTHER ID: [Blank]

(20B) PAYMENT TYPE CODE (PTC): [Blank]

(21B) QUANTITY: [Blank]

(22B) FEE DUE FOR (PTC) IN BLOCK 20B: \$ [Blank]

(19C) FCC CALL SIGN/OTHER ID: [Blank]

(20C) PAYMENT TYPE CODE (PTC): [Blank]

(21C) QUANTITY: [Blank]

(22C) FEE DUE FOR (PTC) IN BLOCK 20A: \$ [Blank]

(19D) FCC CALL SIGN/OTHER ID: [Blank]

(20D) PAYMENT TYPE CODE (PTC): [Blank]

(21D) QUANTITY: [Blank]

(22D) FEE DUE FOR (PTC) IN BLOCK 20A: \$ [Blank]

(19E) FCC CODE 1: [Blank]

(24E) FCC CODE 2: [Blank]

SECTION D - TAXPAYER INFORMATION (REQUIRED)

(25) PAYER TIN: 0 1 3 5 5 3 6 8 4 4

(26) COMPLETE THIS BLOCK ONLY IF APPLICANT NAMED IN B-11 IS DIFFERENT FROM PAYER NAME IN A-2
APPLICANT TIN: 0 9 5 4 6 9 4 4 2 7

SECTION E - CERTIFICATION

(27) CERTIFICATION STATEMENT
I, _____ (PRINT NAME) 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 _____

SECTION F - CREDIT CARD PAYMENT INFORMATION

(28) MASTERCARD/VISA ACCOUNT NUMBER: [Blank]

EXPIRATION DATE: MONTH [Blank] YEAR [Blank]

MASTERCARD [Blank] VISA [Blank]
I hereby authorize the FCC to charge my VISA or MASTERCARD for the service(s) authorized(s) herein described.
AUTHORIZED SIGNATURE: [Blank]