

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/MELO

AUG 18 2000

LEBOEUF, LAMB, GREENE & MACRAE

L.L.P.

A LIMITED LIABILITY PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

ONE COMMERCE PLAZA

SUITE 2020

99 WASHINGTON AVENUE

ALBANY, NY 12210-2820

(518) 626-9000

FACSIMILE: (518) 626-9010

LONDON
(A LONDON-BASED
MULTINATIONAL PARTNERSHIP)

PARIS

BRUSSELS

MOSCOW

RIYADH
(AFFILIATED OFFICE)

TASHKENT

BISHKEK

ALMATY

BEIJING

NEW YORK
WASHINGTON, D.C.
ALBANY
BOSTON
DENVER
HARRISBURG
HARTFORD
HOUSTON
JACKSONVILLE
LOS ANGELES
NEWARK
PITTSBURGH
SALT LAKE CITY
SAN FRANCISCO

August 15, 2000

RECEIVED

AUG 23 2000

Telecom Division
International Bureau

VIA PRIORITY U.S. MAIL

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

Re: Application of Plan B Communications, Inc. for
Section 214 Authority

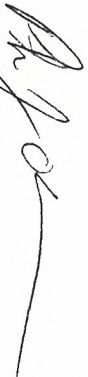
Dear Ms. Arbogast:

Pursuant to Section 63.20 of the Federal Communications Commission's (the "Commission's") Rules, enclosed please find the original and five (5) copies Plan B Communications, Inc.'s ("Plan B's") Application for Section 214 Authority. Specifically, Plan B requests authority to resell telecommunications services to all international points. Plan B also requests streamlined processing of its application pursuant to Section 63.12 of the Commission's Rules.

Also enclosed is the required Form 159 and a check in the amount of \$780.00. Please date-stamp the extra copy of this letter and return it in the enclosed self-addressed, postage-paid envelope.

Thank you in advance for your attention to this matter.

Sincerely,


Peter J. O'Connor

Enclosures

cc: Mr. Dennis M. McClure,
Brian T. Fitzgerald, Esq.

63439.1

READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING

FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE

Approved by OMB
3060-0589
Page No. of

(1) LOCKBOX #

A. PAYER INFORMATION

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

(3) TOTAL AMOUNT PAID (U.S. Dollars and cents)

(4) STREET ADDRESS LINE NO. 1

(7) STATE (8) ZIP CODE

(5) STREET ADDRESS LINE NO. 2

(6) CITY

RECEIVED

(9) DAYTIME TELEPHONE NUMBER (include area code)

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

FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED

(11) PAYER (FRN)

(12) PAYER (TIN)

IF PAYER NAME AND THE APPLICANT NAME ARE DIFFERENT, COMPLETE SECTION B
IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159 C)

(13) APPLICANT NAME

(14) STREET ADDRESS LINE NO. 1

(15) STREET ADDRESS LINE NO. 2

(16) CITY

(17) STATE

(18) ZIP CODE

(19) DAYTIME TELEPHONE NUMBER (include area code)

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

FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED

(21) APPLICANT (FRN)

(22) APPLICANT (TIN)

COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET

(23A) CALL SIGN/OTHER ID

(24A) PAYMENT TYPE CODE

(25A) QUANTITY

(26A) FEE DUE FOR (PTC)

(27A) TOTAL FEE

FCC USE ONLY

(28A) FCC CODE 1

(29A) FCC CODE 2

(23B) CALL SIGN/OTHER ID

(24B) PAYMENT TYPE CODE

(25B) QUANTITY

(26B) FEE DUE FOR (PTC)

(27B) TOTAL FEE

FCC USE ONLY

(28B) FCC CODE 1

(29B) FCC CODE 2

SECTION D CERTIFICATION

(30) CERTIFICATION STATEMENT
I, Peter S. O'Connor, certify under penalty of perjury that the foregoing and supporting information is true and correct to the best of my knowledge, information and belief. SIGNATURE [Signature] DATE August 13, 2000

SECTION E CREDIT CARD PAYMENT INFORMATION

(31)

☐ MASTERCARD

MASTERCARD/VISA ACCOUNT NUMBER:

EXPIRATION

☐ VISA

I hereby authorize the FCC to charge my VISA or MASTERCARD for the service(s)/authorization herein described.

SIGNATURE

DATE

(b) Plan B is a corporation organized under the laws of Delaware.

(c) All correspondence and communications concerning this filing should be directed to:

Brian T. Fitzgerald, Esq.
Peter J. O'Connor, Esq.
LeBoeuf, Lamb, Greene & MacRae, L.L.P.
One Commerce Plaza, Suite 2020
99 Washington Avenue
Albany, New York 12210
(518) 626-9000 (voice)
(518) 626-9010 (facsimile)

and

Mr. Dennis M. McClure
Vice President, Regulatory Affairs
Plan B Communications, Inc.
655 Shrewsbury Avenue, Suite 302
Shrewsbury, New Jersey 07702
(732) 345-7000 (voice)
(732) 530-3762 (facsimile)

(d) Plan B has not previously applied for, nor received, authority under Section 214.

(e) Plan B is herein requesting such Section 214 authority as may be required to resell the international services of authorized United States common carriers for the provision of international basic switched, private line, data, television and business services to all international points. Plan B will operate as a resale carrier only in accordance with the Commission's rules and regulations applicable thereto, particularly Sections 63.18(e)(2), 63.21 and 63.23.

(f) The following persons or entities directly or indirectly own or control 10% or more of the Applicant's Common Stock:

- 1) Mr. Jacob Dayan - 15.7%
- 2) Commonwealth Associates - 11.9%

Mr. Dayan is a United States citizen and there are no foreign persons or entities that directly or indirectly own or control 10% or more of Commonwealth Associates.

(g) Plan B certifies that it is not a foreign carrier and that it has no affiliation with a foreign carrier.

(h) Plan B certifies that does not seek to provide international telecommunications services to any destination country for which any of the following is true:

- 1) Plan B is a foreign carrier of that country;
- 2) Plan B controls a foreign carrier in that country;
- 3) any entity that owns more than 25% of Plan B, or that controls Plan B, controls a foreign carrier in that country; or
- 4) two or more foreign carriers (or parties that control foreign carriers) own, in the aggregate, more than 25% of Plan B 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.

(i) Plan B certifies that it has no affiliation with any United States carriers whose facilities-based services it proposes to resell (either directly or indirectly through the resale of another reseller's service).

(j) Plan B certifies that it has not, nor will it, agree 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 Plan B may serve under the authority granted pursuant to this request.

(k) In accordance with Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862 and Section 1.2001 - 1.2003 of the Commission's rules, Plan B certifies that it has never been denied any federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.

(l) Plan B requests streamlined processing pursuant to Section 63.12. Plan B qualifies for streamlined processing because it is not affiliated with any foreign carrier or any dominant United States carrier. In addition, Plan B does not seek authority to provide switched basic services over private lines to a county where the Commission has not previously authorized switched services over private lines.

WHEREFORE, in view of the information contained herein, it is respectfully submitted that Plan B is legally, technically and financially qualified to be authorized to provide service in accordance with the provisions of Section 63.18(e)(2) of the Commission rules and that grant of this application will serve the present and future public interest, convenience and necessity. Accordingly, Plan B Communications, Inc. requests that the Commission act favorably on this application.

Respectfully submitted,

LEBOEUF, LAMB, GREENE
& MacRAE, L.L.P.

By:


Brian T. Fitzgerald
Peter J. O'Connor

Its Attorneys

One Commerce Plaza, Suite 2020
99 Washington Avenue
Albany, New York 12210
(518) 626-9000

Date: August 15, 2000

VERIFICATION

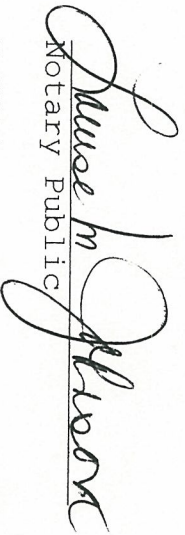
STATE OF XXXXX)
)
COUNTY OF XXXXX) ss:

Dennis M. McClure, being duly sworn, states that:

1. I am the Vice President, Regulatory Affairs of Plan B Communications, Inc.
2. I am familiar with Plan B Communications, Inc.'s Application for Authority Pursuant to Section 214 of the Communications Act, which will be filed with the Federal Communications Commission on or about August 3, 2000.
3. The statements of fact contained in the Application are true and correct to the best of my knowledge, information and belief.


Dennis M. McClure

Sworn to before me this
1 day of August, 2000.


Notary Public

AL 63372.1

LOUISE M. JOHNSON
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires July 10, 2005