

**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: _____

MILLER ISAR

REGULATORY CONSULTANTS

3220 UDDENBERG LANE, SUITE 4
GIG HARBOR, WASHINGTON 98335

TELEPHONE: 253.851.6700
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August 17, 2000

RECEIVED

AUG 23 2000
Telecom Division
International Bureau

STACEY A. KLINZMAN

Via Overnight Delivery

Ms. Magalie R. Salas, Esq., Secretary
Federal Communications Commission
445 12th Street S.W., Room TWD 204
Washington, D.C. 20554

RE: Tierra Telecom, Inc.- Section 214 Application

Dear Ms. Salas,;

Enclosed are an original and five (5) copies of Tierra Telecom, Inc.'s Application for Global Facilities-Based Authority, Switched Service Resale and Private-Line Resale Authority ("Application"), filed pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. Section 214, and Section 63.18 of the Rules of the Federal Communications Commission ("FCC"), 47 C.F.R. Section 63.18.

Also enclosed is a completed Fee Processing Form, FCC Form 159, and check made payable to the FCC in the amount of \$780.00 to cover the cost of filing this Application. This filing has been delivered via overnight delivery to the Federal Communications Commission c/o the Mellon Bank, Three Mellon Bank Center, 525 William Penn Way, 27th Floor, Room 153-2713, Pittsburgh, PA 15259-0001, Attention: Wholesale Lookbox Shift Supervisor. A separate copy of the Application for the International Bureau is enclosed.

Please acknowledge receipt of this filing by file-stamping the additional copy of the first page of the Application and returning it in the self-addressed stamped envelope provided for this purpose. Should you have any questions regarding this Application, please feel free to contact me.

Very truly yours,

Miller Isar


Stacey A. Klinzman
Senior Consultant

Enclosures

cc: Chief, International Facilities Division
International Bureau- Telecommunications
William von Helmolt, Tierra Telecom, Inc.

WASHINGTON, D.C.

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File No. I.T.C.

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International Bureau

APPLICATION FOR SECTION 214 CERTIFICATION

Tierra Telecom, Inc. (“Applicant” or “Tierra”) hereby requests authority, pursuant to Section 214 of the Communications Act of 1934, as amended, (“the Act”), 47 U.S.C. § 214 and § 63.18 *et seq.* of the rules and regulations of the Federal Communications Commission (“Commission”), to acquire and operate facilities of all U.S. common carriers and non-common carriers previously and subsequently authorized by the Commission, including any necessary foreign connecting facilities, for the purpose of providing telecommunications services between the United States and all foreign points permitted by the Commission. Applicant further requests authority to resell the international switched services and private-line services of authorized U.S. common carriers for the provision of international service to all permissible international points deemed by the Commission to afford equivalent resale opportunities to U.S. carriers. Applicant will operate the facilities it acquires and resells only in accordance with the Commission’s rules and regulations applicable thereto, particularly §§ 63.18(e)(1) and (2).

Pursuant to § 63.18 of the Commission's rules, 47 C.F.R. § 63.18, Applicant submits the following information in support of its Application for authority:

1. § 63.18(a). The name, address, telephone number and facsimile number of the Applicant are:

Tierra Telecom, Inc.
10509 Vista Sorrento Parkway, Suite 310
San Diego, California 92121

Telephone: 858.587.2200
Facsimile: 858.587.2215

2. § 63.18(b). The Applicant was organized under the laws of the State of California on August 25, 1998.

3. § 63.18(c). Correspondence concerning this Application should be addressed to:

Ms. Stacey A. Klinzman
Miller Isar.
3220 Uddenberg Lane, Suite 4
Gig Harbor, Washington 98335

Telephone: 253.851.6700
Facsimile: 253.851.6474

and

Mr. William von Helmolt
Tierra Telecom, Inc.
10509 Vista Sorrento Parkway, Suite 310
San Diego, California 92121

Telephone: 858.587.2200
Facsimile: 858.587.2215

4. § 63.18(d). The Applicant has not previously received authority under Section 214 of the Act.
5. § 63.18(e)(1) through (5). Applicant requests authority to operate as a facilities-based international carrier, pursuant to Section 214 of the Act and the Commission's Foreign Carrier Entry Order¹. The Applicant would acquire and operate international facilities for the provision of international switched service to those countries found by the Commission to provide equivalent resale opportunities. It will operate those facilities in accordance with the terms and conditions of §§ 63.18(e)(1) and 63.21 of the rules, as well as any other applicable rules and regulations of the Commission.

Applicant further requests authority pursuant to Section 214 of the Act to resell the international switched and private line services of authorized U.S. common carriers for the provision of international switched and basic private line services to all permissible international points deemed by the Commission to afford equivalent resale opportunities to U.S. carriers.

6. § 63.18(f). This Application is subject to the Commission's streamlined processing rules. The Applicant is a non-dominant carrier which qualifies for non-dominant regulation pursuant to § 63.12, 47 C.F.R. § 63.12, as it is not affiliated with a foreign carrier within the meaning of § 63.18(h)(1)(i) in a destination market for its facilities-based or resold services as set forth below.

¹ In the Matter of Market Entry and Regulation of Foreign-Affiliated Entities ("Report and Order"), IB Docket No. 95-22, FCC 95-475, 11 FCC Rcd. 3873 (1995).

7. § 63.18(g). Not applicable.

8. § 63.18(h)(1) and (3). By its executed certification attached hereto, Applicant hereby certifies that: it has no affiliation with foreign carriers, as defined in §§ 63.18(h)(1)(i) and (ii) of the Commission's Rules.

9. § 63.18(h)(2). Applicant's ownership is as follows:

Name: Daniel Najor
Address: 10509 Vista Sorrento Parkway, Suite 310
San Diego, California 92121
Ownership: 16 percent

(a Citizen of the United States)

Name: Dan Condrick
Address: 10509 Vista Sorrento Parkway, Suite 310
San Diego, California 92121
Ownership: 15 percent

(a Citizen of the United States)

Name: Manal Najor
Address: 10509 Vista Sorrento Parkway, Suite 310
San Diego, California 92121
Ownership: 13.3 percent

(a Citizen of the United States)

Name: Linda Host
Address: 10509 Vista Sorrento Parkway, Suite 310
San Diego, California 92121
Ownership: 13.3 percent

(a Citizen of the United States)

Name: Michael Hammand
Address: 10509 Vista Sorrento Parkway, Suite 310
San Diego, California 92121
Ownership: 13.3 percent

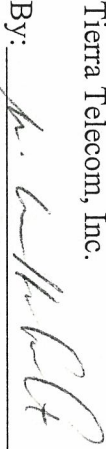
(a Citizen of the United States)

10. § 63.18(i). Applicant further certifies that it has not accepted, 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 U.S. and any foreign country which Applicant may serve under the authority granted pursuant to this Application.
11. § 63.18(i). Pursuant to 47 C.F.R. §§ 1.2001 through 1.2003, by certification attached hereto, Applicant certifies that no party to the Application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act on 1988, 21 U.S.C. § 853a.
12. Applicant will comply with the accuracy requirements of this section if authorized to provide international communications service.
13. As demonstrated herein, Applicant is legally and technically qualified to provide the services for which it requests authority. For the reasons stated above, Applicant submits that the public interest, convenience and necessity would be furthered by a grant of this Section 214 Application.

WHEREFORE, Tierra Telecom, Inc. respectfully requests that the Commission issue the requested Section 214 authorization for the purpose of providing global facilities-based telecommunications services and resold international switched and private-line services of authorized U.S. common carriers for the provision of international service to all permissible international points deemed by the Commission to afford equivalent resale opportunities to U.S. carriers.

Respectfully submitted, this 15th day of August, 2000.

Tierra Telecom, Inc.

By: 
Mr. William von Helmolt
Chief Operating Officer
Tierra Telecom, Inc.
10509 Vista Sorrento Parkway, Suite 310
San Diego, California 92121

Telephone: (858) 587-2200
Facsimile: (858) 587-2215

Miller Isar
3220 Uddenberg Lane, Suite 4
Gig Harbor, Washington 98335

Telephone: 253.851.6700
Facsimile: 253.851.6474

Applicant's Regulatory Consultants

CERTIFICATION OF APPLICANT

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, information and belief and are made in good faith. I hereby certify that Tierra Telecom, Inc. is not affiliated with any foreign carrier and is not affiliated with any facilities-based carrier whose services Tierra Telecom, Inc. intends to resell. I hereby certify that Tierra Telecom, Inc. will not accept special concessions directly or indirectly from any foreign carrier or administration with respect to traffic or revenue flows between the U.S. and any foreign country which Tierra Telecom, Inc. may serve under the authority granted under this part. I also hereby certify that no party to the foregoing Application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act on 1988, 21 U.S.C. § 853a.

Dated this 15th day of August, 2000.

Tierra Telecom, Inc.

By: *Mr. William von Helmolt*
Mr. William von Helmolt
Chief Operating Officer
Tierra Telecom, Inc.
10509 Vista Sorrento Parkway, Suite 310
San Diego, California 92121

Telephone: (858) 587-2200
Facsimile: (858) 587-2215

Subscribed and sworn to before me this 15th day of August, 2000.

M. Anderson
Printed Name: M. Anderson
Notary Public in and for the State of California
Residing at San Diego, CA
My commission expires: Feb 9, 2003

