

FCC/MELLON

NOV 06 2000

LAW OFFICES OF THOMAS K. CROWE, P.C.

2300 M STREET, N.W.
SUITE 800
WASHINGTON, D.C. 20037

TELEPHONE (202) 973-2890
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RECEIVED

NOV 13 2000

Telecom Division
International Bureau

Streamlined ITC-214-20001106-00699
CITYCOM TELECOMMUNICATIONS, INC.

BY HAND

Federal Communications Commission
International Bureau - Telecommunications
P.O. Box 358115
Pittsburgh, PA 15251-5115

Re: Section 214 Global Facilities-Based and Resale
Application: CityCom Telecommunications Inc.

Dear Sir or Madam:

Please find enclosed an original and six (6) copies of CityCom Telecommunications Inc.'s Application for Section 214 Global Facilities-Based and Resale Authority.

Also enclosed is FCC Form 159 and a check in the amount of \$815.00 payable to the "Federal Communications Commission" to cover the requisite filing fee. Please file-stamp and return the extra copy of this filing in the self-addressed, stamped envelope enclosed for this purpose.

Questions regarding this filing should be directed to the undersigned.

Sincerely,



Thomas K. Crowe
Tania J. Cho,
Counsel for CityCom
Telecommunications Inc.

Enclosures

Look for gray background on the front of this check, and the ImageSafe® logo on back. If not present, do not cash.

1075

CityCom Telecommunications, INC.
2140 TRAYWICK CHASE
ALPHARETTA, GA 30004

DATE 11/2/00 \$ 815.00
64-5/6/10 GA 78

PAY TO THE ORDER OF Federal Communications Commission \$ 815.00

Eight Hundred & Fifteen ⁰⁰/₁₀₀ DOLLARS



ACH R/T 061000052

FOR FCC Section 214 APP.

⑈001075⑈ ⑈061000052⑈ 003274999305⑈

MP

READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING

FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE

Approved by OMB
3060-0589
Page No 1 of 1

(1) LOCKBOX #
35811

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) (3) TOTAL AMOUNT PAID (U.S. Dollars and cents)
 City City Co Intl Telclom Intlclatidionsl Intlcl 8115.0101
 (4) STREET ADDRESS LINE NO. 1
 3915 Marclonh Dirlye
 (5) STREET ADDRESS LINE NO. 2
 Suite 200
 (6) CITY
 Alpbheltla (7) STATE (8) ZIP CODE
 GA 301015
 (9) DAYTIME TELEPHONE NUMBER (include area code) (10) COUNTRY CODE (if not in U.S.A.)
 678-5273300 11

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

(11) PAYER (FRN) (12) PAYER (TIN)
 58256110B

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
 815.0101 815.0101
 (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, Tania J. Cho 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 DATE 11/6/00

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 _____

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NOV 13 2000

Telecom Division
International Bureau

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

In the Matter of)
)
CITYCOM)
TELECOMMUNICATIONS INC.)
)

Application for Authority Pursuant to) File No. _____
Section 214 of the Communications Act)
of 1934, as Amended, to Provide)
International Facilities-Based Services,)
and International Switched Resale)
Services, on a Global Basis)

APPLICATION OF CITYCOM TELECOMMUNICATION INC.

CityCom Telecommunications Inc. ("CityCom" or "Applicant") hereby applies for authority pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214 (1999) ("Act"), and Section 63.18 of the Commission's Rules, 47 C.F.R. § 63.18 (1999), for authority to provide international facilities-based services and international switched resale services on a global basis.

A grant of this application will enable CityCom to enter into the global competitive telecommunications marketplace. This will further the Commission's pro-competitive policies and serve the public interest by bringing the benefits of increased customer choice and alternative services by new entrants to the international marketplace. *RCA Communications, Inc. v. F.C.C.*, 346 U.S. 86 (1953); and *Telocator Network of America v. F.C.C.*, 691 F.2d 525 (D.C. Cir. 1982).

CityCom is eligible for streamlined processing under Section 63.12 of the Commission's Rules, 47 C.F.R. § 63.12 (1999), and has no affiliation within the meaning of Section 63.18(i)

with a foreign carrier, 47 C.F.R. § 63.18(i) (1999).

As required by Section 63.18 of the Commission's Rules, CityCom submits the following information:

- (a) Name, address and telephone number of Applicant:
CityCom Telecommunications Inc.
3955 Marconi Drive
Suite 200
Alpharetta, GA 30005
(678) 527-3300 Telephone

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

- (c) Correspondence concerning this Application should be addressed to:
Thomas K. Crowe
Tania J. Cho
Law Offices of Thomas K. Crowe, P.C.
2300 M Street, N. W., Suite 800
Washington, D.C. 20037
(202) 973-2890 Telephone

with a copy to:

Douglas A. Davisson
Chief Operating Officer
CityCom Telecommunications Inc.
3955 Marconi Drive
Suite 200
Alpharetta, GA 30005
(678) 527-3300 Telephone

- (d) CityCom has not previously received authority under Section 214 of the Act.
- (e) (1) Global Facilities-Based Authority:
 - (i) CityCom requests authority to operate as a facilities-based

carrier pursuant to the terms and conditions of Section 63.18(e)(1), 47 C.F.R. § 63.18(e)(1)

(1999). The authority requested is to acquire interests in all appropriately licensed U.S. common carrier and non-common carrier facilities, and any necessary overseas connecting facilities as needed, to provide international basic, switched, private line, data, television and business services to all international points, except to those points indicated on the Commission's exclusion list.

(ii) Not applicable.

(iii) See attached Certification.

(e) (2) Global Resale Authority:

(i) CityCom requests authority to resell the international services of authorized U.S. common carriers for the provision of international basic switched, private line, data, television and business services to all international points pursuant to the terms and conditions of Section 63.18(e)(2), 47 C.F.R. § 63.18(e)(2) (1999).

(ii) See attached Certification.

(f) At this time, CityCom seeks no other authorization available under Section 63.18(e).

(g) Not applicable.

(h) The following individuals or entities hold a ten percent (10%) or greater ownership interest

in CityCom:

<u>Name/Address</u>	<u>% of Shares</u>	<u>Citizenship</u>	<u>Principal Occupation/Business</u>
John Dabnor 3955 Marconi Drive Suite 200 Alpharetta, GA 30005	25.5%	U.S.	CEO, CityCom Telecommunications Inc.

<u>Name/Address</u>	<u>% of Shares</u>	<u>Citizenship</u>	<u>Principal Occupation/Business</u>
Douglas A. Davisson 3955 Marconi Drive Suite 200 Alpharetta, GA 30005	25.5%	U.S.	COO, CityCom Telecommunications Inc.
HCG Holdings, LLC 619 Severen Avenue Suite 302 Annapolis, MD 21403	14%	U.S.	Business Consultants
JEB Partners, L.P. 2 International Place Boston, MA 02110	14.56%	U.S.	Venture Capitalists
JEB Partners, Ltd. 2 International Place Boston, MA 02110	13.44%	U.S.	Venture Capitalists
(i)			<i>See attached Certification.</i>
(j)			<i>See attached Certification.</i>
(k)			Not applicable.
(l)			Not applicable.
(m)			Not applicable.
(n)			<i>See attached Certification.</i>
(o)			<i>See attached Certification.</i>
(p)			CityCom requests and qualifies for streamlined processing pursuant to Section 63.12, 47 C.F.R. § 63.12 (1999).

For the reasons stated herein, CityCom respectfully submits that the public interest, convenience and necessity would be furthered by grant of this application.

Respectfully submitted,

By:



Thomas K. Crowe
Tania J. Cho,

LAW OFFICES OF THOMAS K. CROWE,
P.C.

2300 M Street, N.W., Suite 800
Washington, D.C. 20037
(202) 973-2890 Telephone .

COUNSEL FOR CITYCOM
TELECOMMUNICATIONS INC.

November 6, 2000

CERTIFICATIONS OF APPLICANT

On behalf of CityCom Telecommunications Inc. ("CityCom") and in accordance with Sections 63.01 et seq., of the Commission's Rules, 47 C.F.R. §§ 63.01 et seq. (1999) and Sections 1.2001-1.2003 of the Commission's Rules, 47 C.F.R. §§ 1.2001-1.2003 (1999), I hereby certify the following:

Pursuant to Sections 63.18(e)(1)(iii) of the Commission's Rules, 47 C.F.R. § 63.18(e)(1)(iii), CityCom will comply with the terms and conditions contained in Sections 63.21 and 63.22, 47 C.F.R. §§ 63.21, 63.22 (1999).

Pursuant to Section 63.18(e)(2)(iii) of the Commission's Rules, 47 C.F.R. §, 63.18(e)(2)(iii), CityCom will comply with the terms and conditions contained in Sections 63.21 and 63.23, 47 C.F.R. §§ 63.21, 63.23 (1999).

Pursuant to Section 63.18(i) of the Commission's Rules, 47 C.F.R. § 63.18(i) (1999), CityCom is neither a foreign carrier nor affiliated with a foreign carrier as defined by the Commission's Rules.

Pursuant to Section 63.18(j) of the Commission's Rules, 47 C.F.R. § 63.18(j) (1999), CityCom does not intend to provide international telecommunications services to a destination country for which: (1) CityCom is a foreign carrier in that country; or (2) CityCom controls a foreign carrier in that country; or (3) any entity that owns more than 25 percent of CityCom 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 percent of CityCom and are parties to, or the beneficiaries of, a contractual relation (*e.g.*, a joint venture or market alliance) affecting the provision or marketing of international basic telecommunications services in the United States.

Pursuant to Section 63.18(n) of the Commission's Rules, 47 C.F.R. § 63.18(n) (1999), CityCom has not agreed to accept any concessions directly or indirectly from any foreign carrier or administration with respect to traffic or revenue flow between the United States and various international points under the authority granted under Section 214 of the Communications Act of 1934, as amended, and the Commission's Rules, and will not agree to enter into such agreements in the future.

Pursuant to Sections 1.2001-1.2003 of the Commission's Rules, 47 C.F.R. §§ 1.2001-1.2003 (1999), neither CityCom, its officers and directors, nor any party with a 5% or greater interest in CityCom, are subject to a denial of the Federal benefits requested herein pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988. *See* 21 U.S.C. § 853(a) (1999). The statements in the foregoing application are true, complete, and correct to the best of my knowledge and are made in good faith.


CITYCOM TELECOMMUNICATIONS INC.

By: _____

Name: _____

Title: _____

Date: _____



Douglas A. Duvissa
C.O. D.
11/2/00

CivCom Telecommunications Inc.

1. The following individuals hold a ten percent (10%) or greater ownership interest in HCG Holdings, LLC.

<u>Name/Address</u>	<u>% of Shares</u>	<u>Citizenship</u>	<u>Principal Business</u>
Keith Dunleavy 619 Severn Avenue Suite 302 Annapolis, MD 21403	83%	US	Business Development Consulting and Money Management
C. Grey McLean 619 Severn Avenue Suite 302 Annapolis, MD 21403	12%	US	Business Development Consulting

2. The following individual holds a ten percent (10%) or greater ownership interest in JEB Partners, L.P.

<u>Name/Address</u>	<u>% of Shares</u>	<u>Citizenship</u>	<u>Principal Business</u>
James E. Besser 2 International Place 24 th Floor Boston, MA 02110	14.2%	US	Money Management

3. No individuals own a ten percent (10%) or greater ownership interest in JEB Investments, Ltd.

December 1, 2000