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JAN 24 2001

Telecom Division
International Bureau

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554

FCC INTEL DIV
BEFORE THE

JAN 17 2001

In the Matter of

DYNEGY CONNECT, L.P.
Application of Authority Under Section
214 of the Communications Act of 1934,
as Amended, to Operate as a
Facilities-Based Carrier and as a Resale
Carrier for the Provision of International
Switched and Private Line Services
to All International Points

Streamlined ITC-214-20010117-00029
DYNEGY CONNECT, L.P.

Packet No. _____

APPLICATION

Dynegy Connect, L.P. (“Dynegy” or “Applicant”), by its attorneys and pursuant to Section 214 of the Communications Act of 1934, as amended (“the Act”), 47 U.S.C. §214, hereby requests authority to (1) operate as a facilities-based carrier pursuant to Section 63.18 (e)(1) of the Commission’s Rules on all routes; (2) operate as a resale carrier pursuant to Section 63.18 (e)(2) of the Commission’s Rules on all routes, as Dynegy is not affiliated with any foreign carrier.

Pursuant to Section 63.18 of the Commission’s Rules, Dynegy sets forth the following information in support of this Application:

- (a) The name, address, and telephone number of the Applicant is:
 Dynegy Connect, L.P.
 2821 South Parker Road, Suite 700
 Aurora, CO 80014
 Telephone: 303-256-6100

- (b) Dynegy is limited partnership formed under the laws of Delaware.
- (c) Correspondence concerning this Application should be sent to:

David A. Bryson
Senior Manager, Telecommunications Regulatory Affairs
Dynegy Connect, L.P.
2821 South Parker Road, Suite 700
Aurora, CO 80014
(303) 256-6100

with copies to:

Steven A. Augustino
Melissa S. Conway
Katherine E. Barker
Kelley, Drye & Warren, LLP
1200 19th Street, NW, Suite 500
Washington, DC 20036
(202) 955-9600

- (d) Dynegy has never applied for nor been granted authority under Section 214.
- (e) For all locations for which authority is requested in this Application, Dynegy is applying for authority to operate as a facilities-based carrier pursuant to Section 63.18(e)(1) of the Commission's Rules, and as a resale carrier pursuant to Section 63.18(e)(2) of the Commission's Rules. As evidenced by the certification provided in Attachment A, Dynegy certifies that it will comply with the terms and conditions contained in Section 63.21, 63.22, 63.23 of the Commission's Rules.

(f) No response required.

(g) Dynegy will use previously authorized facilities to provide its facilities-based services and thus this Application is categorically excluded from environmental assessment pursuant to Section 1.1306 of the Commission's Rules.

(h) (1) Dynegy, Inc. owns, directly or indirectly, seventy nine (79%) of the Applicant.

Dynegy, Inc.
1000 Louisiana, Suite 5300
Houston, TX 77002-5050
713-507-6400
800-922-2104
Citizenship – United States
Principal Business: Energy

The following persons or entities either directly or indirectly hold ten percent (10%) or greater interest in Dynegy, Inc.:

Chevron U.S.A., Inc.
Chevron Tower
1301 McKinney
Houston, TX 77010
713-754-2000
Citizenship – United States
Principal Business: Energy
Ownership Percentage: 24.6%

(2) Telstra Wholesale, Inc. owns twenty percent (20%) of the Applicant.

Telstra Wholesale, Inc.
701 Gateway Blvd.
South San Francisco, CA 94080
Citizenship – United States
Principal Business: Telecommunications

Telstra Corporation, Ltd. indirectly holds 100% of Telstra Wholesale, Inc.'s stock.

Telstra Corporation Ltd.
213 Elizabeth Street
Sydney, NSW, Australia 2000
Citizenship – Australian
Principal Business: Telecommunications
Ownership Percentage: 100%

The Australian Government holds fifty and one tenth percent (50.1%) of Telstra Corporation Ltd., and therefore is deemed to be a ten percent (10%) or greater shareholder of the Applicant. No other persons or entities own ten percent (10%) or greater interest in Telstra Corporation Ltd.

There are no interlocking directorates with foreign carriers in the countries for which authority is requested.

- (i) Dynegy has no affiliation with a foreign carrier.
- (j) Dynegy has no affiliation with a foreign carrier.
- (k) Not Applicable.
- (l) See response to (m) below.
- (m) Dynegy qualifies for a presumption of non-dominant treatment under Section 63.10(a)(1) for all foreign destinations, as Dynegy does not have any affiliation with any foreign carriers.
- (n) As evidenced by the certification provided in Attachment A, Dynegy has not agreed to accept any special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses sufficient market power on the foreign end of the route to affect competition adversely in the U.S. market and will not enter into such agreements in the future.

(o) As evidenced by the certification provided in Attachment A, no party to this Application is subject to denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.

(p) This Application qualifies for streamlined treatment under Section 63.12 of the Commission's Rules because Dynegy is not affiliated with any foreign carriers on any route for which authority is sought, nor is Dynegy affiliated with any dominant U.S. carriers whose international services Dynegy is seeking to resell. In addition, this Application is eligible for streamlined processing because Dynegy is not requesting authority to provide switched access services over private lines to countries not previously authorized for this service. As a result, the requirements of Section 63.12 (c) are satisfied.

CONCLUSION

For all the foregoing reasons, Dynegy respectfully requests that the Commission grant the request for international section 214 authorization requested in this Application.

Respectfully submitted,

DYNEGY CONNECT, L.P.

By: 

Steven A. Augustino, Esq.
Melissa S. Conway, Esq.
Katherine E. Barker, Esq.
Kelley, Drye & Warren, LLP
1200 19th Street NW, Suite 500
Washington, DC 20036
(202) 955-9600

Its Attorneys


Dated: January 17, 2001

ATTACHMENT A

CERTIFICATE

The undersigned hereby certifies, on behalf of Dynegy Connect, L.P. ("Dynegy"), with respect to the foregoing application for authority to provide international service that:

1. Dynegy is not affiliated with any foreign carrier in any of the countries to which Dynegy proposes to provide service in the foregoing application.
2. Dynegy will comply with the terms and conditions contained in Sections 63.21, 63.22, and 63.23 of the Commission's Rules.
3. Dynegy 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 sufficient market power on the foreign end of the route to affect competition adversely in the U.S. market and will not enter into such agreements in the future.
4. No party to this Application is subject to denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. §862.

By: 

David A. Bryson
Senior Manager,
Telecommunications Regulatory Affairs
Dynegy CLEC Communications, Inc.
2821 South Parker Road, Suite 700
Aurora, CO 80014

READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING

FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE

APPROVED BY OMB

3060-0589

(1) LOCKBOX # 358115

PAGE NO. 1 OF 1

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)

Kelley Drye & Warren LLP

(3) TOTAL AMOUNT PAID (dollars and cents)
\$ 815.00

(4) STREET ADDRESS LINE NO. 1

1200 19th Street, N.W.

(5) STREET ADDRESS LINE NO. 2

Suite 500

(6) CITY

Washington

(7) STATE

DC

(8) ZIP CODE

20036

(9) DAYTIME TELEPHONE NUMBER (include area code)

(202) 955-9600

(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)

Dynegy Connect, LP

(12) STREET ADDRESS LINE NO. 1

2821 South Parker Rd., Suite 700

(13) STREET ADDRESS LINE NO. 2

(14) CITY

Aurora

(15) STATE

CO

(16) ZIP CODE

80014

(17) DAYTIME TELEPHONE NUMBER (include area code)

(303) 256-6100

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

COMPLETE SECTION C FOR EACH SERVICE; IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEETS (FORM 159-C)

SECTION C - PAYMENT INFORMATION

(19A) FCC CALL SIGN/OTHER ID

C U T

(20A) PAYMENT TYPE CODE (PTC)

1

(20A) FEE DUE FOR (PTC) IN BLOCK 20A

\$ 815.00

FCC USE ONLY

(23A) FCC CODE 1

(24A) FCC CODE 2

(19B) FCC CALL SIGN/OTHER ID

(20B) PAYMENT TYPE CODE (PTC)

(21B) QUANTITY

(23B) FEE DUE FOR (PTC) IN BLOCK 20B

FCC USE ONLY

(23B) FCC CODE 1

(24B) FCC CODE 2

(19C) FCC CALL SIGN/OTHER ID

(20C) PAYMENT TYPE CODE (PTC)

(21C) QUANTITY

(23C) FEE DUE FOR (PTC) IN BLOCK 20C

FCC USE ONLY

(23C) FCC CODE 1

(24C) FCC CODE 2

(19D) FCC CALL SIGN/OTHER ID

(20D) PAYMENT TYPE CODE (PTC)

(21D) QUANTITY

(23D) FEE DUE FOR (PTC) IN BLOCK 20D

FCC USE ONLY

(23D) FCC CODE 1

(24D) FCC CODE 2

SECTION D - TAXPAYER INFORMATION (REQUIRED)

(23) COMPLETE THIS BLOCK ONLY IF APPLICANT NAMED IN #1-18 IS DIFFERENT FROM PAYER NAME (A-K)

(25) PAYER TIN

0 1 3 5 3 3 5 1 0 7

APPLICANT TIN

SECTION E - CERTIFICATION

(27) CERTIFICATION STATEMENT
I, Winafred R. Brantl

(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 *Winafred R. Brantl*

SECTION F - CREDIT CARD PAYMENT INFORMATION

(28)

MASTERCARD/VISA/ACCOUNT NUMBER:

[Empty credit card number field]

EXPIRATION DATE:

[Empty expiration date field]

MASTERCARD

MONTH

YEAR

VISA

AUTHORIZED SIGNATURE

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

SEE PUBLIC BURDEN ESTIMATE ON REVERSE

FCC FORM 159 JULY 1997 (REVISED)

KELLEY DRYE & WARREN LLP

1200 19TH STREET, N.W.
WASHINGTON, DC 20036

006518

15-122/540
BRANCH 00480

PAY
TO THE
ORDER OF

DATE 1/17/01

Federal Communications Commission \$ 815.00

Eight hundred fifteen and no/100 ----- DOLLARS

 Security features included. Details on back.



First Union National Bank

R/T 054001220

Karen K. Lambert MP

⑈00006518⑈ ⑆054001220⑆ 2000034690853⑈

DETACH AND RETAIN THIS STATEMENT
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW. IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.
KELLEY DRYE & WARREN LLP

DATE	DESCRIPTION	AMOUNT
1/17/01	Charge 013146.001/04/16 for Dynege Connect, LP--214 filing FRN: 0004-0745-89	\$815.00