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Telecom Division  
International Bureau

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

APR 16 2001

Streamlined  
PREXAR LLC

ITC-214-20010402-00176

**PREXAR LLC**

**Application Pursuant to Section 214 for Global  
Authority to Provide International Facilities-  
Based and Resale Services**

**APPLICATION FOR SECTION 214 AUTHORIZATION**

Prexar LLC ("Prexar") hereby applies, pursuant to Section 214 of the Communications Act of 1934, for global authority to provide facilities-based and resale services pursuant to 47 C.F.R. §63.18(e)(1)(2) and (4). The proposed services will include international basic switched, non-interconnected private line, data, television, and business services to all international points. These services will also include international basic switched services via private lines to all authorized countries.

This Application qualifies for streamlined processing pursuant to Section 63.12 of the Commission's Rules because Aliant certifies, by signature to this application, that it is not disqualified by any exception to the streamlined process provided in §63.12(c). Additionally, Prexar qualifies for non-dominant status on all proposed routes to destination countries, as it has no affiliations with a foreign carrier and itself is not a foreign carrier in any other country.

By granting this application, the Commission will serve the public interest, convenience and necessity by promoting competition in the international services market. Competition will benefit U.S. consumers by increasing service options and lowering prices.

The following information is provided in compliance with Section 63.18 of the Commission's

Rules:

a - c. Prexar is a limited liability company organized under the laws of the State of Maine.

Correspondence concerning this Application should be directed to:

Mark Hazzard  
Prexar LLC  
40 Summer Street  
Bangor, ME 04401  
(207) 974-4312

and

William S. Harwood  
Karin L. Larson  
Verrill & Dana, LLP  
One Portland Square  
Portland, ME 04102-0586  
(207) 774-4000

- d. Prexar is not currently authorized under Section 214 of the Communications Act.
- e. Prexar is requesting Section 214 authority to operate as a global facilities-based and resale carrier, pursuant to terms and conditions of 47 C.F.R. § 63.18(e)(1), (2) & (4), for the provision of international basic switched, non-interconnected private line, data, television, and business services to all international points. Prexar also requests authority to provide international basic switched services via private lines to all authorized countries. Prexar certifies, by signature to this application, that it will comply with the conditions set forth in 47 C.F.R. §§ 63.21 - 63.23.
- f. All the services for which Prexar is seeking authority under 63.18(e)(4) are subject to streamlined processing under §63.12.

g. Prexar is seeking facilities-based authority under 47 C.F.R. § 63.18(e) to provide international services. The grant of this Application will not constitute a major action as defined in 47 C.F.R. § 1.1305. Accordingly, no environmental information is required to be submitted with this Application under 47 C.F.R. § 1.1311.

h. Prexar is a limited liability company which is 91% owned by Bruncor Properties Inc. a corporation organized under the laws of the state of Delaware. Bruncor Properties Inc. in 100% owned by Aliant Horizon Inc. a Canadian corporation which itself is 100% owned by Aliant Inc. a Canadian holding company that is publicly traded, which in turn is 53% owned by Bell Canada Enterprises, Inc. a publicly traded Canadian corporation. No other entity owns, directly or indirectly, 10 percent or more of Prexar's Units. No individual or entity owns, directly or indirectly, more than 10 percent of BCE Inc.'s stock. Only one member of Prexar's board of directors also serves as a director of a foreign carrier, specifically David Oak is a director of BCE Capital Inc.

The principal place of business of Bruncor Properties Inc. is:

Bruncor Properties Inc.  
One New Brunswick Square  
P. O. Box 5030  
Saint John, New Brunswick E2L 4L4  
(506) 694-2102

The principal place of business of Aliant Horizons Inc. is:

Aliant Horizons Inc.  
One New Brunswick Square  
P. O. Box 5030  
Saint John, New Brunswick E2L 4L4  
(506) 694-2102

The principal place of business of Aliant Inc. is:

Aliant Inc.  
One New Brunswick Square  
P. O. Box 5030  
Saint John, New Brunswick E2L 4L4  
(506) 694-2102

The principal place of business of BCE Inc. is as follows:

BCE Inc.  
1000, rue de La Gauchetière Street West  
Bureau 3700  
Montreal, Quebec  
Canada H3B 4Y7



i. Prexar certifies that it is neither a foreign carrier nor is it affiliated with a foreign carrier.

j. Prexar certifies that it seeks to provide facilities-based and resale services to certain destination countries, including Canada, Brazil, Colombia, India, Mexico, and Venezuela, in which its affiliates, Aliant Inc. and BCE, Inc., control certain foreign carriers. Aliant, Inc. controls the following foreign carriers: NewTel Communications Inc., NBTel Inc., Maritime Tel & Tel Limited, and Island Telecom Inc. BCE, Inc. directly or indirectly owns or controls the following foreign carriers: BCE Nexxia Inc., Bell Canada, Bell Intrigna Inc., Bell Mobility Cellular Inc., Bell Mobility Paging Inc., and Bell Advanced Communications Inc.

Prexar further certifies that Prexar does not seek to provide services to any country in which:

(1) Prexar is a foreign carrier; (2) Prexar controls a foreign carrier; or (3) two or more foreign carriers (or parties that control foreign carriers) together own more than 25 percent of Aliant and are parties to, or beneficiaries of, a contractual relation affecting the provision or marketing of international basic telecommunications services in the United States.

k. Canada, Brazil, Colombia, India, Mexico, and Venezuela are all members of the World Trade Organization.

l. Prexar certifies that it will file the quarterly traffic reports required by Section 43.61(c) on the U.S.-Canada route.

m. Prexar is neither a foreign carrier nor affiliated with a foreign carrier and therefore qualifies as non-dominant for the provision all international telecommunications pursuant to 47 C.F.R. §63.10(1).

n. Prexar certifies that it has not agreed to accept special concessions directly or indirectly from any foreign carrier or administration 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. Additionally, Prexar certifies, pursuant to 47 C.F.R. §1.2002 that neither Prexar nor any other party to this Application is subject to a denial of any federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988. *See* 21 U.S.C. § 853a.

p. As stated above, Prexar is entitled to streamlined processing pursuant to Section 63.12 of the Commission's Rules because Prexar is not affiliated with a foreign carrier in any destination market, does not have any affiliation with a dominant U.S. carrier from whom Prexar purchases resale services from; and finally Prexar is not seeking to provided switched basic services over private lines to any country.

### CONCLUSION

In conclusion, Prexar certifies that all of the information in this Application is accurate and correct. For the reasons set out above, Prexar respectfully requests that the Commission promptly grant this Application for global authority to provide international facilities-based and resale services.

Dated: March 14, 2001

Respectfully submitted,  
PREXAR LLC

By:



Mark Hazzard, Secretary and V.P. of Finance & Administration  
William S. Harwood, Esq.  
Karin L. Larson, Esq.

VERRILL & DANA, LLP  
One Portland Square  
Portland, ME 04102  
(207) 774-4000



KARIN L. LARSON  
Associate  
e-mail: [klarson@verrilldana.com](mailto:klarson@verrilldana.com)  
direct: 207-253-4712

ONE PORTLAND SQUARE  
PORTLAND, MAINE 04112-0586  
207-774-4000 • FAX 207-774-7499

April 12, 2001

Sent via fax and mail

Ms. Magalie R. Salas, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12th St., SW, Room TW-B204  
Washington, DC 20554

Re: Prexar LLC. Application for Section 214 Authorization

Dear Ms. Salas:

Prexar LLC recently submitted an Application for Section 214 Authorization for global authority to provide facilities-based and resale services. After a discussion with Commission staff, Prexar agrees to be classified as a dominant carrier and certifies that it will comply with the Commission's dominant carrier regulations with respect to services to Canada, a WTO country, where it is affiliated with a foreign carrier. It is Prexar's understanding that with this certification its Application qualifies for streamlined processing pursuant to Section 63.12 of the Commission's Rules and that the Application will be set for immediate public notice.

Thank you for your attention to this matter.

Sincerely,

Karin L. Larson  
Counsel to Prexar LLC

cc: George Li, FCC  
Susan O'Connell, FCC  
Mark Hazzard, Prexar

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