

## ATTACHMENT 1

### **Responses to § 63.12 (c)(1)(i), § 63.16 and § 63.18 (i) through (m);**

1. Applicant respectfully requests streamlined processing of this Application pursuant to Section 63.12 of the Commission's Rules. 47 C.F.R. 63.12. This Application qualifies for streamlined processing for the following reasons: (a) Applicant is not affiliated with a foreign carrier, however Applicant does have foreign ownership which is more specifically addressed in response to question 11 hereinbelow. (b) Applicant is not affiliated with any dominant U.S. carrier whose international switched or private lines services it seeks to resell; and (c) Applicant is not requesting authority to provide switched service of private lines to countries not previously authorized for service by the Commission. **This is in response to Questions 9 and 10.**
2. Applicant is not a foreign carrier nor does it control a foreign carrier. The Applicant, Fone.do Inc. is a Delaware Corporation. The Applicant is, however, owned 100% by Fonedo Communications, Ltd., an Israeli company that is in turn owned by the some of the same stockholders that own NGN Holdings, Ltd., an Israeli Company. NGN Holdings, Ltd. owns 100% of The Flat Planet Phone Co, Inc., a Delaware Corporation that has already been granted authority by the FCC for its International 214 Authorization. (See ITC-214-20090721-00340). Neither Fonedo or NGN are carriers.

NGN, Flat Planet, Fonedo and Fone.do have at least two of the same directors in common. These directors are also part of a group that owns 70% of a telecom company in Cyprus (DSTU Omega Telecom) and 30% of a telecom company in Israel (Halo 015). Both companies are non-dominant within their markets. Under the circumstances described herein, Applicant does not believe that the existence of two common directors between itself and these two foreign carriers meets the definition of affiliated entities as set forth in 47 C.F.R. §63.09 (e) and 47 C.F.R. §63.18 (i) through (m).

The Applicant will provide telecommunications service solely through the resale of unaffiliated U.S. facilities-based carrier's international switched services, therefore it qualifies for non-dominant classification pursuant to [§ 63.10](#). **This is in response to Questions 11 and 12.**

3. Applicant 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. **This is in response to Question 17.**

