

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: \_\_\_\_\_

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Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, DC 20554

In the Matter of  
Shell Offshore Services Company,  
Assignor  
Stratos Offshore Services Company,  
Assignee  
Application for Assignment of Authority  
Under Section 214 of the  
Communications Act of 1934, as  
Amended

File No. \_\_\_\_\_

**APPLICATION FOR ASSIGNMENT OF SECTION 214 AUTHORITY**

**I. INTRODUCTION**

Shell Offshore Services Company ("SOSCO" or "Assignor") and Stratos Offshore Services Company ("Stratos Offshore" or "Assignee") hereby apply, pursuant to Section 214 of the Communications Act of 1934, as amended ("Communications Act") for authority to assign the above-captioned Section 214 authority from SOSCO to Stratos Offshore.

Part II of this Application describes the proposed assignment and demonstrates that grant of this Application is in the public interest. Part III provides the information required by 47 C.F.R. § 63.18.

**II. DESCRIPTION OF TRANSACTION AND PUBLIC INTEREST STATEMENT**

SOSCO requests Commission approval to assign its Section 214 authority to provide global resale services to Stratos Offshore. Pursuant to an agreement dated December 6, 1999 and pending FCC approval, Stratos Global Corporation, a parent of Stratos Offshore intends to purchase the assets of SOSCO, including numerous FCC authorizations that will permit Stratos Offshore to provide wireless communications services in the Gulf of Mexico and the surrounding coast of the United States.

The proposed assignment of Section 214 authority is in the public interest because it will permit Stratos Offshore to provide a full-range of telecommunications services to users operating in the Gulf of Mexico and the surrounding coast of the United States. This will result in increased and improved service offerings that will benefit U.S. consumers.

**III. INFORMATION REQUIRED BY SECTION 63.18**

The following information is provided in compliance with 47 C.F.R. §

63.18:

- a. The name, address and telephone number of the Assignor is:

Shell Offshore Services Company  
701 Poydras Street  
Suite 1500  
New Orleans, Louisiana 70161  
(800) 600-9610

The name, address and telephone number of the Assignee is:

Stratos Offshore Services Company  
6903 Rockledge Drive, Suite 500  
West Bethesda, MD 20817  
(709) 748-4203

b. SOSCO and Stratos Offshore are U.S. corporations organized under the laws of Delaware.

c. Correspondence concerning this Application should be directed to:

Shell Offshore Services Company  
701 Poydras Street  
Suite 1500  
New Orleans, Louisiana 70161  
Attention: Gregory Necaise  
(800) 600-9610

Stratos Offshore Services Company  
6903 Rockledge Drive, Suite 500  
Bethesda, MD 20817  
Attention: Derek Woods, President  
(301) 214-8700

with copies to:

Alfred M. Mamlet  
Marc A. Paul  
Steptoe & Johnson LLP  
1330 Connecticut Avenue, N.W.  
Washington, D.C. 20036-1795  
(202) 429-3000

Wayne V. Black  
Keller and Heckman LLP  
1001 G Street, N.W. Suite 500 W  
Washington, D.C. 20036-1796  
(202) 434-4100

d. SOSCO has received authority under Section 214 of the Communications Act of 1934, as amended, to provide global resale services. See Overseas Common Carrier Section 214 Applications and Section 310(b)(4): Actions Taken, 13 FCC Rcd. 22516 (1998) (granting global resale service authority to SOSCO). Stratos Offshore has not received any Section 214 authorizations from the Commission.

e. Stratos Offshore and SOSCO seek authority, pursuant to 47 C.F.R. § 63.18(e)(3), to assign SOSCO's Section 214 authority to Stratos Offshore.

f. Not applicable.

g. Not applicable.

h. Stratos Offshore has the following direct and indirect 10 percent or greater shareholders: (1) Stratos Holdings Inc. ("Stratos Holdings"), a Delaware corporation, with a 100 percent ownership interest in Stratos Offshore, (2) Stratos Global Corporation ("Stratos Global"), with a 100 percent interest in Stratos Holdings; (3) NewTel Enterprises Ltd. ("NewTel"), with an approximately 64 percent interest in Stratos Global; (4) Aliant Inc. ("Aliant"), with a 100 percent interest in NewTel; (5) Bell Canada, with a 41.6 percent interest in Aliant Inc.; and (6) BCE Inc. ("BCE"), with an 80 percent interest in Bell Canada.<sup>1</sup>

Currently, Stratos Offshore is controlled by Aliant with an approximately 64 percent interest in Stratos Global. BCE, in turn (through its subsidiary Bell Canada),

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<sup>1</sup> The other 20 percent of Bell Canada is owned indirectly by SBC Communications, Inc. through Ameritech Corporation.



holds a 41.6 percent interest in Aliant, with the Aliant stock widely held. As set forth in a Section 214 Application for Transfer of Control filed on December 3, 1999 by BCE, BCE intends to acquire an additional 11 percent of Aliant's stock, which will place BCE in control of Aliant as an owner of approximately 53 percent of its stock. See Section 214 Application for Transfer of Control filed by BCE Inc., File No. \_\_\_\_\_ (filed Dec. 3, 1999). Once BCE acquires control of Aliant and when the Commission approves BCE's Section 214 Application, BCE will have indirect control of Stratos Offshore via its control over Stratos Offshore's parent company, Stratos Global Corporation, through its controlling interest in Aliant.

With respect to interlocking directorates, Stratos Offshore notes that it has two directors, Derek Woods and George Kilguss, who are also directors of the Canadian companies Stratos Global and Stratos Wireless.

The principal place of business of Stratos Holdings is as follows:

Stratos Holdings, Inc.  
6903 Rockledge Drive, Suite 500  
Bethesda, MD 20817

The principal place of business of Stratos Global Corp. is as follows:

Stratos Global Corp.  
Suite 5200 – Scotia Plaza  
40 King Street West  
Toronto, Ontario M5H 3Y2  
Canada

The principal place of business of NewTel is as follows:

NewTel Enterprises, Ltd.  
P.O. Box 2110  
Fort William Building  
10 Factory Lane  
St. John's, Newfoundland A1C5H6  
Canada

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

Aliant, Inc.  
One Brunswick Square  
P.O. Box 5030  
Saint John, New Brunswick E2L 4L4

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

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

The principal place of business of Bell Canada is as follows:

Bell Canada  
105 Hotel-de-Ville  
Hull, Quebec  
Canada J8X 4H7

i. Stratos Offshore certifies, by signature to this Application, that it is affiliated with the foreign carriers listed in Appendix 1. These carriers are located in Canada, Colombia, Mexico, India and Brazil.

j. Other than the carriers and countries identified in Appendix 1 as part of section (i) above, Stratos Offshore does not seek to provide international telecommunications services to any destination country where:

- (1) Stratos Offshore is a foreign carrier in that country; or
- (2) Stratos Offshore controls a foreign carrier in that country; or
- (3) Any entity that owns more than 25 percent of Stratos Offshore, or that controls Stratos Offshore, controls a foreign carrier in that country.
- (4) Two or more foreign carriers (or parties that control foreign carriers) own, in the aggregate, more than 25 percent of the applicant 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.
- k. Canada, Colombia, Mexico, India and Brazil are each WTO-member countries.
  - l. As demonstrated in section (m) below, Applicant is entitled to non-dominant status on all routes except the U.S.-Canada route because each of its affiliates (outside of Canada) controls less than 50 percent of the local access and international transport markets.
  - m. Stratos Offshore certifies by its signature to this Application that it will comply with the Commission's dominant carrier regulations on the U.S.-Canada route. Stratos Offshore qualifies for non-dominant status on all other routes where it has affiliates. As noted in Appendix 1, Stratos Offshore is affiliated with cellular carriers in India and Colombia. In Brazil, Stratos Offshore is affiliated with a carrier which provides heavy route space segment services. In Mexico, Stratos Offshore is affiliated with a newly authorized competing carrier of local and long distance services. Each of these



affiliates clearly controls far less than 50 percent of the local access and international transport markets. In short, since Stratos Offshore is not affiliated with any foreign carrier (outside of Canada) with sufficient market power to affect adversely competition in the U.S. market, Stratos Offshore is entitled, under Section 63.10(a)(3), to non-dominant status on all routes other than the U.S.-Canada route.<sup>2</sup>

n. Stratos Offshore 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. By its signature to this Application, Stratos Offshore certifies pursuant to 47 C.F.R. § 1.2002 that it is not subject to 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, Stratos Offshore is entitled to streamlined processing pursuant to Section 63.12 of the Commission's Rules because (1) Canada is a member of the WTO and Stratos Offshore certifies, by signature to this application, that it will comply with the Commission's dominant carrier regulations on the U.S.-Canada route (47 C.F.R. § 63.12(c)(1)(v)); and (2) as noted in paragraph (m) above, Applicants are

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<sup>2</sup> Bell Canada recently filed a petition for declaratory ruling seeking its removal from the Commission's "List of Foreign Telecommunications Carriers that are Presumed to Possess Market Power in Foreign Telecommunications Markets." See Petition of Bell Canada, Inc. (filed Nov. 4, 1999).

entitled, pursuant to 47 C.F.R. § 63.10(a)(3), to non-dominant status on all other routes (47 C.F.R. § 63.12(c)(1)(ii)).

**IV. CONCLUSION**

For the reasons set forth above, SOSCO and Stratos Offshore hereto request that the Commission promptly grant this Application to assign SOSCO's Section 214 authority to Stratos Offshore.

Respectfully submitted,

**Stratos Offshore Services Company**

By: \_\_\_\_\_



Title: Derek Woods

Alfred M. Mamlet  
Marc A. Paul  
**Stephoe & Johnson LLP**  
1330 Connecticut Avenue, NW  
Washington, DC 20036  
202-429-3000


*Counsel for Stratos Offshore Services Company*

Dated: December 20 1999

Respectfully submitted,

**Shell Offshore Services Company**

By:

  
\_\_\_\_\_

Title:

President

Wayne V. Black  
Keller and Heckman LLP  
1001 G Street, N.W. Suite 500 W  
Washington, D.C. 20036-1796  
(202) 434-4100

*Counsel to Shell Offshore Services Company*

December 29 1999



**ATTACHMENT 1 – FOREIGN CARRIER AFFILIATES**

Company	Description of Service	Country
BCE Nexxia Inc.	Provides high speed data services.	Canada
Bell Advanced Communications 1998 Inc.	Reseller of telecommunications services.	Canada
Bell Canada (*)	Provides local, long distance, and international voice and data services in Ontario and Québec. (See Note 1 below.)	Canada
Bell Mobility Cellular Inc.	Provides of cellular and PCS services in Ontario and Québec, Canada.	Canada
Bell Mobility Paging Inc.	Provides paging services in Ontario and Québec, Canada.	Canada
Bell Satellite Services Inc.	Provides direct to home video and high speed data services.	Canada
Communication Cellular S.A. (Comcel)	Provides cellular services in the eastern region of Colombia.	Colombia
Connectivity Managed Network Services Inc.	Provides resold data services.	Canada
Darome Canada Inc.	Provides teleconferencing services for voice and video.	Canada
Infosat Telecommunications	Provides mobile satellite services.	Canada
Iridium Canada Communications Inc.	Provides mobile satellite services.	Canada
Island Telecom Inc.	Provides local, long distance, and international services in Prince Edward Island, Canada. (See Note 1 below.)	Canada

Company	Description of Service	Country
Maritime Tel & Tel Limited	Provides local, long distance, and international services in Nova Scotia, Canada. (See Note 1 below.)	Canada
MT&T Mobility Inc.	Provides cellular, PCS, and international telecommunications services in Nova Scotia, Canada. (See Note 1 below.)	Canada
NBTEL Inc.	Provides local, long distance, international, wireless, and high speed data services in New Brunswick, Canada. (See Note 1 below.)	Canada
NewTel Mobility Limited	Provides wireless services in Newfoundland and Labrador, Canada.	Canada
NewTel Communications Inc.	Provides local, long distance, and international services in Newfoundland and Labrador, Canada. (See Note 1 below.)	Canada
NorTel Mobility Inc.	Provides cellular services in Northeastern Ontario, Canada.	Canada
Northern Telephone Limited	Provides local telephone service in Northeastern Ontario, Canada.	Canada
Northwestel Inc.	Provides local and long distance services in the Yukon and Northwest Territories and British Columbia, Canada.	Canada
Northwestel Mobility Inc.	Provides the wireless services in the Yukon and Northwest Territories and British Columbia, Canada.	Canada
Occidente y Caribe Celular S.A. (Ocel)	Provides cellular services in the western region of Columbia	Columbia
SkyTel Communications Corporation	Provides airline passenger communication services.	Canada
Stratos Wireless, Inc.	Provides mobile and fixed satellite services.	Canada
Tata Communications Limited (Tata)	Provides cellular services in the state of Andhra Pradesh, India.	India



Company	Description of Service	Country
Télebec Itée	Provides local and long distance services in Québec, Canada.	Canada
Télebec Mobile Inc.	Provides cellular and other wireless services in Québec, Canada.	Canada
Telefonía Inalambrica del Norte S.A. de C.V.	Holds a concession (1996 telephony license) to offer local and long distance services in Mexico.	Mexico
Telesat Canada	Provides space segment satellite service in Canada.	Canada
Telesat Serviços de Telecomunicação S.A.	Provides heavy route space segment services in Brazil.	Brazil
TMI Communications and Company, L.P.	Provides mobile satellite services.	Canada

Note 1: Some long distance services are provided on a nationwide basis in Canada in conjunction with other members of Stentor Canadian Network Management (Stentor), a working association of nine Canadian telephone companies and Telesat Canada (Telesat). The Stentor members are: BCT.TELUS Communications, Inc., Bell Canada, Island Telecom Inc., Maritime Tel & Tel Limited, MTS Communications Inc., NBTel Inc., NewTel Communications Inc., and Saskatchewan Telecommunications. Northwestel, Québec-Téléphone and Telesat are associate members of Stentor. Telesat is the owner/operator of the Canadian Domestic Satellite System.