



**P I P E R  
M A R B U R Y  
R U D N I C K  
& W O L F E L L P**

1200 Nineteenth Street, N.W.,  
Washington, D.C. 20036-2412  
www.piperrudnick.com

PHONE (202) 861-3900  
FAX (202) 223-2085

**FCC/MELLOTT**  
WRITER'S INFORMATION  
**OCT 03 2000**  
paul.jamieson@piperrudnick.com  
PHONE (202) 861-6917

October 3, 2000

HAND DELIVERY

Federal Communications Commission  
P.O. Box 358115  
Pittsburgh, PA 15251

**RECEIVED**  
OCT 06 2000  
Telecom Division  
International Bureau

Re: Application for Transfer of Control  
ViaServices Group, Inc., File No. ITC-214-19980924-00719

To whom it may concern:

On behalf of G8 S.a.r.l. ("Transferee"), we are submitting herewith an original and five (5) copies of an application for transfer of control of ViaServices Group, Inc. ("VSG"), the holder of international global facilities-based and resale Section 214 authority, FCC File No. ITC-214-19980924-00719 to Transferee.

Also submitted is FCC Form 159 and a check in the amount of \$815.00, in payment of the required fee. Any questions regarding this matter should be directed to the undersigned.

Sincerely,

Paul W. Jamieson

PWJ/leo  
Enclosures

cc: Justin Connor (via hand delivery)

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

Streamlined ITC-T/C-20001003-00601  
THE VIASERVICES GROUP, INC.

RECEIVED

In the Matter of )  
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VIASERVICES GROUP, INC. )  
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Application for Transfer of Control )  
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)  
ITC-214-19980924-00719 )  
File No.           OCT 06 2000            
Telecom Division  
International Bureau

APPLICATION FOR TRANSFER OF CONTROL

Charles L. Smith (“Transferor”) and G8 S.a.r.l. (“Transferee”), pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214 (the “Act”), and Section 63.18(e)(5) of the Commission’s Rules, 47 C.F.R. § 63.18(e)(5), hereby request authority to transfer control of ViaServices Group, Inc. (“VSG”), the holder of international global facilities-based and resale Section 214 authority, FCC File No. ITC-214-19980924-00719, to Transferee. Transferee, Oration Technologies, Inc. (“Oration”),<sup>1</sup> and VSG have entered into a Stock Purchase Agreement pursuant to which Oration and VSG will become wholly-owned subsidiaries of Transferee. Transferee is the majority shareholder of VSG. In support hereof,

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<sup>1</sup> Transferor is also the majority shareholder of Oration, which applied for and received Section 214 authority under the name, Oration Technologies Holdings, L.L.C. By letter of August 28, 2000, Oration notified the Commission that it had changed its name to Oration Technologies Holdings, Inc. By subsequent letter of September 5, 2000, Oration notified the Commission that Oration had, in fact, changed its name to Oration Technologies, Inc., not Oration Technologies Holdings, Inc. While captioned as a name change, this action was in fact a *pro forma* assignment of Oration’s Section 214 authority under Section 63.24(a)(4) of the FCC’s Rules. In a separately filed application for transfer of control of Oration’s Section 214 authority, Oration is correcting and clarifying its August 28, 2000 and September 5, 2000 correspondence and notifying the Commission of the *pro forma* assignment of its Section 214 authorization, pursuant to Section 63.24(b) of the FCC’s Rules.

and in accordance with the following listed subsections of Section 63.18, the parties respectfully submit the following information:

(a) Transferor: Charles L. Smith  
13540 Discovery Drive  
Omaha, NE 68137-3020  
Telephone: 402-522-1000

Transferee: G8 S.à.r.l.  
10 Rue Antoine Jans  
L-1820 Luxembourg  
Telephone: 011-331-4225-2450

(b) Transferee is a Luxembourg corporation. Transferor is a U.S. Citizen.

(c) All correspondence on behalf of the Transferor should be sent to:

Charles L. Smith  
13540 Discovery Drive  
Omaha, NE 68137-3020  
Attention: Gail Jones

with a copy to:

Mr. Brent F. Dille, Esq.  
Harbor Consulting Group Inc.  
3220 Uddenberg Lane, Suite 4  
Gig Harbor, WA 98335

All correspondence on behalf of the Transferee should be sent to:

G8 S.à.r.l.  
c/o Mees Pierson Trust  
10 Rue Antoine Jans  
L-1820 Luxembourg  
Attention: President

with a copy to:

John E. Corette, III  
Piper, Marbury, Rudnick & Wolfe, L.L.P.  
1200 19th Street, N.W.  
Washington, D.C. 20036  
(202) 861-3900

(d) Transferee has not previously received authority under Section 214 of the Act to provide international switched services on a resale basis. Transferor is also the majority shareholder of Oration, which currently holds global facilities-based and resale Section 214 authority, FCC File No. ITC-214-20000407-00204. Request for transfer of control of Oration is being made in a separately filed application. VSG currently holds global facilities-based and global resale Section 214 authority, FCC File No. ITC-214-1998-0924-00719, which is the subject of this request.

(e) Upon grant of the requested transfer of control pursuant to Section 63.18(e)(5) of the Commission's rules, Transferee will assume control of VSG.

(f) N/A

(g) N/A

(h) Entities holding more than 10% of the equity of the Transferee:

Princecoast Limited  
SEDI Business Centre  
15 Anne Street South  
Dublin 2  
Republic of Ireland  
Principal Business: Investments  
Ownership: 49%

QTE269 Holding B.V.  
Dorusaker #13  
1749 D.E. Warmenhuizen  
The Netherlands  
Principal Business: Investments  
Ownership: 42%

John A. James, Martin A. Passetta and John A. Severson each hold 28% of the equity of Princecoast Limited. There are no other 10% or greater owners of Princecoast Limited. Messrs. James, Passetta and Severson are all U.S. Citizens and have the following address:

G4 Communications, L.L.C.  
3505 Cadillac Avenue, Building O-110  
Costa Mesa, CA 92626-1435

QTE269 Holding B.V. is owned 60% by Q Telecommunications Europe B.V., a Dutch Company whose address is unavailable and whose principal business is investments. There are no other 10% or more owners of QTE269 Holding B.V. or of Q Telecommunications Europe B.V.

- (i)/(j) Transferee certifies that it is not, nor does it control, nor is it affiliated with, a foreign carrier. No entity owning more than 25% of the Transferee controls a foreign carrier.
- (k) N/A
- (l) N/A
- (m) N/A
- (n) Transferee certifies that it has not agreed to accept special concessions directly or indirectly from any foreign carrier or administration with respect to traffic or revenue flows between the U.S. and any foreign country which its subsidiaries may serve under the authority granted under this part and will not enter into such agreements in the future.
- (o) Transferee certifies that it is not subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 47 U.S.C. § 853a.
- (p) Transferee qualifies for streamlined processing, pursuant to Section 63.12 of the Commission's Rules because:
- (1) Transferee is not affiliated with a foreign carrier;
  - (2) Transferee has no affiliation with a dominant U.S. carrier whose international switched or private line services Transferee seeks authority to resell;
  - (3) Transferee does not seek authority to provide switched basic services over private lines to a country for which the Commission has not previously authorized the provision of switched services over private lines.

Wherefore, the parties to this application respectfully submit that the present and future public convenience and necessity will be served by the grant of this transfer of control application. The parties certify that the statements contained in the foregoing document are true,

correct and complete to the best of their knowledge, information and belief. Accordingly, the parties respectfully request that the Commission grant this Application.

Respectfully submitted,

G8 S.À.R.L.

By: 

Name: Charles L. Smith<sup>2</sup>

Title: Chief Executive Officer

Date: Oct 2, 2000

CHARLES L. SMITH

By: 

Name: Charles L. Smith

Date: Oct 2, 2000

VIASERVICES GROUP, INC.

By: 

Name: Gail Jones

Title: V.P.

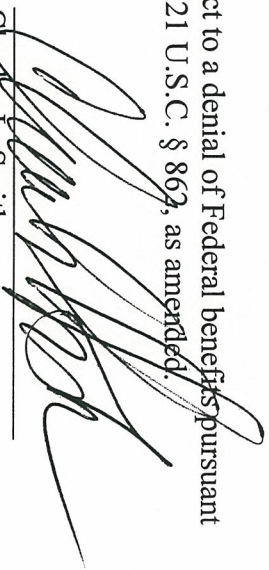
Date: Oct 2, 2000

<sup>2</sup> Transferor is an officer of G8 S.À.R.L., and so is signing on behalf of Transferor and Transferee.

## CERTIFICATION

G8 S.à.r.l. has not agreed to accept special concessions, as defined in 47 C.F.R. § 63.18(i)(1), directly or indirectly from any foreign carrier or administration with respect to traffic or revenue flows between the U.S. and any foreign country which it may serve under the authority granted under this part and will not enter into such agreements in the future.

No party to the foregoing Application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862, as amended.



Charles L. Smith

Chief Executive Officer

G8 S.à.r.l.

Dated:

*Oct 2, 2000*

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)	(3) TOTAL AMOUNT PAID (dollars and cents)
Piper, Marbury, Rudnick & Wolfe, LLP	\$ 815.00
(4) STREET ADDRESS LINE NO. 1	
1200 19th Street, NW	
(5) STREET ADDRESS LINE NO. 2	

(6) CITY	(7) STATE	(8) ZIP CODE
Washington	DC	20036
(9) DAYTIME TELEPHONE NUMBER (include area code)	(10) COUNTRY CODE (if not in U.S.A.)	
(202) 861-3900		

**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)	(15) STATE	(16) ZIP CODE
G8 S.a.r.l.	Luxembourg	L-1820
(12) STREET ADDRESS LINE NO. 1	(18) COUNTRY CODE (if not in U.S.A.)	
c/o Mees Pierson Trust	352	
(13) STREET ADDRESS LINE NO. 2		
10 Rue Antoine Jans		
(14) CITY		
(17) DAYTIME TELEPHONE NUMBER (include area code)		
011-331-4225-2450		

**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	(20A) PAYMENT TYPE CODE (PTC)	(21A) QUANTITY	(22A) FEE DUE FOR (PTC) IN BLOCK 20A	FCC USE ONLY
ITC-214-19980924-00719	C	U	T	1
(23A) FCC CODE 1				\$ 815.00
(24A) FCC CODE 2				

(19B) FCC CALL SIGN/OTHER ID	(20B) PAYMENT TYPE CODE (PTC)	(21B) QUANTITY	(22B) FEE DUE FOR (PTC) IN BLOCK 20B	FCC USE ONLY
(23B) FCC CODE 1				

(19C) FCC CALL SIGN/OTHER ID	(20C) PAYMENT TYPE CODE (PTC)	(21C) QUANTITY	(22C) FEE DUE FOR (PTC) IN BLOCK 20C	FCC USE ONLY
(23C) FCC CODE 1				

(19D) FCC CALL SIGN/OTHER ID	(20D) PAYMENT TYPE CODE (PTC)	(21D) QUANTITY	(22D) FEE DUE FOR (PTC) IN BLOCK 20D	FCC USE ONLY
(23D) FCC CODE 1				

**SECTION D - TAXPAYER INFORMATION (REQUIRED)**

(25) PAYER TIN	(26) COMPLETE THIS BLOCK ONLY IF APPLICANT NAME IN B-11 IS DIFFERENT FROM PAYER NAME IN A-2)
0520616490	APPLICANT TIN 0042252450

**SECTION E - CERTIFICATION**

(27) CERTIFICATION STATEMENT  
(PRINT NAME) Paul W. Jamieson, 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 

(28) MASTERCARD/VISA ACCOUNT NUMBER: \_\_\_\_\_ SECTION F - CREDIT CARD PAYMENT INFORMATION

MASTERCARD	EXPIRATION DATE:
_____ _____ _____ _____ _____ _____ _____ _____ _____ _____	_____ _____ _____
VISA	DATE
_____ _____ _____ _____ _____ _____ _____ _____ _____ _____	_____ _____ _____

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

AUTHORIZED SIGNATURE