

FCC/MELLON

DEC 04 2000

Before the

FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

RECEIVED

In the Matter of
IPS Telecom, Inc.
Application for authority pursuant
to Section 214 of the
Communications Act of 1934,
as amended, for transfer of control

Streamlined
IPS TELECOM, INC.

ITC-ITC-20001204-00722

File No. ITC-214-200008
Telecom Division
Application for Transfer of Control

Application

IPS Telecom, Inc. ("IPS"), hereby requests authority, through its undersigned counsel and pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. Section 214 (1982), and Section 63.18 of the Commission's Rules, 47 C.F.R. Section 63.18, for transfer of control.

IPS is a new U.S. company organized to provide interstate and international telecommunications services. IPS requests authority to transfer control of all stock of its parent corporation, IP Services, Inc., not currently held by Indian Mining Corporation Limited an Australian public company ("INM"), to INM, in exchange for INM stock. This would result in IP Services, Inc. becoming a wholly-owned subsidiary of INM. IPS would remain a wholly-owned subsidiary of IP Services, Inc. and would then be a second-tier wholly-owned subsidiary of INM. IPS was granted Section 214 authority to provide global or limited global resale service between the United States and various international locations. The Commission's approval is stated in File No. ITC-214-20000825-00538.

By granting this application for transfer of control, 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. Thus, the public interest will be served by the grant of Section 214 authority to IPS to transfer control.

Section 63.18 Information

The following information is submitted, as required by Section 63.18 of the Commission's Rules, in support of IPS's request for authorization for transfer of control.

(a) Transferor/Assignor:

IPS Telecom, Inc.
6400 South Fiddler's Green Circle
Suite 1800
Englewood, Colorado 80111
Phone: (303) 562-2600

Transferee/Assignee:

Indian Mining Corporation Limited
Level 9
175 Collins Street
Melbourne, Victoria 3000
Phone: (613) 9663 5355

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(b) IPS Telecom, Inc. is a corporation organized under the laws of the state of Colorado.

Indian Mining Corporation Limited is organized under the laws of Victoria, Australia and is a public company, ASX symbol INM.

(c) Correspondence concerning this application should be sent to:

Frederick T. Berhenke, Esq.
General Counsel and Vice President
IPS Telecom, Inc.
6400 South Fiddler's Green Circle
Suite 1800
Englewood, Colorado 80111
(303) 562-2654

Roger Marshall
Chairman
Indian Mining Corporation Limited
Level 9
175 Collins Street
Melbourne, Victoria 3000
(613) 9663 5355

AND

Roberta Lopez
IPS Telecom, Inc.
6400 South Fiddler's Green Circle
Suite 1800
Englewood, Colorado 80111
(303) 562-2654

(d) IPS was granted Section 214 authority to provide global or limited global resale service between the United States and various international locations. The Commission's approval is stated in File No. ITC-214-20000825-00538.

(e) IPS requests transfer of control authority pursuant to the terms and conditions of Section 63.18(e)(3) of the Commission's Rules. IPS shall notify the Commission no later than 30 days after either consummation of the transfer or a decision not to consummate the transfer. The notification may be by letter and shall identify the file number under which the initial authorization and the authorization of the transfer was granted.

(f) At this time, IPS seeks no other authorization available under Section 63.18(e).

(g) Not applicable.

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(h) In support of this certification, IP Services, Inc. 6400 South Fiddler's Green Circle, Suite 1800, Englewood, CO 80111, a holding company, owns 100 percent of the outstanding stock of IPS. The name, address, citizenship and principal business of the only shareholder that controls ten percent or more of INM (transferee) is as follows:

Deepgreen Mineral Corporation NL
Level 9 175 Collins Street
Melbourne VIC Australia 3000
Principal Business: Coal reclamation in Australia and the provision of engineering and advisory services.
Phone: (613) 9639 1533
Citizenship: Australia
Percentage of Ownership: 15

(i) INM certifies that it is not, or affiliated with, any foreign facilities-based carrier.

(j) INM certifies that it will not seek to provide international telecommunications services to any destination country for which INM is a foreign carrier in that country; or INM controls a foreign carrier in that country; or any entity that owns more than 25 percent of INM, or that controls INM, controls a foreign carrier in that country. INM further certifies that two or more foreign carriers (or parties that control foreign carriers) do not own, in the aggregate, more than 25 percent of INM 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) Not applicable.

(l) Not applicable.

(m) Not applicable.

(n) INM certifies that it has not agreed to accept any direct or indirect special concessions from a foreign carrier or administration with regards to traffic or revenue flows between the United States and any foreign countries the company is authorized to serve.

(o) INM certifies that, pursuant to §§ 1.2001 through 1.2003 of this chapter, no party to the application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988. See 21 U.S.C. 853a.

(p) Because IPS is classified as a non-dominant international carrier under the FCC's rules and policies, this application is subject to the FCC's streamlined processing procedures, applicable to Section 214 applications, pursuant to section 63.12.

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Conclusion In conclusion, IPS and INM certify that all of the information in this application is accurate and correct.

For these reasons, IPS respectfully requests that the Commission grant this application.
Respectfully submitted,

IPS Telecom, Inc.

Indian Mining Corporation Limited

By: 

By: 

Frederick T. Berhenke
General Counsel and Vice President
IPS Telecom, Inc.
6400 South Fiddler's Green Circle, Suite 1800
Englewood, Colorado 801111
(303) 562-2654

Dennis J. Graham
Director
Indian Mining Corporation Limited
Level 9
175 Collins Street
Melbourne, Victoria 3000
(303) 562-2661

November 29, 2000

November 29, 2000

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