Categories of es of Services for 214 Applications (Streamline/Non-streamline)

| INDIVIDUAL FACILITIES-BASED SERVICE LIMITED GLOBAL FACILITIES-BASED SERVICE/LIMITED GLOBAL RESALE SERVICE LIMITED GLOBAL FACILITIES-BASED SERVICE LIMITED GLOBAL FACILITIES-BASED SERVICE LIMITED GLOBAL RESALE SERVICE INMARSAT AND MOBILE SATELLITE SERVICE SWITCHED RESALE SERVICE SWITCHED RESALE SERVICE SUBMARINE CABLE LANDING LICENSE INTERNATIONAL SPECIAL PROJECT LANdy AND STEAMY Description of Application: | ASSIGNMENT OF LICENSE GLOBAL FACILITIES-BASED SERVICE GLOBAL FACILITIES-BASED/GLOBAL RESALE SERVICE GLOBAL RESALE SERVICE |
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| READ INSTRUCTIONS CAREFULLY BEFORE PROCEEDING | APPROVED BY OMB 3060-0589 |
|--|--|
| | REMITTANCE ADVICE SPECIAL USE |
| (1)LOCKBOX# 358115 | PAGE NO. 1 OF 1 FCC USE ONLY |
| | A - PAYER INFORMATION |
| (2) PAYER NAME (if paying by credit card, enter name exactly as it appears on your card) Wiley, Rein & Fielding | ctly as it appears on your card) (3) TOTAL AMOUNT PAID (dollars and cents) 780.00 |
| (4) STREET ADDRESS LINE NO. 1 1776 K Street, N.W. | |
| (5) STREET ADDRESS LINE NO. 2 | |
| (6) cm Washington | (7) STATE (8) ZIP CODE 20006 |
| (9) DAYTIME TELEPHONE NUMBER (include area code) (202) $719-7000$ | (10) COUNTRY CODE (If not in U.S.A.) |
| IF PAYER NAME. | 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) $V \dot{\texttt{1}} \texttt{telcellullar}$ | exactly as it appears on your card) |
| (12) STREET ADDRESS LINE NO. 1 NO. 2 Beltjen Place (13) STREET ADDRESS LINE NO. 2 | |
| (14) CTY St. Thomas | (15) STATE (16) ZIP CODE (15) STATE (16) ZIP CODE |
| (17) DAYTIME TELEPHONE NUMBER (Include area code) (340) $771-8861$ | (18) COUNTRY CODE (if not in U.S.A.) |
| COMPLETE SECTION C FOR EACH | 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 (F |
| (23A) FCC CODE 1 | (24A) FCC CODE 2 |
| (19B) FCC CALL SIGNOTHER ID (20B) PAYMENT TYPE | TYPE CODE (PTC) (21B) QUANTITY (22B) FEE DUE FOR (PTC) IN BLOCK 20B FCC USE ONLY |
| (23B) FCC CODE 1 | (24B) FCC CODE 2 |
| (19C) FCC CALL SIGN/OTHER ID (20C) PAYMENT TYPE CODE | TYPE CODE (PTC) (21C) QUANTITY (22C) FEE DUE FOR (PTC) IN BLOCK 20C FCC USE ONLY |
| (23C) FCC CODE 1 | (24C) FCC CODE 2 |
| (19D) FCC CALL SIGN/OTHER ID (20D) PAYMENT | (20D) PAYMENT TYPE CODE (PTC) (21D) QUANTITY (22D) FEE DUE FOR (PTC) IN BLOCK 20D FCC USE ONLY |
| (23D) FCC CODE 1 | (24D) FCC CODE 2 |
| | SECTION D - TAXPAYER INFORMATION (REQUIRED) |
| PAYER TIN 0 5 2 1 | APPLICANT TIN 0 6 6 |
| (27) CERTIFICATION STATEMENT | , Certify under penalty of perjury that the foregoing and supporting information |
| are true and correct to the best of my | 1 |
| MASTERCARDIVISA ACCOUNT NUMBER | SECTION F - CREDIT CARD PAYMENT INFORMATION NT NUMBER: EXPIRATION DATE: |
| MASTERCARD | MONTH YEAR |
| VISA I hereby authorize the FCC to charge my VISA or MASTERCARD for the service(s/Jauthorization(s) herein described | MASTERCARD |
| for the service(s)/authorization(s) herein described | |

Wiley, Rein & Fielding

1776 K Street, N.W.
Washington, D.C. 20006
(202) 719-7000
Fax: (202) 719-7049
www.wrf.com
March 29, 1999

Magalie Roman Salas
Federal Communications Commission
The Portals
445 Twelfth Street, S.W.
12 Street Lobby, TW-A325
Washington, D.C. 20554

Re: Request for Temporary Section 214 Authority to Provide International Services Under Section 63.04 of the Commission's Rules, 47 C.F.R. § 63.04

Dear Ms. Salas:

with this request. A copy of that application is attached for the staff's convenience. to serve the public pending FCC action on VitelCellular's 214 application, filed concurrently "Commission") Rules, 47 C.F.R. § 63.04. Such authority would allow VitelCellular to continue switched services as a resale carrier between the United States and all international points, pursuant to Section 63.04 of the Federal Communications Commission ("FCC" or VitelCellular hereby respectfully requests temporary authority to provide international

and without the need to dial the 011 international prefix. radio service ("CMRS") on a resale basis in the U.S. Virgin Islands. VitelCellular also provides some international service (less than 1.3 % of its annual minutes), mostly to neighboring islands VitelCellular primarily provides domestic local and long distance commercial mobile

relatively few FCC regulations, and thus, VitelCellular was not cognizant of the unique federal before permitting its CMRS customers to make international calls. VitelCellular's primary requirements applicable to international resale service. business, the provision of CMRS, including domestic long distance services, is subject to Until now, VitelCellular was unaware of the need to apply for and receive Section 214 authority VitelCellular has consistently taken steps to comply with Commission requirements.

regarding the creation of an affiliate with primary responsibility for international services. the FCC considers its Section 214 application. VitelCellular's newly established affiliate authority so that it may continue to provide international service to its CMRS customers while light of its discovery, VitelCellular is requesting temporary international switched resale Specifically, to better serve customers, Emerging Communications, Corp., sought advice Corp., consulted with its counsel regarding entering the international service business. corporation, ICUSC, Inc., also submitted an application for Section 214 authority VitelCellular became aware of its error only after its parent, Emerging Communications,

Magalie Roman Salas March 29, 1999 Page 2

service to the public compliance with the Commission's Rules and would permit VitelCellular to avoid disruption of convenience and necessity. Temporary authority would be an initial step in ensuring complete VitelCellular believes that the grant of temporary authority will be in the public interest,

benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862 the Commission's Rules, 47 C.F.R. §§ 1.2001-1.2003, that it is not subject to a denial of Federal Rules, 47 C.F.R. § 63.12.1 VitelCellular certifies, pursuant to Sections 1.2001 through 1.2003 of 214 application is eligible for streamlined processing under Section 63.12 of the Commission's under Section 63.10(a)(1) of the Commission's Rules, 47 C.F.R. § 63.10(a)(1), and its Section affiliation with, a foreign carrier. VitelCellular therefore qualifies for non-dominant treatment As detailed in its Section 214 application, VitelCellular is not itself, and does not have an

while the Commission considers VitelCellular's Section 214 application temporary authority to continue to provide international switched services as a resale carrier For the foregoing reasons, VitelCellular respectfully requests that the FCC grant it

information, please contact me at (340) 771-8861 or VitelCellular's FCC counsel, Greg Vogt and Jennifer Wheatley of Wiley, Rein & Fielding at (202) 719-7000. Thank you for your assistance in this matter. If you have any questions or need further

Sincerely,

David L. Sharp
VitelCellular
No. 2 Beltjen Place
St. Thomas, U.S. Virgin Islands 00802

of International Common Carrier Regulations, IB Docket No. 98-118 (Mar. 23, 1998) (Report the Commission's new rules, which are not yet in effect. See 1998 Biennial Regulatory Review ¹ VitelCellular's Section 214 application also qualifies for 14 day streamlined processing under and Order).