



# PUBLIC NOTICE

**Federal Communications Commission**  
**445 12<sup>th</sup> St., S.W.**  
**Washington, D.C. 20554**

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DA 02-1251  
May 24, 2002

**PETITION FOR WAIVER OF THE INTERNATIONAL SETTLEMENTS POLICY FOR  
A CHANGE IN ACCOUNTING RATE FOR INTERNATIONAL MESSAGE  
TELEPHONE SERVICES WITH TELEFONOS DE MEXICO S.A. DE C.V.;  
COMMISSION EXTENDS PLEADING CYCLE FOR FILE NO.  
ISP-WAV-20020322-00012**

**Pleading Cycle Established**  
**ISP-WAV-20020419-00014**

**Comments/Petitions Due: June 25, 2002**  
**Responses/Oppositions Due: July 9, 2002**

AT&T ("AT&T") has filed a petition to waive the Commission's International Settlements Policy ("ISP") to lower the accounting rate for International Message Telephone Services ("IMTS") between AT&T and its correspondent in Mexico, Telefonos de Mexico S.A. de C.V. ("Telmex").<sup>1</sup> AT&T requests a waiver of the ISP in order to implement a proposed settlement rate reduction between AT&T and Telmex for traffic exchanged between the United States and Mexico. WorldCom, Inc. ("WorldCom") filed a similar petition, file no. ISP-WAV-20020322-00012 that was placed on public notice on May 6, 2002. Because these petitions raise similar issues, we extend the pleading cycle of WorldCom's petition to run concurrently with this petition.

The average settlement rate currently in effect with Telmex is US \$0.19 per minute. AT&T states that this proposed agreement would reduce settlement rates with Telmex as follows: For the period January 1, 2001 through December 31, 2001 the average settlement rate of \$0.155 will be paid by each party. For the period January 1, 2002 through February 28, 2002,

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<sup>1</sup> *Petition for Waiver of the International Settlement Policy for a Change in Accounting Rate for International Message Telephone Services with Telefonos de Mexico S.A. de C.V.* (filed Apr. 19, 2002) (AT&T Petition).

the average settlement rate of \$0.135 will be paid by each party.<sup>2</sup> For the period March 1, 2002 through December 31, 2003, the proposed rates to be paid by AT&T for southbound minutes would be divided into three different rates for different locations in Mexico.<sup>3</sup> Under the agreement, all traffic sent by Telmex for northbound minutes would be settled at \$0.055 per minute. The proposed settlement rate reductions of AT&T are detailed in the Supplementary Data Statement of AT&T's petition (see Attachment below).

AT&T argues that the Commission may find good cause to waive the ISP to allow implementation of the proposed rates.<sup>4</sup> AT&T states that the rates proposed are lower than the existing \$0.19 settlement rate, and are lower than the rates proposed last year to other U.S. carriers.<sup>5</sup> AT&T notes that WorldCom filed a petition with the Commission to implement similar rates with Telmex and that Telmex has offered similar rates to other U.S. carriers.<sup>6</sup> AT&T supports the efforts of the U.S. Trade Representative in seeking removal of the current international rules that prevent negotiation of competitive market-based international termination rates in Mexico.

Pursuant to Sections 1.415 and 1.419 of the Commission's rules, 47 C.F.R. §§ 1.415, 1.419, interested parties may file comments on or before **June 25, 2002**, and reply comments on or before **July 9, 2002**. Any filings should reference the file number of the proceeding. This public notice also extends the pleading cycle for WorldCom's petition, file no. ISP-WAV-20020322-00012.

**An original and four copies** of all pleadings must be filed in accordance with Section 1.51(c) of the Commission's rules, 47 C.F.R. § 1.51(c).

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<sup>2</sup> According to AT&T, they had been settling with Telmex at an interim rate of \$.04 per minute for these periods (January 1, 2001 to December 31, 2001 and January 1, 2002 to February 28, 2002). AT&T states that they reached an agreement with Telmex to true up that interim payment in a Release and Settlement.

<sup>3</sup> AT&T states that the proposed agreement calls for: (1) a settlement rate of \$0.055 per minute for IMTS traffic terminating in the three largest cities in Mexico (i.e., Mexico City, Guadalajara and Monterrey); (2) a settlement rate of \$0.085 for IMTS traffic terminating in approximately 200 large and medium sized cities in Mexico; and (3) a settlement rate of \$0.1175 for IMTS traffic terminating in all other locations in Mexico. AT&T also states that there is a \$0.095 settlement rate for Home Country Direct ("HCD"), Inbound 800 (International Freephone) and Received Collect traffic for both the northbound and southbound routes.

<sup>4</sup> See *Petition for Waiver of the International Settlement Policy for a Change in Accounting Rate for International Message Telephone Services with Telefonos de Mexico S.A. de C.V.*, *Supplementary Filing* (filed May 2, 2002) (*AT&T Supplementary Filing*) (citing 1998 Biennial Regulatory Review, *Reform of the International Settlement Policy and Associated Filing Requirements*, 14 FCC Rcd 7963, 7993, ¶ 80 (1999)).

<sup>5</sup> *AT&T Petition* at 2 citing *WorldCom International Settlements Policy Modification Request*, file no. ARC-MOD-20010530-00123 (filed May 30, 2001).

<sup>6</sup> See *Petition for Waiver of the International Settlement Policy for a Change in Accounting Rate for International Message Telephone Services with Telefonos de Mexico S.A. de C.V.*, file no. ISP-WAV-20020322-00012 (filed Mar. 21, 2002) (*WorldCom Petition*).

**If filed by hand delivery**, the Commission's contractor, Vistronix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building.

**If filed by mail, the following procedures should be followed: Commercial Overnight Mail** (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. **U.S. Postal Service first-class mail, Express Mail, and Priority Mail** should be addressed to 445 12th Street, SW, Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

**In addition, one copy of each pleading must be sent to each of the following:**

The Commission's duplicating contractor, Qualex International, 445 12<sup>th</sup> Street, S.W., Room CY-B402, Washington, D.C. 20554; e-mail: [qualexint@aol.com](mailto:qualexint@aol.com); facsimile: (202) 863-2898; phone: 202 863-2893.

- (1) George Li, Policy Division, International Bureau, 445 12<sup>th</sup> Street, S.W., Room 6-A761, Washington, D.C. 20554; e-mail: [gli@fcc.gov](mailto:gli@fcc.gov);
- (2) Claudia Fox, Policy Division, International Bureau, 445 12<sup>th</sup> Street, S.W., Room 6-A848, Washington, D.C. 20554; e-mail: [cfox@fcc.gov](mailto:cfox@fcc.gov);
- (3) Susan O'Connell, Policy Division, International Bureau, 445 12<sup>th</sup> Street, S.W., Room 6-A847, Washington, D.C. 20554; e-mail: [soconnel@fcc.gov](mailto:soconnel@fcc.gov);
- (4) Gardner Foster, Policy Division, International Bureau, 445 12<sup>th</sup> Street, S.W., Room 3-A625, Washington, D.C. 20554; e-mail: [gfoster@fcc.gov](mailto:gfoster@fcc.gov).

Copies of the application and any subsequently-filed documents in this matter may be obtained from Qualex International, in person at 445 12<sup>th</sup> Street, S.W., Room CY-B402, Washington, D.C. 20554, via telephone at (202) 863-2893, via facsimile at (202) 863-2898, or via e-mail at [qualexint@aol.com](mailto:qualexint@aol.com). The applications and any associated documents are also available for public inspection and copying during normal reference room hours at the following Commission office: FCC Reference Information Center, 445 12<sup>th</sup> Street, S.W., Room CY-A257, Washington, D.C. 20554.

For further information, contact Gardner Foster, International Bureau, at (202) 418-1460.

Attachment  
Supplementary Data Statement  
Settlement Rates between AT&T and Telmex

Settlement Rate per Minute

	Current	Effective 1/1/01 – 12/31/01*	Effective 1/1/02 – 2/28/02
Telmex			
AT&T			
	Effective rate	\$0.19	\$0.155*
			\$0.135*
		Effective 3/1/02 – 12/31/03	
Telmex	All U.S. locations	\$0.055	
	HCD, I800, Received Collect	\$0.095	
AT&T	Largest Cities	\$0.055	
	Medium Cities	\$0.085	
	Rest of Mexico	\$0.1175	
	HCD, I800, Received Collect	\$0.095	

Notes:

\*AT&T agreed in a Release and Settlement agreement with Telmex to true-up the interim payment of \$0.04 made by AT&T based on \$.135 and \$.155 for these applicable periods.

A separate call set up surcharge of 30 seconds per message shall apply to Home Country Direct calls.

A \$2.00 surcharge applies per Received Collect message that uses one or more of the following services (Person-to-Person Collect, Station-to-Station Collect) when the ticketing is performed at the originating location.

A 3 minute minimum charge (at the Dial Day rate where applicable) shall apply to Operator Station, Person Collect and Person-to-Person.

**SETTLEMENT RATES BETWEEN TELMEX AND AT&T  
FOR THE PERIOD MARCH 1, 2002 THROUGH DECEMBER 31, 2003**

**1. Associated Mexican Numbering Plan Area Codes (MNPAs) for Termination in Mexico City, Guadalajara and Monterrey at \$0.055:**

55
33
81

**2. Associated MNPA's for Termination in Medium-Sized Cities at \$0.085:**

222	438	632	757	958
228	442	633	758	961
229	443	639	762	965
231	444	641	771	967
232	449	642	773	968
238	451	645	775	971
246	452	646	777	981
271	453	653	779	983
272	461	656	782	986
284	462	661	783	987
287	463	662	786	993
311	464	664	791	998
312	466	665	823	999
314	469	667	828	
317	472	668	829	
322	473	669	831	
324	474	676	833	
325	475	686	834	
341	477	713	841	
351	481	714	842	
352	492	715	844	
353	493	721	861	
354	494	722	867	
356	591	726	868	
374	595	727	871	
378	597	728	877	
381	612	732	878	
384	614	733	891	
389	618	735	892	
392	622	736	899	
393	623	744	916	
415	624	747	917	
427	626	754	921	
435	627	755	922	

436	631	756	938
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**3. Associated MNPA's for Rest of Mexico Termination at \$0.1175:**

223	357	467	694	826
224	358	468	695	827
225	359	471	696	832
226	371	476	697	835
227	372	478	698	836
233	373	482	711	845
235	375	483	712	846
236	376	485	716	862
237	377	486	717	864
241	379	487	718	866
243	382	488	719	869
244	383	489	723	872
245	385	495	724	873
247	386	496	725	894
248	387	498	729	897
249	388	499	731	913
273	391	588	734	914
274	394	592	737	918
275	395	593	738	919
276	411	594	739	923
278	412	596	741	924
279	413	599	742	932
281	414	613	743	933
282	417	615	745	934
283	418	616	746	936
285	419	621	748	937
288	421	625	749	951
294	422	628	751	953
296	423	629	753	954
297	424	634	759	962
313	425	635	761	963
315	426	636	763	964
316	428	637	764	966
318	429	638	765	969
319	431	643	766	972
321	432	644	767	982
323	433	647	768	984
326	434	648	769	985
327	437	649	772	988
328	441	651	774	991
329	445	652	776	992

342	447	658	778	994
343	448	659	781	995
344	454	671	784	996
345	455	672	785	997
346	456	673	789	
347	457	674	797	
348	458	675	821	
349	459	677	824	
355	465	687	825	