



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
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WASHINGTON D.C. 20554

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DA No. 10-1935

Report No. TEL-01459

Thursday October 7, 2010

INTERNATIONAL AUTHORIZATIONS GRANTED

Section 214 Applications (47 C.F.R. § 63.18); Section 310(b)(4) Requests

The following applications have been granted pursuant to the Commission's streamlined processing procedures set forth in Section 63.12 of the Commission's rules, 47 C.F.R. § 63.12, other provisions of the Commission's rules, or procedures set forth in an earlier public notice listing applications accepted for filing.

Unless otherwise noted, these grants authorize the applicants (1) to become a facilities-based international common carrier subject to 47 C.F.R. § 63.22; and/or (2) to become a resale-based international common carrier subject to 47 C.F.R. § 63.23; or (3) to exceed the 25 percent foreign ownership benchmark applicable to common carrier radio licensees under 47 U.S.C. § 310(b)(4).

THIS PUBLIC NOTICE SERVES AS EACH NEWLY AUTHORIZED CARRIER'S SECTION 214 CERTIFICATE. It contains general and specific conditions, which are set forth below. Newly authorized carriers should carefully review the terms and conditions of their authorizations. Failure to comply with general or specific conditions of an authorization, or with other relevant Commission rules and policies, could result in fines and forfeitures.

Petitions for reconsideration under Section 1.106 or applications for review under Section 1.115 of the Commission's rules in regard to the grant of any of these applications may be filed within thirty days of this public notice (see Section 1.4(b)(2)).

An updated version of Sections 63.09--25 of the rules, and other related sections, is available at <http://www.fcc.gov/ib/pd/pf/telecomrules.html>.

For additional information, please contact the FCC Reference and Information Center, Room CY-A257, 445 12th Street SW, Washington, D.C. 20554, (202) 418-0270.

ITC-214-20100513-00197	E	Vind Communications Inc.
International Telecommunications Certificate		
Service(s):	Global or Limited Global Facilities-Based Service, Global or Limited Global Resale Service	
Grant of Authority	Date of Action:	09/30/2010

Application for authority to provide facilities-based service in accordance with section 63.18(e)(1) of the Commission's rules, and also to provide resale service in accordance with section 63.18(e)(2) of the Commission's rules, 47 C.F.R. § 63.18(e)(1), (2).

ITC-214-20100907-00353	E	Majicnet, LLC
International Telecommunications Certificate		
Service(s):	Global or Limited Global Resale Service	
Grant of Authority	Date of Action:	10/01/2010

Application for authority to provide resale service in accordance with section 63.18(e)(2) of the Commission's rules, 47 C.F.R. § 63.18(e)(2).

ITC-214-20100909-00356	E	Magesty World, Inc.
International Telecommunications Certificate		
Service(s):	Global or Limited Global Facilities-Based Service, Global or Limited Global Resale Service	
Grant of Authority		Date of Action: 10/01/2010
Application for authority to provide facilities-based service in accordance with section 63.18(e)(1) of the Commission's rules, and also to provide resale service in accordance with section 63.18(e)(2) of the Commission's rules, 47 C.F.R. § 63.18(e)(1), (2).		
ITC-214-20100914-00363	E	Digitz, Inc.
International Telecommunications Certificate		
Service(s):	Global or Limited Global Facilities-Based Service, Global or Limited Global Resale Service	
Grant of Authority		Date of Action: 10/01/2010
Application for authority to provide facilities-based service in accordance with section 63.18(e)(1) of the Commission's rules, and also to provide resale service in accordance with section 63.18(e)(2) of the Commission's rules, 47 C.F.R. § 63.18(e)(1), (2).		
ITC-214-20100915-00360	E	GLOBAL COMMUNICATION DISTRIBUTORS LLC
International Telecommunications Certificate		
Service(s):	Global or Limited Global Facilities-Based Service, Global or Limited Global Resale Service	
Grant of Authority		Date of Action: 10/01/2010
Application for authority to provide facilities-based service in accordance with section 63.18(e)(1) of the Commission's rules, and also to provide resale service in accordance with section 63.18(e)(2) of the Commission's rules, 47 C.F.R. § 63.18(e)(1), (2).		
ITC-ASG-20100922-00380	E	Verizon Wireless Personal Communications LP
Assignment		
Grant of Authority		Date of Action: 10/06/2010
Current Licensee: Zodiac Newco, LLC FROM: Zodiac Newco, LLC TO: Verizon Wireless Personal Communications LP Notification filed September 22, 2010, of the pro forma partial assignment of assets held by Zodiac Newco, LLC (Zodiac) to Verizon Wireless Personal Communications LP (Verizon WPC), both wholly-owned subsidiaries of Celco Partnership, d/b/a Verizon Wireless, effective August 23, 2010. In an intra-corporate transaction, Zodiac assigned its wireless telecommunications assets in the Louisiana 6, Louisiana 7, Mississippi 8 and Mississippi 9 cellular markets, and residual portions of its assets in the Louisiana 5 cellular market to Verizon WPC. Zodiac continues to provide international service to its remaining customers pursuant to its international section 214 authorization, ITC-214-20100621-00260. Verizon WPC is providing international service to its customers pursuant to its own international section 214 authorization, ITC-214-20101005-00391.		
ITC-ASG-20100922-00381	E	San Antonio MTA, L.P.
Assignment		
Grant of Authority		Date of Action: 10/06/2010
Current Licensee: Zodiac Newco, LLC FROM: Zodiac Newco, LLC TO: San Antonio MTA, L.P. Notification filed September 22, 2010, of the pro forma partial assignment of assets held by Zodiac Newco, LLC (Zodiac) to San Antonio MTA, L.P. (San Antonio MTA), both wholly-owned subsidiaries of Celco Partnership, d/b/a Verizon Wireless, effective August 23, 2010. In an intra-corporate transaction, Zodiac assigned its wireless telecommunications assets in Allen, Beauregard, Cameron and Jefferson Davis parishes within the Louisiana 5 (Beauregard) cellular market to San Antonio MTA. Zodiac continues to provide international service to its remaining customers pursuant to its international section 214 authorization, ITC-214-20100621-00260. San Antonio MTA is providing international service to its customers pursuant to its own international section 214 authorization, ITC-214-20101005-00392.		

ITC-T/C-20100920-00367 E Birch Telecom, Inc.
Transfer of Control
Grant of Authority Date of Action: 10/06/2010

Current Licensee: Birch Telecom, Inc.

FROM: Birch Communications, Inc.

TO: Birch Communications Holdings, Inc.

Notification filed September 20, 2010, of the pro forma transfer of control of international section 214 authorization, ITC-214-19990701-00441, held by Birch Telecom, Inc. (Birch Telecom), from Birch Communications, Inc. (Birch) to Birch Communications Holdings, Inc. (Birch Holdings), effective September 30, 2010. In an internal restructuring, the current shareholders of Birch, the parent company of Birch Telecom, exchanged their shares for shares of Birch Holdings, a newly formed entity, as a contribution to the capital of Birch Holdings. As a result, Birch Holdings became the sole shareholder of Birch, the current shareholders of Birch became the shareholders of Birch Holdings, and Birch Telecom became an indirect wholly-owned subsidiary of Birch Holdings.

The following wholly-owned subsidiaries of Birch Telecom provide international service under authority of the section 214 authorization held by Birch Telecom, ITC-214-19990701-00441, pursuant to section 63.21(h) of the Commission's rules, 47 C.F.R. § 63.21(h): Birch Telecom of Missouri, Inc.; Birch Telecom of Kansas, Inc.; Birch Telecom of Texas LTD LLP; Birch Telecom of Oklahoma, Inc.; Birch Telecom of the South, Inc.; Birch Telecom of the Great Lakes, Inc.; Birch Telecom of the West, Inc.; Birch Communications of the Northeast, Inc.; IONEX Communications, Inc.; IONEX Communications South, Inc.; and, IONEX Communications North, Inc.

ITC-T/C-20100920-00370 E Birch Communications, Inc.
Transfer of Control
Grant of Authority Date of Action: 10/06/2010

Current Licensee: Birch Communications, Inc.

FROM: Birch Communications, Inc.

TO: Birch Communications Holdings, Inc.

Notification filed September 20, 2010, of the pro forma transfer of control of international section 214 authorization, ITC-214-19970926-00584 (Old File No. ITC-97-586), held by Birch Communications, Inc. (Birch), to Birch Communications Holdings, Inc. (Birch Holdings), effective September 30, 2010. In an internal restructuring, the current shareholders of Birch exchanged their shares for shares of Birch Holdings, a newly formed entity, as a contribution to the capital of Birch Holdings. As a result, Birch Holdings became the sole shareholder of Birch, and the current shareholders of Birch became the shareholders of Birch Holdings.

ITC-T/C-20100923-00378 E Abraham Divestiture Company LLC
Transfer of Control
Grant of Authority Date of Action: 10/06/2010

Current Licensee: Abraham Divestiture Company LLC

FROM: Garden Acquisitions Inc.

TO: AT&T Inc.

Notification filed September 23, 2010, of the pro forma transfer of control of international section 214 authorization, ITC-214-20090522-00562, held by Abraham Divestiture Company LLC (ADC), from Garden Acquisitions Inc. (GAI) to AT&T Inc. (AT&T), effective August 24, 2010. As part of the consent order for AT&T's purchase of certain divestiture assets from the Verizon Wireless/ALLTEL merger, AT&T operated ADC's assets pursuant to a de facto transfer lease and GAI, as the exchange accommodation title holder of the divestiture transaction, retained de jure control of ADC. See Applications of AT&T Inc. and Celco Partnership d/b/a Verizon Wireless for Consent to Assign or Transfer Control of Licenses and Authorizations and Modify a Spectrum Leasing Arrangement, WT Dkt. No. 09-104, Memorandum Opinion and Order, FCC 10-116, 25 FCC Rcd 8704 (2010) (AT&T/Verizon Order). Upon closing of AT&T's sale of the divestiture assets pursuant to the AT&T/Verizon Order, GAI transferred its interest in ADC to AT&T. Upon consummation of the pro forma transfer of control, ADC became a direct subsidiary of AT&T Mobility II LLC, an indirect, wholly owned subsidiary of AT&T.

INFORMATIVE

ITC-214-19970926-00584 Birch Communications, Inc.

By letter filed September 22, 2010, Applicant notified the Commission that the following wholly-owned subsidiary may provide international telecommunications service under the international section 214 authorization held by Birch Communications, Inc., pursuant to section 63.21(h) of the Commission's rules, 47 CFR § 63.21(h): Birch Communications of Virginia, Inc. d/b/a Birch Communications.

ITC-214-19980520-00334 Global Crossing North America, Inc.

By letter dated July 30, 2010, Applicant notified the Commission that Global Crossing Telecommunications, Inc. ("GC Telecom") will be discontinuing their dial-around service in New York as of September 30, 2010.

Budget Call Long Distance, Inc., a subsidiary of GC Telecom, who also provides service under this authorization, notified the Commission, by letter dated July 30, 2010, that it will be discontinuing its interstate and international telecommunications services as of September 30, 2010.

SURRENDER

ITC-214-20040824-00350

eLandia Technologies, Inc.

By letter filed October 5, 2010, Applicant notified the Commission of the Surrender of its international section 214 authorization.

ITC-214-20060427-00257

TeleCommunication Systems Corporation of Maryland

By letter filed October 1, 2010, Applicant notified the Commission of the Surrender of its international section 214 authorization.

CONDITIONS APPLICABLE TO INTERNATIONAL SECTION 214 AUTHORIZATIONS

(1) These authorizations are subject to the Exclusion List for International Section 214 Authorizations, which identifies restrictions on providing service to particular countries or using particular facilities. The most recent Exclusion List is attached to this Public Notice. The list applies to all U.S. international carriers, including those that have previously received global or limited global Section 214 authority, whether by Public Notice or specific written order. Carriers are advised that the attached Exclusion List is subject to amendment at any time pursuant to the procedures set forth in Streamlining the International Section 214 Authorization Process and Tariff Requirements, IB Docket No. 95-118, 11 FCC Rcd 12884 (1996), para. 18. A copy of the current Exclusion List will be maintained in the FCC Reference and Information Center and will be available at <http://www.fcc.gov/ib/pd/pf/telecomrules.html#exclusionlist>. It also will be attached to each Public Notice that grants international Section 214 authority.

(2) The export of telecommunications services and related payments to countries that are subject to economic sanctions may be restricted. For information concerning current restrictions, call the Office of Foreign Assets Control, U.S. Department of the Treasury, (202) 622-2520.

(3) Carriers shall comply with the requirements of Section 63.11 of the Commission's rules, which requires notification by, and in certain circumstances prior notification by, U.S. carriers acquiring an affiliation with foreign carriers. A carrier that acquires an affiliation with a foreign carrier will be subject to possible reclassification as a dominant carrier on an affiliated route pursuant to the provisions of Section 63.10 of the rules.

(4) Carriers shall comply with the Commission's International Settlements Policy and associated filing requirements contained in Sections 43.51, 64.1001 and 64.1002 of the Commission's Rules, 47 C.F.R. §§ 43.51, 64.1001, 64.1002. The Commission modified these requirements most recently in International Settlements Policy Reform: International Settlement Rates, First Report and Order, FCC 04-53, 19 FCC Rcd 5709 (2004). In addition, any carrier interconnecting private lines to the U.S. public switched network at its switch, including any switch in which the carrier obtains capacity either through lease or otherwise, shall file annually with the Chief, International Bureau, a certified statement containing, on a country-specific basis, the number and type (e.g., 64 kbps circuits) of private lines interconnected in such manner. The Commission will treat the country of origin information as confidential. Carriers need not file their contracts for interconnection unless the Commission specifically requests. Carriers shall file their annual report on February 1 (covering international private lines interconnected during the preceding January 1 to December 31 period) of each year. International private lines to countries which the Commission has exempted from the International Settlements Policy at any time during a particular reporting period are exempt from this requirement. See 47 C.F.R. § 43.51(d). The Commission's list of U.S. international routes that are exempt from the International Settlements Policy may be viewed at http://www.fcc.gov/ib/pd/pf/isp_exempt.html.

(5) Carriers authorized to provide private line service either on a facilities or resale basis are limited to the provision of such private line service only between the United States and those foreign points covered by their referenced applications for Section 214 authority. A carrier may provide switched services over its authorized resold private lines in the circumstances specified in Section 63.23(d) of the rules, 47 C.F.R. § 63.23(d).

(6) A carrier may engage in "switched hubbing" to countries that do not appear on the Commission's list of U.S. international routes that are exempt from the International Settlements Policy, set forth in Section 64.1002, 47 C.F.R. § 64.1002, provided the carrier complies with the requirements of Section 63.17(b) of the rules, 47 C.F.R. § 63.17(b). The Commission's list of U.S. international routes that are exempt from the International Settlements Policy may be viewed at http://www.fcc.gov/ib/pd/pf/isp_exempt.html.

(7) Carriers shall comply with the "No Special Concessions" rule, Section 63.14, 47 C.F.R. § 63.14.

(8) Carriers regulated as dominant for the provision of a particular communications service on a particular route for any reason other than a foreign carrier affiliation under Section 63.10 of the rules shall file tariffs pursuant to Section 203 of the Communications Act, as amended, 47 U.S.C. § 203, and Part 61 of the Commission's Rules, 47 C.F.R. Part 61. Carriers shall not otherwise file tariffs except as permitted by Section 61.19 of the rules, 47 C.F.R. § 61.19. Except as specified in Section 20.15 with respect to commercial mobile radio service providers, carriers regulated as non-dominant, as defined in Section 61.3, and providing detariffed international services pursuant to Section 61.19, must comply with all applicable public disclosure and maintenance of information requirements in Sections 42.10 and 42.11.

(9) Carriers shall file the annual reports of overseas telecommunications traffic required by Section 43.61(a). Carriers shall also file the quarterly reports required by Section 43.61 in the circumstances specified in paragraphs (b) and (c) of

that Section.

(10) Carriers shall file annual reports of circuit status and/or circuit additions in accordance with the requirements set forth in Rules for Filing of International Circuit Status Reports, CC Docket No. 93-157, Report and Order, 10 FCC Rcd 8605 (1995). See 47 C.F.R. § 43.82. See also §§ 63.22(e), 63.23(e). These requirements apply to facilities-based carriers and private line resellers, respectively. See also <http://www.fcc.gov/ib/pd/pf/csmanual.html>.

(11) Carriers should consult Section 63.19 of the rules when contemplating a discontinuance, reduction or impairment of service. Further, the grant of these applications shall not be construed to include authorization for the transmission of money in connection with the services the applicants have been given authority to provide. The transmission of money is not considered to be a common carrier service.

(12) If any carrier is reselling service obtained pursuant to a contract with another carrier, the services obtained by contract shall be made generally available by the underlying carrier to similarly situated customers at the same terms, conditions and rates. 47 U.S.C. § 203.

(13) To the extent the applicant is, or is affiliated with, an incumbent independent local exchange carrier, as those terms are defined in Section 64.1902 of the rules, it shall provide the authorized services in compliance with the requirements of Section 64.1903.

(14) Except as otherwise ordered by the Commission, a carrier authorized here to provide facilities-based service that (i) is classified as dominant under Section 63.10 of the rules for the provision of such service on a particular route and (ii) is affiliated with a carrier that collects settlement payments for terminating U.S. international switched traffic at the foreign end of that route may not provide facilities-based switched service on that route unless the current rates the affiliate charges U.S. international carriers to terminate traffic are at or below the Commission's relevant benchmark adopted in International Settlement Rates, IB Docket No. 96-261, Report and Order, 12 FCC Rcd 19806 (1997). See also Report and Order on Reconsideration and Order Lifting Stay in IB Docket No. 96-261, FCC 99-124 (rel. June 11, 1999). For the purposes of this rule, "affiliated" and "foreign carrier" are defined in Section 63.09.

Exclusion List for International Section 214 Authorizations

The following is a list of countries and facilities not covered by grant of global Section 214 authority under Section 63.18(e)(1) of the Commission's Rules, 47 C.F.R. § 63.18(e)(1). In addition, the facilities listed shall not be used by U.S. carriers authorized under Section 63.18 of the Commission's Rules unless the carrier's Section 214 authorization specifically lists the facility. Carriers desiring to serve countries or use facilities listed as excluded hereon shall file a separate Section 214 application pursuant to Section 63.18(e)(3) of the Commission's Rules. See 47 C.F.R. § 63.22(c).

Countries:

Cuba (Applications for service to Cuba shall comply with the separate filing requirements of the Commission's Public Notice, DA 10-112, dated January 21, 2010, "Modification of Process to Accept Applications for Service to Cuba and Related Matters.")

Facilities:

All non-U.S.-licensed satellite systems that are not on the Permitted Space Station List, maintained at <http://www.fcc.gov/ib/sd/se/permitted.html>. See International Bureau Public Notice, DA 99-2844 (rel. Dec. 17, 1999).

This list is subject to change by the Commission when the public interest requires. Before amending the list, the Commission will first issue a public notice giving affected parties the opportunity for comment and hearing on the proposed changes. The Commission may then release an order amending the exclusion list. This list also is subject to change upon issuance of an Executive Order. See Streamlining the Section 214 Authorization Process and Tariff Requirements, IB Docket No. 95-118, FCC 96-79, 11 FCC Rcd 12,884, released March 13, 1996 (61 Fed. Reg. 15,724, April 9, 1996). A current version of this list is maintained at <http://www.fcc.gov/ib/pd/pf/telecomrules.html#exclusionlist>.

For additional information, contact the International Bureau's Policy Division, (202) 418-1460.