



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
1919 M STREET N.W.  
WASHINGTON D.C. 20554

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DA No. 99-404

Report No. ARC-00003

Friday February 26, 1999

## ACCOUNTING RATE CHANGE

### RE: Applications Accepted for Filing

Pursuant to Section 64.1002 of the Commission's rules, the application(s) listed below will be deemed granted 21 days after the date of this public notice and the applicant(s) may implement the alternative settlement arrangement on the 28th day, unless the application(s) is(are) formally opposed within the meaning of Section 1.1202 of the Commission's Rules, or the Commission has informed the applicant(s) in writing, within 21 days of the date of this public notice, that the application(s) may not serve the public interest and that implementation of the proposed alternative settlement arrangement must await formal action on the petition. If objections or comments are filed, the applicant(s) may file a response within 5 days of the time for filing an opposition has expired. In these instances, the application(s) will be acted upon only by formal written order of the Commission, and the proposed alternative settlement arrangement may not be implemented except in accordance with such an order.

In accordance with Section 1.51(c) of the Commission's rules, an original and four copies of all pleadings must be filed with the Secretary at the above address Monday through Friday 4:00 p.m. - 5:30 p.m., or Monday through Friday 8:00 a.m. to 5:30 p.m. at the Portals location, 445 Twelfth Street, S.W., Washington, D.C., Room TW-A325. In addition, one copy of each pleading must be filed with (1) International Transcription Services (ITS), The Commission's duplicating contractor, at its office at 1231 20th Street, N.W., Washington, D.C. 20036 (202) 857-3800; and (2) the International Reference Room, International Bureau, Room 102, 2000 M Street, N.W., Washington, D.C. 20554. All filings should refer to the file number listed below.

Copies of the application(s) and any subsequently filed documents in this matter may be obtained from ITS, 1231 20th Street, N.W., Washington, D.C. 20036 (202) 857-3800. Such documents are also available for public inspection and copying during normal reference room hours in the International Reference Room, 2000 M. Street, N.W., Room 102, Washington, D.C. 20554.

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ARC-PDR-19990216-00036

AT&T CORP.

Petition for Declaratory Ruling

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AT&T Corp. (AT&T) has petitioned the Commission for a declaratory ruling that an alternative settlement arrangement negotiated with Alestra S. de R.L. (Alestra) for service to and from Mexico is permitted under the framework adopted by the Commission. The proposed arrangement provides for an accounting rate arrangement covering international switched voice service for the period January 1, 1999 through December 31, 1999, at a rate of:

\$0.25 for the first 24 million minutes per month sent by AT&T to Alestra;  
\$0.25 for the first 10 million minutes per month sent by Alestra to AT&T;  
\$0.14 for all minutes above 24 million minutes per month sent by AT&T to Alestra; and  
\$0.08 for all minutes above 10 million minutes per month sent by Alestra to AT&T

AT&T stipulates that Mexico is a member of the World Trade Organization. AT&T argues that Alestra is one of at least six international facilities-based carriers in Mexico that provide service between the United States and Mexico; that AT&T is an affiliate of Alestra; that Alestra is a non-dominant, nascent competitive carrier in Mexico which lacks control of bottleneck facilities; and that less than twenty-five percent of the traffic to or from Mexico would be affected.

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**ARC-PDR-19990224-00039**

MCI WORLDCOM, INC.

Petition for Declaratory Ruling

MCI WorldCom, Inc. (MCI WorldCom), on behalf of its wholly-owned subsidiaries, MCI International, Inc. and IDB WorldCom Services, Inc. has petitioned the Commission for a declaratory ruling that an alternative settlement arrangement negotiated with Avantel, S.A. (Avantel) for service to and from Mexico is permitted under the framework adopted by the Commission. The proposed arrangement provides for an accounting rate arrangement covering international switched traffic at a rate of \$0.12 per exchanged minute, plus the respective cost of International Private Line Circuits, with terminations in Mexico limited to cities open to interconnection under Mexican regulation, of which there are currently 150 (Equal Access Cities). Terminations in the U.S. are to all points. The agreement expires June 30, 1999.

MCI WorldCom stipulates that Mexico is a member of the World Trade Organization. MCI WorldCom argues that Avantel is one of at least three facilities-based international service providers in Mexico; that MCI WorldCom is affiliated with Avantel; that Avantel is a non-dominant carrier in Mexico that lacks control of bottleneck facilities and that Avantel has less than fifty percent market share in the relevant market; and that less than twenty-five percent of the traffic to or from Mexico would be affected.

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For further information, contact Ken Stanley, Telecommunications Division, International Bureau, (202) 418-1486; [kstanley@fcc.gov](mailto:kstanley@fcc.gov); TTY 202-418-2555.