



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
445 12th STREET S.W.
WASHINGTON D.C. 20554

News media information 202-418-0500
Internet: <http://www.fcc.gov> (or <ftp.fcc.gov>)
TTY (202) 418-2555

DA No. 20-295

Report No. TEL-02013

Thursday March 19, 2020

International Authorizations Granted

Section 214 Applications (47 C.F.R. §§ 63.18, 63.24); Section 310(b) Petitions (47 C.F.R. § 1.5000)

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 foreign ownership benchmark applicable to common carrier radio licensees under 47 U.S.C. § 310(b).

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 47 CFR § 1.4(b)(2)).

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-214-20190130-00067 E SORACOM GLOBAL, INC.

International Telecommunications Certificate

Service(s): Global or Limited Global Resale Service

Grant of Authority

Date of Action: 03/12/2020

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).

We grant the Petition to Adopt Conditions to Authorizations and Licenses filed in this proceeding on March 11, 2020, by the U.S. Department of Justice (DOJ). Accordingly, we condition grant of this application for international section 214 authority on compliance by SORACOM Global, Inc. with the commitments and undertakings set forth in the Letter of Agreement from Kenta Yasukawa, CEO, SORACOM Global, Inc., to the Assistant Attorney General for National Security, DOJ, dated March 10, 2020 (LOA). A failure to comply and/or remain in compliance with any of these commitments and undertakings shall constitute a failure to meet a condition of the authorization and thus grounds for declaring the authorization terminated without further action on the part of the Commission. Failure to meet a condition of the authorization may also result in monetary sanctions or other enforcement action by the Commission. The Petition and the LOA may be viewed on the FCC's website through the International Bureau Filing System by searching for ITC-214-20190130-00067 and accessing the "Other Filings related to this application" from the Document Viewing Area.

ITC-ASG-20200221-00035 E Best Buy Health, Inc.
Assignment
Grant of Authority Date of Action: 03/18/2020

Current Licensee: GreatCall, Inc.

FROM: GreatCall, Inc.

TO: Best Buy Health, Inc.

Notification filed February 21, 2020, of the pro forma assignment of international section 214 authorization ITC-214-20130307-00069 from GreatCall, Inc. (GreatCall) to Best Buy Health, Inc. (Best Buy Health), effective February 1, 2020. In a corporate restructuring, GreatCall was merged with and into its affiliate, Best Buy Health, with Best Buy Health being the surviving entity. GreatCall was, and Best Buy Health continues to be, a wholly owned subsidiary of Best Buy Co., Inc.

ITC-T/C-20200131-00018 E Telxius Cable USA, Inc.
Transfer of Control
Grant of Authority Date of Action: 03/18/2020

Current Licensee: Telxius Cable USA, Inc.

FROM: KKR Management LLC

TO: KKR Management LLP

Notification filed January 31, 2020, of the pro forma transfer of control of certain negative control rights over Telxius Cable USA, Inc. (Telxius USA), which holds international section 214 authorizations ITC-214-20040518-00203 and ITC-214-20080709-00314, from KKR Management LLC to KKR Management LLP, effective January 1, 2020.

Telxius USA is an indirect wholly owned subsidiary of Telxius Telecom, S.A. (Telxius Parent). Taurus Bidco S.a.r.l. (KKR Bidco) holds a 40% voting and equity interest and certain negative control rights over Telxius Parent. KKR Management has indirect control over KKR Bidco, and thus negative control over Telxius Parent and Telxius USA.

In an internal reorganization, KKR & Co. Inc. (KKR & Co.) and its subsidiaries made changes to the structure through which KKR Management holds control over KKR Bidco. First, KKR Management, which holds a 100% voting interest and no equity interest in KKR & Co., was converted from a Delaware limited liability company to a Delaware limited liability partnership called KKR Management LLP. Second, KKR Fund Holdings GP Limited, a Cayman Islands company and general partner of KKR Fund Holdings L.P., transferred 100% of its assets and liabilities to its intermediate parent company, KKR Group Holdings Corp., and was dissolved under Cayman Islands law. KKR Group Holdings Corp. then became the sole general partner of KKR Fund Holdings L.P. and converted all of its limited partner interests in KKR Fund Holdings L.P. into general partner interests. KKR Fund Holdings L.P. changed its name to KKR Group Partnership L.P. KKR Management continue to hold negative control rights over Telxius Parent and Telxius USA.

ITC-T/C-20200131-00019 E Telxius Cable Puerto Rico, Inc.
Transfer of Control
Grant of Authority Date of Action: 03/18/2020

Current Licensee: Telxius Cable Puerto Rico, Inc.

FROM: KKR Management LLC

TO: KKR Management LLP

Notification filed January 31, 2020, of the pro forma transfer of control of certain negative control rights over Telxius Cable Puerto Rico, Inc. (Telxius Puerto Rico), which holds international section 214 authorization ITC-214-20131121-00316, from KKR Management LLC to KKR Management LLP, effective January 1, 2020.

Telxius Puerto Rico is an indirect wholly owned subsidiary of Telxius Telecom, S.A. (Telxius Parent). Taurus Bidco S.a.r.l. (KKR Bidco) holds a 40% voting and equity interest and certain negative control rights over Telxius Parent. KKR Management has indirect control over KKR Bidco, and thus negative control over Telxius Parent and Telxius Puerto Rico.

In an internal reorganization, KKR & Co. Inc. (KKR & Co.) and its subsidiaries made changes to the structure through which KKR Management holds control over KKR Bidco. First, KKR Management, which holds a 100% voting interest and no equity interest in KKR & Co., was converted from a Delaware limited liability company to a Delaware limited liability partnership called KKR Management LLP. Second, KKR Fund Holdings GP Limited, a Cayman Islands company and general partner of KKR Fund Holdings L.P., transferred 100% of its assets and liabilities to its intermediate parent company, KKR Group Holdings Corp., and was dissolved under Cayman Islands law. KKR Group Holdings Corp. then became the sole general partner of KKR Fund Holdings L.P. and converted all of its limited partner interests in KKR Fund Holdings L.P. into general partner interests. KKR Fund Holdings L.P. changed its name to KKR Group Partnership L.P. KKR Management continue to hold negative control rights over Telxius Parent and Telxius Puerto Rico.

ITC-T/C-20200219-00028 E Jaguar Communications, Inc
Transfer of Control
Grant of Authority

Date of Action: 03/13/2020

Current Licensee: Jaguar Communications, Inc

FROM: Jaguar Communications, Inc

TO: Provincial Real Estate Holdings, LLC

Application filed for consent to the transfer of control of Jaguar Communications, Inc. (Jaguar), a Minnesota corporation, which holds international section 214 authorization ITC-214-20010125-00060, to Provincial Real Estate Holdings, LLC (Provincial), a Minnesota limited liability company. On January 8, 2013, without prior Commission consent, control of Jaguar was transferred to Provincial when all of the outstanding shares of Jaguar were converted to non-voting shares, Provincial was issued 100% of the voting interests in Jaguar, and Provincial was issued 90% of the financial interests of Jaguar. At that time Provincial was owned equally (25% each) by four individuals - James T. Ward, Mark E. Davis, M. Mitchell Davis and Martin E. Davis - all U.S. citizens.

Applicants filed a request for Special Temporary Authority (STA) related to this transaction, ITC-STA-20200219-00032, which was granted on February 26, 2020.

This authorization is without prejudice to the Commission's action in any other related pending proceedings.

Grant of this application is without prejudice to any enforcement action by the Commission for non-compliance with the Communications Act of 1934, as amended, or the Commission's rules.

ITC-T/C-20200219-00029 E Jaguar Communications, Inc
Transfer of Control
Grant of Authority

Date of Action: 03/13/2020

Current Licensee: Jaguar Communications, Inc

FROM: Provincial Real Estate Holdings, LLC

TO: James T Ward

Application filed for consent to the transfer of control of Jaguar Communications, Inc. (Jaguar), a Minnesota corporation, which holds international section 214 authorization ITC-214-20010125-00060, from its 100% parent, Provincial Real Estate Holdings, LLC (Provincial), a Minnesota limited liability company, to Mr. James T. Ward. Prior to the transaction, Provincial was owned equally (25% each) by four individuals - James T. Ward, Mark E. Davis, M. Mitchell Davis and Martin E. Davis - all U.S. citizens. On January 1, 2018, without prior Commission consent, Mr. Ward acquired the ownership and voting interests held by Mitchell Davis and Martin E. Davis, thus giving him a 75% and controlling interest in Provincial.

Applicants filed a request for Special Temporary Authority (STA) related to this transaction, ITC-STA-20200219-00033, which was granted on February 26, 2020.

This authorization is without prejudice to the Commission's action in any other related pending proceedings.

Grant of this application is without prejudice to any enforcement action by the Commission for non-compliance with the Communications Act of 1934, as amended, or the Commission's rules.

SURRENDER

ITC-214-19920731-00066 Mitel Cloud Services, Inc.

Applicant notified the Commission of the Surrender of its international section 214 authorization effective March 13, 2020.

ITC-214-20190715-00132 Internap Connectivity LLC

Applicant notified the Commission of the Surrender of its international section 214 authorization effective March 17, 2020.

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 at the end of 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://transition.fcc.gov/ib/pd/pf/exclusionlist.html>. 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) 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).
- (5) Carriers shall comply with the "No Special Concessions" rule, Section 63.14, 47 C.F.R. § 63.14.
- (6) 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.
- (7) International facilities-based service providers must file and maintain a list of U.S.-international routes on which they have direct termination arrangements with a foreign carrier. 47 CFR § 63.22(h). A new international facilities-based service provider or one without existing direct termination arrangements must file its list within thirty (30) days of entering into a direct termination arrangement(s) with a foreign carrier(s). Thereafter, international facilities-based service providers must update their lists within thirty (30) days after adding a termination arrangement for a new foreign destination or discontinuing an arrangement with a previously listed destination. See Process For The Filing Of Routes On Which International Service Providers Have Direct Termination Arrangements With A Foreign Carrier, ITC-MS-20181015-00182, Public Notice, 33 FCC Rcd 10008 (IB 2018).
- (8) Any U.S. Carrier that owned or leased bare capacity on a submarine cable between the United States and any foreign point must file a Circuit Capacity Report to provide information about the submarine cable capacity it holds. 47 CFR § 43.82(a)(2). See <https://www.fcc.gov/circuit-capacity-data-us-international-submarine-cables>.
- (9) Carriers should consult Section 63.19 of the rules when contemplating a discontinuance, reduction or impairment of service.
- (10) 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.
- (11) 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.
- (12) 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.

(13) Carriers shall comply with the Communications Assistance for Law Enforcement Act (CALEA), see 47 C.F.R. §§ 1.20000 et seq.

(14) Every carrier must designate an agent for service in the District of Columbia. See 47 U.S.C. § 413, 47 C.F.R. §§ 1.47(h), 64.1195.

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). 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:

None.

Facilities:

Any non-U.S.-licensed space station that has not received Commission approval to operate in the U.S. market pursuant to the procedures adopted in the Commission's DISCO II Order, IB Docket No. 96-111, Report and Order, FCC 97-399, 12 FCC Rcd 24094, 24107-72 paragraphs 30-182 (1997) (DISCO II Order). Information regarding non-U.S.-licensed space stations approved to operate in the U.S. market pursuant to the Commission's DISCO II procedures is maintained at http://transition.fcc.gov/bureaus/ib/sd/se/market_access.html.

This list is subject to change by the Commission when the public interest requires. The most current version of the list is maintained at <http://transition.fcc.gov/ib/pd/pf/exclusionlist.html>.

For additional information, contact the International Bureau's Telecommunications and Analysis Division, (202) 418-1480.