



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
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DA No. 08-1442

Report No. SCL-00067

Thursday June 19, 2008

## ACTIONS TAKEN UNDER CABLE LANDING LICENSE ACT

### Section 1.767(a) Cable Landing Licenses, Modifications, and Assignments or Transfers of Control of Interests in Cable Landing Licenses (47 C.F.R. § 1.767(a))

By the Chief, Policy Division, International Bureau:

Pursuant to An Act Relating to the Landing and Operation of Submarine Cables in the United States, 47 U.S.C. §§ 34-39 (Cable Landing License Act), Executive Order No. 10530, Exec. Ord. No. 10530 reprinted as amended in 3 U.S.C. § 301, and section 1.767 of the Commission's rules, 47 C.F.R. § 1.767, the following applications ARE GRANTED. These grants of authority are taken under section 0.261 of the Commission's rules, 47 C.F.R. § 0.261. Petitions for reconsideration under section 1.106 or applications for review under section 1.115 of the Commission's rules, 47 C.F.R. §§ 1.106, 1.115, may be filed within 30 days of the date of this public notice.

This public notice serves as each cable landing licensee's Cable Landing License, or modification thereto, pursuant to the Cable Landing License Act and sections 1.767 and 1.768 of the Commission's rules. Cable landing licensees should review carefully the terms and conditions of their licenses. Failure to comply with these terms and conditions or relevant Commission rules and policies could result in fines or forfeitures.

The Commission most recently amended its rules applicable to submarine cable landing licenses in Review of Commission Consideration of Applications under the Cable Landing License Act, IB Docket No. 00-106, FCC 01-332, 16 FCC Rcd 22167 (2001), 67 Fed. Reg. 1615 (Jan. 14, 2002). An updated version of sections 1.767 and 1.768 of the rules is available at <http://www.fcc.gov/ib/pd/pf/telecomrules.html>. See also [http://hraunfoss.fcc.gov/edocs\\_public/attachmatch/DA-02-598A1.pdf](http://hraunfoss.fcc.gov/edocs_public/attachmatch/DA-02-598A1.pdf) for a March 13, 2002 Public Notice; [http://hraunfoss.fcc.gov/edocs\\_public/attachmatch/FCC-01-332A1.pdf](http://hraunfoss.fcc.gov/edocs_public/attachmatch/FCC-01-332A1.pdf) for the December 14, 2001 Report and Order.

Transfer of Control

Grant of Authority

Date of Action: 06/18/2008

**Current Licensee:** Telecomunicaciones Ultramarinas de Puerto Rico

**FROM:** Puerto Rico Telephone Authority c/o Government Development Bank for Puerto Rico

**TO:** PREPA Networks Corp.

Acceptability for Filing Public Notice: See Telecomunicaciones Ultramarinas de Puerto Rico Application to Transfer Control of the ARCOS-1 Cable System, SCL-LIC-19981222-00032, SCL-MOD-20010302-00007, Streamlined Submarine Cable Landing License Applications Accepted for Filing Public Notice, Report No. SCL-00062S (IB rel. May 9, 2008). No opposition or other comments were filed in response to the Public Notice. The Application has been coordinated with the Department of State and other Executive Branch agencies pursuant to section 1.767(b) of the Commission's rules, 47 C.F.R §1.767(b), and consistent with procedures established with the Department of State. See Review of Commission Consideration of Applications under the Cable Landing License Act, IB Docket No. 00-106, Report and Order, 16 FCC Rcd 22167 (2001) (Submarine Cable Licensing Report and Order); Streamlined Procedures for Executive Branch Review of Submarine Cable Landing License Requests, Media Note (Revised) (rel. Dec. 20, 2001) available at <http://www.state.gov/r/pa/prs/ps/2001/6951.htm>

Actions Taken: Grant of Authority to transfer control of the interest in the ARCOS-1 Cable System, SCL-LIC-19981222-00032, SCL-MOD-20010302-00007, held by Telecomunicaciones Ultramarinas de Puerto Rico, Inc. (Ultracom) from its 100% parent, the Puerto Rico Telephone Authority (PRTA), to PREPA Networks Corp. (PREPA.Net). The ARCOS-1 Cable System extends between Florida, the Bahamas, the Turks and Caicos, the Dominican Republic, Puerto Rico, Curacao, Venezuela, Colombia, Panama, Costa Rica, Nicaragua, Honduras, Guatemala, Belize and Mexico. Ultracom owns the cable landing station and beachhead facilities in San Juan, Puerto Rico and a 0.35% capacity interest in the ARCOS-1 cable system.

Licensee Information: Pursuant to a stock purchase agreement executed on February 28, 2008, PREPA.Net will acquire all the outstanding shares of common stock of Ultracom owned by PRTA. Ultracom will become a wholly-owned subsidiary of PREPA.Net. PRTA is a government entity of the Commonwealth of Puerto Rico, created by Puerto Rico Public Law No. 25. The Puerto Rico Electric Power Authority (PREPA) is a public corporation and is also a government entity of the Commonwealth of Puerto Rico, created by Puerto Rico Public Law No. 83. PREPA is the sole owner and shareholder of PREPA.Net, a corporation created and existing under Puerto Rico Public Law No. 144.

Conditions and Requirements: See ARCOS-1 USA, Inc., File No. SCL-LIC-19981222-00032, Cable Landing License, 14 FCC Rcd 10597, 10601-03, para. 14 (TD/IB 1999) (ARCOS-1 Cable Landing License Order); ARCOS-1 USA, Inc., Com Tech International Cable Corporation and Telecomunicaciones Ultramarinas de Puerto Rico, File No. SCL-MOD-20010302-00007, Modification of Cable Landing License, 16 FCC Rcd 15781, 15785, para. 11 (TD/IB 2001) (addition of Com Tech International Cable Corporation, Telecomunicaciones Ultramarinas de Puerto Rico as licensees). PREPA.Net shall comply with the requirements of Section 1.768 (notifications and prior approval for submarine cable landing licensees that are or propose to become affiliated with a foreign carrier), 47 C.F.R. § 1.768.

Regulatory Status of Cable: The ARCOS-1 Cable System operates on a non-common carrier basis. See ARCOS-1 Cable Landing License Order, 14 FCC Rcd at 10599-600. paras. 5-9.

Cable Design and Capacity: See ARCOS-1 Cable Landing License Order, 14 FCC Rcd at 10598, para. 3.

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Transfer of Control

Grant of Authority

Date of Action: 06/18/2008

**Current Licensee:** Telecomunicaciones Ultramarinas de Puerto Rico

**FROM:** Puerto Rico Telephone Authority c/o Government Development Bank for Puerto Rico

**TO:** PREPA Networks Corp.

Acceptability for Filing Public Notice: See Telecomunicaciones Ultramarinas de Puerto Rico Application to Transfer Control of the interest in the ANTILLAS I Cable System, SCL-LIC-19950818-00001, SCL-LIC-19951013-00002 (Old File Nos. SCL-95-008, SCL-95-012), Streamlined Submarine Cable Landing License Applications Accepted for Filing Public Notice, Report No. SCL-00062S (IB rel. May 9, 2008). No opposition or other comments were filed in response to the Public Notice. The Application has been coordinated with the Department of State and other Executive Branch agencies pursuant to section 1.767(b) of the Commission's rules, 47 C.F.R §1.767(b), and consistent with procedures established with the Department of State. See Review of Commission Consideration of Applications under the Cable Landing License Act, IB Docket No. 00-106, Report and Order, 16 FCC Rcd 22167 (2001) (Submarine Cable Licensing Report and Order); Streamlined Procedures for Executive Branch Review of Submarine Cable Landing License Requests, Media Note (Revised) (rel. Dec. 20, 2001) available at <http://www.state.gov/r/pa/prs/ps/2001/6951.htm>

Actions Taken: Grant of Authority to transfer control of the interest in the ANTILLAS I Cable System, SCL-LIC-19950818-00001, SCL-LIC-19951013-00002 (Old File Nos. SCL-95-008, SCL-95-012), held by Telecomunicaciones Ultramarinas de Puerto Rico, Inc. (Ultracom) from its 100% parent, the Puerto Rico Telephone Authority (PRTA), to PREPA Networks Corp. (PREPA.Net). The ANTILLAS I Cable System extends between the Dominican Republic and Puerto Rico. Ultracom holds a 2.591814% voting interest in the ANTILLAS I Cable System

Licensee Information: Pursuant to a stock purchase agreement executed on February 28, 2008, PREPA.Net will acquire all the outstanding shares of common stock of Ultracom owned by PRTA. Ultracom will become a wholly-owned subsidiary of PREPA.Net. PRTA is a government entity of the Commonwealth of Puerto Rico, created by Puerto Rico Public Law No. 25. The Puerto Rico Electric Power Authority (PREPA) is a public corporation and is also a government entity of the Commonwealth of Puerto Rico, created by Puerto Rico Public Law No. 83. PREPA is the sole owner and shareholder of PREPA.Net, a corporation created and existing under Puerto Rico Public Law No. 144.

Conditions and Requirements: See Telefonica Larga Distancia de Puerto Rico, Inc., File Nos. SCL-95-008, SCL-95-012, Cable Landing License, 11 FCC Rcd 7690, 7694-95, para. 14 (TD/IB 1996) (ANTILLAS I Cable Landing License Order). PREPA.Net shall comply with the requirements of Section 1.768 (notifications and prior approval for submarine cable landing licensees that are or propose to become affiliated with a foreign carrier), 47 C.F.R. § 1.768.

Regulatory Status of Cable: The ANTILLAS I Cable System operates on a common carrier basis. See ANTILLAS I Cable Landing License Order, 11 FCC Rcd at 7691, para.1; see also Telefonica Larga Distancia de Puerto Rico, Inc., File Nos. ITC-95-490, ITC-95-580, Memorandum Opinion, Order and Authorization, 11 FCC Rcd 7978 (TD/IB 1996) (section 214 authority to construct and operate the ANTILLAS I Cable System).

Cable Design and Capacity: See ANTILLAS I Cable Landing License Order, 11 FCC Rcd at 7692-93, paras. 5-8.

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Transfer of Control

Grant of Authority

Date of Action: 06/18/2008

**Current Licensee:** Telecomunicaciones Ultramarinas de Puerto Rico**FROM:** Puerto Rico Telephone Authority c/o Government Development Bank for Puerto Rico**TO:** PREPA Networks Corp.

Acceptability for Filing Public Notice: See Telecomunicaciones Ultramarinas de Puerto Rico Application to Transfer Control of the Americas-1 Cable System, SCL-LIC-19921110-00002 (Old File No. SCL-93-002), and the Columbus II Cable System, SCL-LIC-19921110-00004 (Old File No. SCL-93-001), Streamlined Submarine Cable Landing License Applications Accepted for Filing Public Notice, Report No. SCL-00062S (IB rel. May 9, 2008). No opposition or other comments were filed in response to the Public Notice. The Application has been coordinated with the Department of State and other Executive Branch agencies pursuant to section 1.767(b) of the Commission's rules, 47 C.F.R. §1.767(b), and consistent with procedures established with the Department of State. See Review of Commission Consideration of Applications under the Cable Landing License Act, IB Docket No. 00-106, Report and Order, 16 FCC Rcd 22167 (2001) (Submarine Cable Licensing Report and Order); Streamlined Procedures for Executive Branch Review of Submarine Cable Landing License Requests, Media Note (Revised) (rel. Dec. 20, 2001) available at <http://www.state.gov/r/pa/prs/ps/2001/6951.htm>

Actions Taken: Grant of Authority to transfer control of the interest in Americas-1 Cable System, SCL-LIC-19921110-00002 (Old File No. SCL-93-002), and the Columbus II Cable System, SCL-LIC-19921110-00004 (Old File No. SCL-93-001), held by Telecomunicaciones Ultramarinas de Puerto Rico, Inc. (Ultracom) from its 100% parent, the Puerto Rico Telephone Authority (PRTA), to PREPA Networks Corp. (PREPA.Net). The Americas-1 Cable System extends between Florida, the U.S. Virgin Islands, Brazil, Trinidad and Venezuela. The Columbus II Cable System extends between Florida, Mexico, the U.S. Virgin Islands, Spain, Italy, and Portugal. Ultracom holds a 0.12652% voting interest in the Americas-1 Cable System, and a 0.09761% voting interest in the Columbus II Cable System.

Licensee Information: Pursuant to a stock purchase agreement executed on February 28, 2008, PREPA.Net will acquire all the outstanding shares of common stock of Ultracom owned by PRTA. Ultracom will become a wholly-owned subsidiary of PREPA.Net. PRTA is a government entity of the Commonwealth of Puerto Rico, created by Puerto Rico Public Law No. 25. The Puerto Rico Electric Power Authority (PREPA) is a public corporation and is also a government entity of the Commonwealth of Puerto Rico, created by Puerto Rico Public Law No. 83. PREPA is the sole owner and shareholder of PREPA.Net, a corporation created and existing under Puerto Rico Public Law No. 144.

Conditions and Requirements: See American Telephone and Telegraph Company, et al., File No. SCL-93-002, Cable Landing License, 8 FCC Rcd 5038, 5040, para. 11 (CCB 1993) (Columbus II Cable Landing License Order); American Telephone and Telegraph Company, et al., File No. SCL-93-002, Cable Landing License, 8 FCC Rcd 5041, 5042-42, para. 10 (CCB 1993) (Americas-1 Cable Landing License Order). PREPA.Net shall comply with the requirements of Section 1.768 (notifications and prior approval for submarine cable landing licensees that are or propose to become affiliated with a foreign carrier), 47 C.F.R. § 1.768.

Regulatory Status of Cable: The Americas-1 Cable System operates on a common carrier basis. See Americas-1 Cable Landing License Order, 8 FCC Rcd at 5039, para. 10; see also American Telephone and Telegraph Company, et al., File No. ITC-93-030, Memorandum Opinion, Order and Authorization, 8 FCC Rcd 5287 (CCB 1993) (section 214 authority to construct and operate the Americas-1 cable system). The Columbus II Cable System operates on a common carrier basis. See Columbus II Cable Landing License Order, 8 FCC Rcd at 5039, para 10; see also American Telephone and Telegraph Company, et al., File No. ITC-93-029, Memorandum Opinion, Order and Authorization, 8 FCC Rcd 5263 (CCB 1993) (section 214 authority to construct and operate the Columbus II cable system).

Cable Design and Capacity: See Americas-1 Cable Landing License Order, 8 FCC Rcd at 5041-42, paras. 3-6; Columbus II Cable Landing License Order, 8 FCC Rcd at 5038-39, paras. 3-4.