



# 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. 18-422

Report No. SCL-00212

Thursday April 26, 2018

## 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, Telecommunications and Analysis 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.

These applications have 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, 22192-93, paras. 51-52 (2001) (Submarine Cable Landing License Report and Order); Streamlined Procedures for Executive Branch Review of Submarine Cable Landing License Requests, State Department Media Note (Revised) (rel. Dec. 20, 2001) available at <http://2001-2009.state.gov/r/pa/prs/ps/2001/6951.htm>.

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.

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**SCL-T/C-20180227-00003** E CWC New Cayman Limited

Transfer of Control

Grant of Authority

Date of Action: 04/25/2018

**Current Licensee:** CWC New Cayman Limited

**FROM:** Liberty Global plc

**TO:** Liberty Latin America Ltd.

Notification filed February 27, 2018, of the pro forma transfer of control of CWC New Cayman Limited (CWC New Cayman), a licensee for the Gemini-Bermuda cable system (Gemini-Bermuda Cable), SCL-LIC-20070925-00017, from Liberty Global plc (Liberty Global) to Liberty Latin America Ltd. (Liberty Latin America), effective December 29, 2017.

The Gemini-Bermuda cable is a non-common carrier fiber-optic cable system linking the continental United States to Bermuda. CWC New Cayman, a Cayman Islands company, owns, operates and maintains the portion of the Gemini Bermuda System from the U.S. territorial waters to Bermuda, and also owns all capacity of the system.

Prior to the transaction, CWC New Cayman was an indirect wholly-owned subsidiary of Liberty Global, a publicly-traded company organized under the laws of England and Wales. Liberty Latin America was also a wholly-owned subsidiary of Liberty Global. Liberty Global's shares were divided into two tracking groups, both of which are listed on the NASDAQ Stock Exchange: (1) Liberty Global Group which primarily tracks Liberty Global's European operations, and (2) the LiLAC Group, which primarily tracked Liberty Global's Latin American and Caribbean operations.

On December 27, 2017, Liberty Global spun off the businesses, assets and liabilities attributed to the LiLAC Group to Liberty Latin America. Consequently, CWC New Cayman is now indirect, wholly-owned subsidiary of Liberty Latin America. Liberty Global no longer has an ownership interest in Liberty Latin America or CWC New Cayman.

As a result of the spin-off transaction the shares of Liberty Latin America are owned by the previous holders of the LiLAC Group tracking stock. The same shareholders that controlled Liberty Global controlled Liberty Latin America following the spin-off transaction.

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**SCL-T/C-20180227-00004** E ARCOS-1 USA, Inc.

Transfer of Control

Grant of Authority

Date of Action: 04/25/2018

**Current Licensee:** ARCOS-1 USA, Inc.

**FROM:** Liberty Global plc

**TO:** Liberty Latin America Ltd.

Notification filed February 27, 2018, of the pro forma transfer of control of Arcos-1 USA, Inc. (ARCOS) and A.SurNet, Inc. (ASN), licensees for the Arcos-1 cable system (ARCOS-1 Cable), SCL-LIC-19981222-00032, SCL-MOD-20010302-00007, from Liberty Global plc (Liberty Global) to Liberty Latin America Ltd. (Liberty Latin America), effective December 29, 2017.

The ARCOS-1 Cable is a non-common carrier fiber-optic cable system linking the continental United States, the Bahamas, the Turks and Caicos Islands, the Dominican Republic, Puerto Rico, Curacao, Venezuela, Colombia, Panama, Costa Rica, Nicaragua, Honduras, Guatemala, Belize, and Mexico. ARCOS and ASN, both Delaware state corporations, hold, on a joint basis, a 94.87% voting and ownership interest in the ARCOS-1 Cable. ASN operates the ARCOS-1 cable landing station in Florida. ASN is a direct wholly-owned subsidiary of ARCOS.

Prior to the transaction ARCOS and ASN were indirect wholly-owned subsidiaries of Liberty Global, a publicly-traded company organized under the laws of England and Wales. Liberty Latin America was also a wholly-owned subsidiary of Liberty Global. Liberty Global's shares were divided into two tracking groups, both of which are listed on the NASDAQ Stock Exchange: (1) Liberty Global Group which primarily tracks Liberty Global's European operations, and (2) the LiLAC Group, which primarily tracked Liberty Global's Latin American and Caribbean operations.

On December 27, 2017, Liberty Global spun off the businesses, assets and liabilities attributed to the LiLAC Group to Liberty Latin America. Consequently, ARCOS and ASN are now indirect wholly-owned subsidiaries of Liberty Latin America. Liberty Global no longer has an ownership interest in Liberty Latin America, ARCOS or ASN.

As a result of the spin-off transaction the shares of Liberty Latin America are owned by the previous holders of the LiLAC Group tracking stock. The same shareholders that controlled Liberty Global controlled Liberty Latin America following the spin-off transaction.

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SCL-T/C-20180227-00005 E

Columbus Networks USA, Inc.

Transfer of Control

Grant of Authority

Date of Action: 04/25/2018

**Current Licensee:** Columbus Networks USA, Inc.

**FROM:** Liberty Global plc

**TO:** Liberty Latin America Ltd.

Notification filed February 27, 2018, of the pro forma transfer of control of Columbus Networks USA, Inc. (CNUSA), the licensee for the CFX-1 cable system (CFX-1 Cable), SCL-LIC-20070516-00008, from Liberty Global plc (Liberty Global) to Liberty Latin America Ltd. (Liberty Latin America), effective December 29, 2017.

The CFX-1 Cable is a non-common carrier fiber-optic cable system linking the continental United States, Jamaica, and Colombia. CNUSA, a Delaware company, wholly-owns and operates the CFX-1 cable, including the cable landing station in Boca Raton, Florida.

Prior to the transaction, CNUSA was an indirect wholly-owned subsidiary of Liberty Global, a publicly-traded company organized under the laws of England and Wales. Liberty Latin America was also a wholly-owned subsidiary of Liberty Global. Liberty Global's shares were divided into two tracking groups, both of which are listed on the NASDAQ Stock Exchange: (1) Liberty Global Group which primarily tracks Liberty Global's European operations, and (2) the LiLAC Group, which primarily tracked Liberty Global's Latin American and Caribbean operations.

On December 27, 2017, Liberty Global spun off the businesses, assets and liabilities attributed to the LiLAC Group to Liberty Latin America. Consequently, CNUSA is now an indirect wholly-owned subsidiary of Liberty Latin America. Liberty Global no longer has an ownership interest in Liberty Latin America or CNUSA.

As a result of the spin-off transaction the shares of Liberty Latin America are owned by the previous holders of the LiLAC Group tracking stock. The same shareholders that controlled Liberty Global controlled Liberty Latin America following the spin-off transaction.

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