



PUBLIC NOTICE

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

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

DA No. 19-1259

Report No. TEL-01996

Thursday December 12, 2019

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-214-20191115-00181 E Intermountain Infrastructure Group, LLC
International Telecommunications Certificate
Service(s): Global or Limited Global Facilities-Based Service
Grant of Authority Date of Action: 12/06/2019
Application for authority to provide facilities-based service in accordance with section 63.18(e)(1) of the Commission's rules, 47 C.F.R. § 63.18(e)(1).

ITC-214-20191119-00185 E Vibe Direct 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: 12/06/2019
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-20191210-00190 E Neutral Networks USA LLC
Assignment
Grant of Authority Date of Action: 12/11/2019

Current Licensee: Neutral Networks USA Inc.

FROM: Neutral Networks USA Inc.

TO: Neutral Networks USA LLC

Notification filed December 10, 2019, of the pro forma assignment of international section 214 authorization ITC-214-20180314-00054, from Neutral Networks USA, Inc. to Neutral Networks USA, LLC, effective November 30, 2018. Neutral Networks USA converted from a Delaware corporation to a Delaware limited liability company without any change in the ownership of Neutral Networks USA. The conversion occurred while Neutral Networks USA's application for international section 214 authority was pending. See International Authorizations Granted, ITC-214-20180314-00054, Public Notice, Report No. TEL-01973, DA 19-749, 34 FCC Rcd 7026 (IB 2019).

ITC-T/C-20191018-00171 E HRS Internet, LLC d/b/a Lightbound
Transfer of Control
Grant of Authority Date of Action: 12/06/2019

Current Licensee: HRS Internet, LLC d/b/a Lightbound

FROM: Databank Holdings Ltd.

TO: Everstream Solutions LLC

Application filed for consent to the transfer of control of HRS Internet, LLC d/b/a Lightbound (HRS Internet), which holds international section 214 authorization ITC-214-20080612-00268, from its direct parent DataBank Holdings Ltd. (DataBank) to Everstream Solutions LLC (Everstream Solutions). Pursuant to a September 9, 2019, Membership Interest Purchase Agreement, Everstream Solutions will acquire all of the membership interests of HRS Internet from DataBank. Upon closing HRS Internet will become a wholly owned direct subsidiary of Everstream Solutions.

Everstream Solutions, an Ohio limited liability company, is a wholly owned subsidiary of Midwest Fiber Acquisition LLC (Midwest), a Delaware limited liability company. Midwest is directly owned by Midwest Fiber Holdings LP (Midwest Fiber Holdings), which in turn is directly owned by Midwest Intermediate US LP (Midwest Intermediate US), a Delaware limited partnership (97.43%). Midwest Intermediate US is owned by Midwest Fiber Midco LP (Midwest Fiber Midco), a Delaware limited partnership, (88.9%), and AMP Capital Global Infrastructure Fund II A LP (AMP CGIF II A), a Luxembourg holding company (11.1%). Midwest Fiber Midco is 100% owned by GIF II US Aggregator LP (GIF II US Aggregator), a Delaware limited partnership. GIF II US Aggregator is owned by AMP Capital Global Infrastructure Funds II B LP (AMP CGIF II B), a Luxembourg entity (76.59%) and AMP Capital Global Infrastructure Funds II C LP (AMP CGIF II C), a Luxembourg entity (23.41%). AMP Capital Investors (GIF II GP) S.a.r.l. (AMP Capital Investors GIF II), a Luxembourg entity is the general partner of each of AMP CGIF II A, AMP CGIF II B, and AMP CGIF II C.

AMP Capital Investors GIF II is wholly owned by AMP Capital Investors International Holdings Ltd, an Australian holding company that is wholly owned by AMP Capital Holdings Ltd (AMP Capital), an Australian holding company. AMP Capital is owned by AMP Holdings Ltd (85%) and minority owned by Mitsubishi UFJ Trust and Banking Corporation, a Japanese entity (15%), which is in turn wholly owned by Mitsubishi UFJ Financial Group, Inc., a publicly-traded widely held Japanese company. AMP Holdings Ltd is wholly owned by AMP Group Holdings Ltd, and Australian entity, which is wholly owned by AMP Limited, a publicly-traded widely held Australian company. Applicants state that no other individual or entity will hold a greater than 10% ownership interest in Everstream Solutions or HRS Internet.

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

ITC-T/C-20191127-00186 E Aeneas Communications, LLC
Transfer of Control
Grant of Authority Date of Action: 12/05/2019

Current Licensee: Aeneas Communications, LLC

FROM: Fiona Harlan

TO: Harlan Family Trust dated August 21, 2018

Notification filed November 27, 2019 of the pro forma transfer of control of Aeneas Communications LLC (Aeneas), a Tennessee limited liability company that holds international section 214 authorization ITC-214-20191010-00167, from Fiona Harlan to Harlan Family Trust dated August 21, 2018 (Trust). Aeneas was granted international section 214 authority on November 8, 2019. See International Authorizations Granted, Report No. TEL-01991, ITC-214-20191010-00167, Public Notice, DA 19-1176 (IB rel. Nov. 14, 2019). The application incorrectly listed Fiona Harlan as the sole owner of Aeneas. This notification corrects the ownership information. The Trust is the sole member and holds 100% of the membership interests of Aeneas. Ms. Harlan is the sole trustee and life beneficiary of the Trust.

INFORMATIVE

ITC-214-20040706-00251 XFone USA, LLC

By letter dated December 2, 2019, Applicant notified the Commission that XFone USA, LLC. will be discontinuing all international telecommunications services in the state of Mississippi by February 1, 2019.

SURRENDER

ITC-214-20020513-00251

Iowa Wireless Services, LLC

Applicant notified the Commission of the Surrender of its international section 214 authorization effective December 9, 2019.

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.