



# PUBLIC NOTICE

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Report No. SCL-00285

Thursday September 24, 2020

## 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-STA-20200827-00037**     E

GU Holdings Inc.

Temporary Authority

Grant of Authority

Date of Action:     09/22/2020

We grant the request for special temporary authority (STA) filed on August 27, 2020, by GU Holdings Inc. (GU Holdings) to allow the continued commercial operation of the portion of the Pacific Light Cable Network (PLCN) connecting the United States and Taiwan while the Commission considers the application for a cable landing license for the cable, SCL-LIC-20200827-00038. On April 8, 2020, the Commission granted GU Holdings an STA to operate the PLCN cable system on a commercial basis between the United States and Taiwan, conditioned on GU Holdings abiding by the commitments and undertakings contained in the April 7, 2020 Provisional National Security Agreement for an STA between GU Holdings, and the Department of Justice, the Department of Homeland Security and the Department of Defense (April 7, 2020 Provisional NSA), SCL-STA-20200402-00015. On August 27, 2020, GU Holdings, Edge Cable Holdings USA, LLC (Edge USA), and Pacific Light Data Communication Co. Ltd. (PLDC) withdrew their application for PLCN to connect the United States, Hong Kong, Taiwan, and the Philippines, SCL-LIC-20170421-00012, and GU Holdings and Edge USA filed an application to connect the United States, Taiwan, and the Philippines, removing PLDC and the Hong Kong landing. GU Holdings seeks the same STA for the provision of commercial service between the United States and Taiwan that it was granted while the previous application was pending, SCL-STA-20200402-00015.

We grant the Petition to Adopt Conditions for Special Temporary Authority (Petition) filed in this proceeding on September 18, 2020, by the Department of Justice, with the concurrence of the Department of Defense and the Department of Homeland Security. Accordingly, we condition grant of the STA on GU Holdings abiding by the commitments and undertakings April 7, 2020 Provisional NSA and the September 18, 2020 Extension of Provisional National Security Agreement for Requested Special Temporary Authority (September 18, 2020 Extension of the Provisional NSA). 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 STA and grounds for declaring the STA terminated without further action on the part of the Commission. Failure to meet a condition of the STA may also result in monetary sanctions or other enforcement action by the Commission. A copy of the Petition, the April 7, 2020 Provisional NSA, and the September 18, 2020 Extension of the Provisional NSA may be viewed on the FCC website through the International Bureau Filing System (IBFS) by searching for SCL-STA-20200827-00037 and accessing "Other filings related to this application" from the Document Viewing area.

GU Holdings acknowledges that grant of the STA will not prejudice action by the Commission on the underlying application and that the STA is subject to cancellation or modification upon notice without a hearing. The STA expires on March 21, 2021.

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**SCL-STA-20200828-00039**     E

GU Holdings Inc.

Temporary Authority

Grant of Authority

Date of Action:     09/22/2020

Request for special temporary authority (STA) filed by GU Holdings Inc. and Edge Cable Holdings USA, LLC (Edge USA) (together, Applicants), to allow the Applicants to continue to construct, connect, and test the Pacific Light Cable Network while the Commission considers the application for a cable landing license for the cable, SCL-LIC-20200827-00038. On August 27, 2020, GU Holdings, Edge USA, and Pacific Light Data Communication Co. Ltd. (PLDC) withdrew their application for PLCN to connect the United States, Hong Kong, Taiwan, and the Philippines, SCL-LIC-20171227-00025, and GU Holdings and Edge USA filed an application to connect the United States, Taiwan, and the Philippines, removing PLDC and the Hong Kong landing. GU Holdings and Edge seek the same STA for the construction and testing of the cable that was granted while the previous application was pending. SCL-STA-20180907-00033, SCL-STA-20190327-00011, SCL-STA-20190906-00032, SCL-STA-20200313-00014.

The Applicants acknowledge that grant of the STA will not prejudice action by the Commission on the underlying application and that the STA is subject to cancellation or modification upon notice without a hearing. The STA expires on March 21, 2021.

Temporary Authority

Grant of Authority

Date of Action: 09/23/2020

We grant the request for special temporary authority (STA) filed by Edge Cable Holdings USA, LLC, China Mobile International Limited, and Amazon Data Services, Inc. (collectively, Applicants) to allow the Applicants to construct, connect, and test at their own risk those portions of the CAP-1 cable system in U.S. territory while the Commission considers the application for a cable landing license for the cable, SCL-LIC-20200910-00044. The CAP-1 system reflects the reconfiguration of the earlier Bay to Bay Express (BtoBE) cable system, the application for which was withdrawn on September 10, 2020. SCL-LIC-20181125-00037.

The Applicants acknowledge that grant of the STA will not prejudice action by the Commission on the underlying application and that the STA is subject to cancellation or modification upon notice. Further, the Applicants acknowledge that the STA can be revoked by the Commission on its own motion without a hearing. The STA expires on March 22, 2021.

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