



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. 20-416

Thursday April 16, 2020

Report No. TEL-02019

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-214-20200316-00042 E Fiducia Holdings LLC
International Telecommunications Certificate
Service(s): Global or Limited Global Resale Service
Grant of Authority Date of Action: 04/10/2020

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).

Fiducia Holdings LLC d/b/a Telesero is 100 percent owned by Billy Shaheen, a U.S. citizen.

ITC-214-20200324-00043 E OysterTel
International Telecommunications Certificate
Service(s): Global or Limited Global Resale Service
Grant of Authority Date of Action: 04/10/2020

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).

OysterTel is 100 percent owned by Baber Rizvi Syed, a U.S. citizen.

Transfer of Control

Grant of Authority

Date of Action: 04/14/2020

Current Licensee: North State Telephone Company d/b/a North State Communications**FROM:** North State Telecommunications Corporation**TO:** MTN Infrastructure TopCo, Inc.

Application filed for consent to the transfer of control of North State Telephone Company dba North State Communications (North State), which holds ITC-214-19960703-00293 (Old File No. ITC-96-367), from its 100% direct parent, North State Telecommunications Corporation (North State Parent), to MTN Infrastructure TopCo, Inc. (MTN Infrastructure). Pursuant to an Agreement and Plan of Merger, MTN Infrastructure will acquire all of the outstanding common stock of North State Parent. Specifically, Panther Merger Sub Inc., an indirect wholly owned subsidiary of MTN Infrastructure, will merge with and into North State Parent, with North State Parent being the surviving entity. Consequently, North State Parent and North State will become indirect wholly owned subsidiaries of MTN Infrastructure.

MTN Infrastructure, a Delaware corporation, is wholly owned by MTN Infrastructure Intermediate, LP (MTN Infrastructure Intermediate), a Delaware limited partnership. MTN Infrastructure Intermediate GP, Inc., a Delaware general partnership, is the general partner of MTN Infrastructure Intermediate. MTN Infrastructure TopCo Blocker, Inc. (MTN Infrastructure TopCo Blocker) is the sole limited partner of and holds 99% equity interest in MTN Infrastructure Intermediate. MTN Infrastructure TopCo Blocker is wholly owned by MTN Infrastructure TopCo, LP, a Delaware limited partnership. The general partner of MTN Infrastructure TopCo LP is MTN Infrastructure TopCo GP LLC, a Delaware limited liability company (holding less than 1% equity interest).

The following four limited partners hold 10% or greater indirect interest in MTN Infrastructure TopCo, LP by virtue of being its limited partners, and indirectly in North State Parent: MTN Infrastructure Co-invest 2 SCSp, a Luxembourg limited partnership (10.38%) (General Partner EQT Infrastructure III (General Partner) (S.a.r.l.); MTN Infrastructure Sidecar 2 SCSp, a Luxembourg limited partnership (35.3%); MTN Infrastructure Lux II S.a.r.l, a Luxembourg entity (18%); MTN Infrastructure Lux III S.a.r.l., a Luxembourg entity (18%). The only 5% or greater owner of MTN Infrastructure Lx II S.a.r.l. and MTN Infrastructure Lux III S.a.r.l. is MTN Infrastructure Sidecar 1 SCSp, a Luxembourg entity (36% as indirect 96.92% equity owner of both), and the General Partner of both is EQT Infrastructure III (GP) SCS.

MTN Infrastructure TopCo GP, LLC is directly owned by EQT Infrastructure III (GP) SCS. EQT Infrastructure III (GP) SCS is managed by EQT Fund Management S.a.r.l. and its sole partner is EQT Holdings Infrastructure III B.V. (as 94.9% limited partner) (a Netherlands entity); and its general partner and 5% equity holder is EQT Infrastructure III (General Partner) S.a.r.l., a Luxembourg entity. EQT Infrastructure III (GP) S.a.r.l. holds 100% interest as general partner and not more than 5% equity interest in EQT Infrastructure III (G) SCS. It is the general partner of MTN Infrastructure Co-Invest 2 SCSp and EQT Infrastructure III (GP) SCS. EQT Holdings Infrastructure III B.V. is jointly owned by EQT AB (75.81% indirectly through EQT Holdings B.V., and investor AB (24.19% indirectly through Investor Netherlands B.V., both entities formed in the Netherlands. Investor Netherlands Holding B.V. holds indirect intermediate interest as indirect 100% owner of Investor Netherlands B.V. EQT currently has two owners with a 10% or greater interest: Investor Investments Holding AB (18.55%), a Swedish entity, which is ultimately held by Investor AB, a widely-held, publicly traded Swedish company, and Bark Partners AB (15.2%), a Swedish holding company formed by several individual owners of EQT, none of whom hold a 10% or greater interest in EQT.

We grant the Petition to Adopt Conditions to Authorizations and Licenses (Petition) filed in this proceeding on April 8, 2020, by the U.S. Department of Justice (DOJ). Accordingly, we condition grant of this application for transfer of control of international section 214 authority on compliance by North State Telecommunications Co. and MTN Infrastructure TopCo, Inc., with the commitments and undertakings set forth in the Letter of Agreement from Lynn B. Welborn, Executive Vice President and Chief Administrative Officer, North State Telecommunications Co., to the Assistant Attorney General for National Security, DOJ, dated April 7, 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 underlying international section 214 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-T/C-20191223-00201 and accessing the "Other Filings related to this application" from the Document Viewing Area.

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

ITC-T/C-20200130-00025

E

AST Telecom, LLC d/b/a Bluesky

Transfer of Control

Grant of Authority

Date of Action: 04/14/2020

Current Licensee: AST Telecom, LLC d/b/a Bluesky

FROM: Amalgamated Bluesky Telecom Holdings Incorporated

TO: Amalgamated Bluesky Telecom Holdings LLC

Notification filed January 30, 2020, of the pro forma transfer of control of AST Telecom, LLC d/b/a Bluesky (Bluesky), which holds international section 214 authorizations ITC-214-19980918-00671 and ITC-214-19981207-00860, from Amalgamated Bluesky Telecom Holdings Incorporated (ABTHI) to Amalgamated Bluesky Telecom Holdings LLC (ABTH LLC), effective December 31, 2019. ABTHI converted from a Delaware corporation to a Delaware limited liability company. Bluesky continues to be a direct wholly owned subsidiary of ABTH LLC.

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.