



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
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DA No. 21-1285

Report No. TEL-02133

Thursday October 14, 2021

International Authorizations Granted

Section 214 Applications (47 CFR §§ 63.18, 63.24); Section 310(b) Petitions (47 CFR § 1.5000)

The following applications have been granted pursuant to the Commission's processing procedures set forth in sections 63.12, 63.20 of the Commission's rules, 47 CFR §§ 63.12, 63.20, other provisions of the Commission's rules, or procedures set forth in an earlier public notice listing the applications as accepted for filing.

Unless otherwise noted, these grants authorize the applicants: (1) to become a facilities-based international common carrier subject to 47 CFR §§ 63.21, 63.22; and/or (2) to become a resale-based international common carrier subject to 47 CFR §§ 63.21, 63.23; (3) to assign or transfer control of international section 214 authority in accordance with 47 CFR § 63.24; or (4) to exceed the foreign ownership benchmarks applicable to common carrier radio licensees under 47 U.S.C. § 310(b); see Subpart T of Part 1 of the Commission's rules, 47 CFR §§ 1.5000-5004.

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, 47 CFR §§ 1.106, 1.115, 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)).

ITC-ASG-20210816-00118 E Legent Comm LLC

Assignment

Grant of Authority

Date of Action: 10/08/2021

Current Licensee: Protel Advantage Inc

FROM: Protel Advantage Inc

TO: Legent Comm LLC

An application was filed for consent to the assignment of customers from Protel Advantage Inc. (Protel) to Legent Comm LLC (Legent). Pursuant to a purchase agreement, Legent will acquire all of Protel's customers. Legent will provide international service to the customers pursuant to its existing international section 214 authorization, ITC-214-20011113-00568. Protel will retain its international section 214 authorization, ITC-214-19961209-00620 (previous File No. ITC-96-683), which it intends to surrender when the transaction closes. Legent, a Nevada limited liability company, is wholly owned by Scott A. White, a U.S. citizen.

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

ITC-ASG-20210908-00129 E

Peerless Network, Inc

Assignment

Grant of Authority

Date of Action: 10/08/2021

Current Licensee: Call One, Inc.

FROM: Call One, Inc.

TO: Peerless Network, Inc

An application was filed for consent to the assignment of international section 214 authorization ITC-214-19950601-00035 and all assets and customers from Call One, Inc. (Call One) to Peerless Network, Inc. (Peerless). Pursuant to a September 6, 2021 agreement, Peerless will acquire all of Call One's assets and its customers as well as its international section 214 authorization.

Peerless, a Delaware corporation, is wholly owned by Peerless Network Holdings, Inc. (Holdings). The following U.S. entities and individual hold a 10% or greater direct interest in Holdings: Adams Street 2007 Direct Fund, L.P. (14.249%); Adams Street 2008 Direct Fund, L.P. (16.061%); Adams Street 2009 Direct Fund, L.P. (14.072%); and John Barnicle (15.749%). Adams Street Partners, LLC is the managing member of Adams Street 2007 Direct Fund, L.P., Adams Street 2008 Direct Fund, L.P., and Adams Street 2009 Direct Fund, L.P. Timothy R.M. Bryant, Jeffrey T. Diehl, and Quintin I. Kevin, all U.S. citizens, each hold a 33.33% membership interest in Adams Street Partners, LLC. The Applicants state that no other entity holds a 10% or greater direct or indirect interest in Peerless.

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

ITC-T/C-20210830-00126 E

Lycamobile USA Inc.

Transfer of Control

Grant of Authority

Date of Action: 10/12/2021

Current Licensee: Lycamobile USA Inc.

FROM: Allrajah Subaskaran

TO: Salinasco Holdings Ltd.

A notification was filed on August 31, 2021, of the pro forma transfer of control of Lycamobile USA Inc. (Lycamobile), a Delaware corporation which holds international section 214 authorization ITC-214-20110517-00137, from Allrajah Subaskaran to Salinasco Holdings Ltd. (Salinasco), effective August 16, 2021. Mr. Subaskaran, the sole owner of Lycamobile, transferred 100% of the shares of Lycamobile to Salinasco, a Cyprus limited company. Samara Trust, a Bailiwick of Jersey trust, holds all membership units of Salinasco. Samara Trust is for the benefit of Mr. Subaskaran's wife (Prema Subaskaran) and their children, all U.K. citizens. Shanxi Ltd, a Bailiwick of Jersey trust, is the trustee of Samara Trust. Mr. Subaskaran, as the protector of the Samara Trust, has the right to name and replace the trustee. Mr. Subaskaran continues to serve as the President and Chairman of Lycamobile.

INFORMATIVE

ITC-214-20080219-00079

ZiPLY Fiber Northwest LLC

By letter dated September 29, 2021, the Commission was notified that Frontier Communications Northwest LLC has changed its name to ZiPLY Fiber Northwest LLC.

ITC-T/C-20210731-00112

Five9, Inc.

By letter filed October 1, 2021, the Applicant notified the Commission of the withdrawal of its domestic and international applications for transfer of control. (See also WC Docket 21-316).

SURRENDER

ITC-214-20140128-00033

Flock FZ-LLC

By letter dated October 11, 2021, Flock FZ-LLC notified the Commission of the surrender of its international section 214 authorization, effective October 11, 2021.

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 CFR § 63.23(d).
- (5) Carriers shall comply with the "No Special Concessions" rule, Section 63.14, 47 CFR § 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 CFR 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 CFR §§ 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 CFR §§ 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 CFR § 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 CFR § 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 <https://www.fcc.gov/approved-space-station-list>.

This list is subject to change by the Commission when the public interest requires. The most current version of the list is maintained at <https://www.fcc.gov/exclusion-list-international-section-214-authorizations>.

For additional information, contact the International Bureau's Telecommunications and Analysis Division, (202) 418-1480.