



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
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**Report No. TEL-00917NS**

**Friday June 3, 2005**

## **NON STREAMLINED INTERNATIONAL APPLICATIONS ACCEPTED FOR FILING**

**Section 214 Applications (47 C.F.R. § 63.18); Cable Landing License Applications (47 C.F.R. § 1.767); Authorize Switched Services over Private Lines (47 C.F.R. § 63.16) and Section 310(b)(4)**

Unless otherwise specified, the following procedures apply to the applications listed below:

The applications listed below have been found, upon initial review, to be acceptable for filing. These applications are not subject to the streamlined processing procedures set forth in Section 63.12 of the Commission's rules, 47 C.F.R. § 63.12. These applications shall not be deemed granted until the Commission affirmatively acts upon the application, either by public notice or by written order. Operation for which authorization is sought may not commence except in accordance with any terms or conditions imposed by the Commission.

Unless otherwise specified, interested parties may file comments with respect to these applications within 28 days of the date of this public notice. We request that such comments refer to the application file number shown below. No application listed below shall be granted by the Commission earlier than the day after the date specified in this public notice for the filing of comments.

Unless otherwise specified, ex parte communications between outside parties and Commission staff concerning these applications are permitted subject to the Commission's rules for "permit-but-disclose proceedings." See 47 C.F.R. § 1.1206.

Copies of all applications listed here are available for public inspection in the FCC Reference and Information Center, located in room CY-A257 at the Portals 2 building, 445 12th Street SW, Washington DC 20554. The center can be contacted at (202) 418-0270. All applications listed are subject to further consideration and review, and may be returned and/or dismissed if not found to be in accordance with the Commission's rules, regulations, and other requirements.

Petition for Declaratory Ruling

eLandia Technologies, Inc. ("eLandia" or the "Petitioner") requests a declaratory ruling that it is in the public interest to permit the indirect foreign ownership of eLandia in excess of the 25 percent benchmark set forth in section 310(b)(4) of the Communications Act of 1934, as amended. Specifically, the Petitioner requests a declaratory ruling that would allow a privately-held corporation organized under the laws of Antigua and Barbuda, but wholly-owned by a U.S. citizen, to be an indirect 59.71 percent owner of eLandia, a personal communications service ("PCS") licensee. eLandia holds two broadband PCS licenses for the U.S. Virgins Islands Basic Trading Area ("BTA") and the Bloomington, IL BTA. eLandia also holds an international section 214 authorization for facilities-based and resale service.

According to the Petitioner, eLandia is 100 percent owned by eLandia Solutions, Inc., a U.S. corporation ("ESI"). ESI is currently majority owned and controlled by Stanford Venture Capital Holdings ("SVCH"), a privately held U.S. corporation that, in turn, is wholly-owned and controlled by R. Allen Stanford, a U.S. citizen (who also holds citizenship of Antigua and Barbuda). The Petition effectively seeks approval to transfer the shares of ESI from SVCH to Stanford International Bank Limited ("SIBL"), a privately held corporation organized under the laws of Antigua and Barbuda. Under the proposed transaction, SIBL would hold 59.71% of ESI, and the remainder would be held by United States citizens (38.23%) and entities presumed to have their principal places of business in the United States (2.06%). The petition states that SIBL is 100 percent owned by Stanford International Bank Holdings Limited ("SIBHL"), a company organized under the laws of Antigua and Barbuda. SIBHL, in turn, is 100 percent owned by the Stanford Financial Group, a U.S. company that is wholly-owned and controlled by R. Allen Stanford.

The Petitioner asserts that, pursuant to the rules and policies established by the Commission's Foreign Participation Order, 12 FCC Rcd 18158 (2000), the indirect foreign ownership of eLandia in excess of the 25 percent benchmark in Section 310(b)(4) of the Act is consistent with the public interest.

Interested parties may file comments no later than June 17, 2005, and reply comments no later than July 24, 2005.

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REMINDER:

Applicants must certify that neither the applicant nor any party to the application is subject to a denial of federal benefits by federal and/or state courts under authority granted in 21 U.S.C. § 862. See 47 C.F.R. §§ 1.2001–.2003.

An updated version of Section 63.09-.25 of the rules, and other related sections, is available at <http://www.fcc.gov/ib/pd/pf/telecomrules.html>