



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
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**Report No. TEL-01036NS**

**Friday June 9, 2006**

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

### **Section 214 Applications (47 C.F.R. § 63.18); 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. People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (tty). 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

FTMSC US, LLC ("FTMSC" or the "Petitioner") requests a declaratory ruling that the public interest would not be served by prohibiting its indirect foreign ownership in excess of the 25 percent benchmark set forth in section 310(b)(4) of the Communications Act of 1934, as amended (the "Act"). FTMSC filed its petition in conjunction with its application that requests a blanket license for 20,000 mobile earth terminals to be used in the United States with Inmarsat's Broadband Global Area Network. See File No. SES-LFS-20051011-01396.

FTMSC is a Delaware limited liability company that is wholly owned by FCR Holdings, Inc. ("FCR Holdings"), a holding company organized under the laws of Delaware. FCR Holdings is wholly owned by France Telecom Participations Holding Inc., a Delaware holding company that, in turn, is 100 percent owned by France Telecom Participations U.S., Inc., also a Delaware holding company. France Participations U.S., Inc. is 100 percent owned by France Telecom S.A., a publicly traded telecommunications company organized under the laws of France, a World Trade Organization member country. France Telecom's stock is traded on the Paris Stock Exchange, with less than 1 percent traded on the New York Stock Exchange. The French State and a French Public Sector Institution called "ERAP" collectively hold approximately 32 percent of France Telecom stock. Individual shareholders hold approximately 62 percent of France Telecom's stock. FTMSC requests that we issue a ruling permitting up to one hundred percent indirect foreign investment in FTMSC by France Telecom and its French shareholders.

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 FTMSC in excess of the 25 percent benchmark in Section 310(b)(4) of the Act is consistent with the public interest.

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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>