



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
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**Report No. TEL-02216S**

**Friday September 9, 2022**

## **Streamlined International Applications Accepted For Filing**

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

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

The international section 214 applications listed below have been found, upon initial review, to be acceptable for filing and subject to the streamlined processing procedures set forth in section 63.12 of the Commission's rules. 47 CFR § 63.12. These applications are for authority under section 214 of the Communications Act, to transfer control of an authorized carrier or to assign a carrier's existing authorization; and/or (b) to become a facilities-based international common carrier; and/or (c) to become a resale-based international common carrier. 47 U.S.C. § 214(a).

Pursuant to section 63.12 of the rules, these applications will be granted 14 days after the date of this public notice (see 47 CFR § 1.4 regarding computation of time), and the applicant may commence operations on the 15th day, unless the Commission has informed the applicant in writing, within 14 days after the date of this public notice, that the application, on further examination, has been deemed ineligible for streamlined processing. Pursuant to Section 1.1910(b)(2) of the rules, action will be withheld on any application by any entity found to be delinquent in its debts to the Commission. Applicants should check the Red Light Display System's website at [www.fcc.gov/redlight](http://www.fcc.gov/redlight) to determine if they are delinquent in a debt to the Commission and for information on how to pay the debt. 47 CFR § 1.1910(b)(2).

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 CFR § 1.1206. An application can be removed from streamlined processing only in the sound discretion of Commission staff. The filing of comments or a petition to deny will not necessarily result in an application being deemed ineligible for streamlined processing.

**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), 1-888-835-5322 (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.

We request that comments on any of these applications refer to the application file number shown below.

International Telecommunications Certificate

**Service(s):** Global or Limited Global Facilities-Based Service, Global or Limited Global Resale Service

An application has been filed for authority to provide facilities-based service in accordance with section 63.18(e)(1) of the Commission's rules, and resale service in accordance with section 63.18(e)(2) of the Commission's rules. 47 CFR § 63.18(e)(1), (2).

Cincinnati Bell Extended Territories LLC (CBET) is an indirect wholly owned subsidiary of Cincinnati Bell Inc. (Cincinnati Bell), both organized in Ohio. Cincinnati Bell is a direct wholly owned subsidiary of Red Fiber Parent, LLC (Red Fiber Parent), which is an indirect wholly owned subsidiary of Red Fiber Holdings, LLC (Red Fiber Holdings), both organized in Delaware. The following entities hold a 10% or greater direct interest in Red Fiber Holdings: (a) MIP V RF Partners, L.P. (MIP V RFP), a Delaware investment fund (65.8%); (b) REST US Infrastructure No. 2 Trust, an Australian Special Purpose Vehicle (16.6%); and (c) several alternative investment vehicles collectively known as the Ares AIVs (collectively 17.6%).

MIP V RFP is majority owned by MIP V (FCC) AIV, L.P. (MIP V (FCC)) (60.8%), a Delaware investment fund. Macquarie Infrastructure Partners V GP LLC (MIP V GP), a Delaware investment management company, is the general partner of both MIP V RFP and MIP V (FCC) and indirectly owns 40% of Cincinnati Bell and CBET. Macquarie Infrastructure Partners Inc. (MIP Inc.), a Delaware investment management company, has management control of MIP V GP. Macquarie Infrastructure and Real Assets Inc. (MIRA Inc.), a Delaware investment management company, owns 100% of MIP Inc. and is a managing member of MIP V GP. MIRA Inc. is ultimately wholly owned and controlled by Macquarie Group Limited (MGL), an Australian investment company, ultimately giving MGL a 65.8% indirect interest in Cincinnati Bell and CBET.

REST US Infrastructure No. 2 Trust, an Australian Special Purpose Vehicle, directly owns 16.6% of Red Fiber Holdings. REST Nominees No. 2 Pty Ltd, an Australia special purpose vehicle, is the trustee of the REST US Infrastructure No. 2 Trust. REST International Infrastructure Investments Holding Trust (REST International Infrastructure), an Australia investment company, is the 100% beneficial owner of REST US Infrastructure No. 2 Trust and REST Nominees No. 2 Pty Ltd. REST Nominees No. 1 Pty Ltd., an Australia special purpose vehicle, is the legal owner of REST Nominees No. 2 Pty Ltd and the trustee of REST International Infrastructure. Retail Employees Superannuation Trust (REST), an Australia superannuation trust, is the 100% beneficial owner of both REST International Infrastructure and REST Nominees No. 1 Pty Ltd. Retail Employees Superannuation Pty Ltd, an Australia trustee entity, is the trustee of REST and the legal owner of REST Nominees No. 1 Pty Ltd. Applicants state that while Retail Employees Superannuation Pty Ltd is the trustee of REST, its shares must be held by a person who is a sponsor (persons who represent the interests of employers or members who participate in REST or a group of such employers or members) or their nominee. The Applicant indicates that currently, 4 A Class shares and 4 B Class shares are issued and held by nominees for the sponsor members of REST. Approximately 1.9 million members are the ultimate beneficial owners of Retail Employees Superannuation Trust. The Applicant states that these members have no voting or control rights in REST.

Ares Management Corporation, a publicly traded Delaware corporation, owns through several intermediaries organized in Delaware: (i) the alternative investment vehicles (SSF AIVs) controlled by ASSF Management IV, L.P., a Delaware limited partnership, as the general partner of the SSF AIVs; (ii) alternative investment vehicles (ASOF AIVs) controlled by ASOF Management, L.P., a Delaware limited partnership, as the general partner of the ASOF AIVs; and, (iii) alternative investment vehicles (the Ares Co-Invest AIVs, and together with the SSF AIVs and the ASOF AIVs, the "Ares AIVs") controlled by Ares PE Co-Invest GP LLC, a Delaware limited partnership, as the general partner of the Ares Co-Invest AIVs. Combined, the Ares AIVs hold approximately 17.6% of Red Fiber Holding Holdings and consequently 17.6% of Cincinnati Bell and CBET.

The Applicant states that to the best of its knowledge no individual or entity other than those set out in the Application holds a 10% or greater direct or indirect interest in Cincinnati Bell or CBET.

CBET is affiliated with a carrier presumed to have market power in Denmark and agrees to abide with the dominant carrier safeguards on the U.S.-Denmark route. See 47 CFR § 63.10(c)-(e).

The Commission determined in the Executive Branch Review Process Order that it would not routinely refer to the Executive Branch applications where the Applicants have "an existing mitigation agreement, there are no new reportable foreign owners of the applicant since the effective date of the mitigation agreement, and the applicant agrees to continue to comply with the terms of that mitigation agreement." Process Reform for Executive Branch Review of Certain FCC Applications and Petitions Involving Foreign Ownership, IB Docket 16-155, Report and Order, 35 FCC Rcd 10927, 10939, para. 30 (2020) (Executive Branch Review Process Order). The Applicant argues that, consistent with the decision in the Executive Branch Review Process Order, the Application meets the conditions of an identified category of applications that the Commission determined it would not refer to the Executive Branch. Application at 1. The Applicant states that Cincinnati Bell, the parent of CBET, is party to a March 21, 2021 Letter of Agreement with the Department of Justice (2021 LOA). Application at 18. See Applications Granted for the Transfer of Control of Cincinnati Bell Inc. and Hawaiian Telcom, Inc. to Red Fiber Parent LLC, WC Docket No. 20-146, AU Docket No. 20-34, Public Notice, 36 FCC Rcd 9018 (WCB/IB/WTB 2021). The Applicant states that the 2021 LOA remains in place, that there are no new reportable foreign owners of Cincinnati Bell since the effective date of the 2021 LOA and that the Applicant agrees to comply with the terms of the 2021 LOA. Application at 18-19. We find that the Applicant has made a showing that this Application comes within an exclusion from referral to the Executive Branch for national security, law enforcement, foreign policy and trade policy review. Although we are not referring the Application, we will provide a courtesy copy of this public notice to the Executive Branch agencies. See Executive Branch Review Process Order at 10939, para 30, n. 81.

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**ITC-T/C-20220801-00094** E Westelcom Network, Inc.

Transfer of Control

**Current Licensee:** Westelcom Network, Inc.

**FROM:** Chazy & Westport Telephone Corporation

**TO:** Atlas Connectivity LLC

An application has been filed for consent to transfer control of Westelcom Network, Inc. (Westelcom), a New York corporation that holds an international section 214 authorization (ITC-214-20000721-00475), from Chazy & Westport Telephone Corporation (C&W) to Atlas Connectivity LLC (Atlas). Westelcom is a direct wholly owned subsidiary of Westelcom Communications, Inc. (Westelcom Communications), a New York corporation, which is in turn a direct subsidiary of Chazy & Westport Telephone Corporation (C&W). Pursuant to the terms of the transaction, Atlas will purchase 100% of the outstanding common stock of Westelcom Communications for cash from C&W. Consequently, Westelcom Communications and Westelcom will become wholly owned direct and indirect subsidiaries of Atlas, respectively.

Atlas is a Delaware limited liability company. 5LOOP, LLC (5LOOP), a Delaware investment entity, holds 81.22% of Atlas. Bradley Pattelli and his family, all U.S. citizens, collectively own a 17.63% interest in 5LOOP. Rock Island Capital Fund II, L.P. (Rock Island), a Delaware limited partnership, owns a 78.97% interest in 5LOOP. Rock Island is held by the following individuals and entities: Lanigan Holdings, LLC (12.6%), an Illinois limited liability corporation, whose managing members are all U.S. citizens; limited partners each holding less than a 10% interest (87.4% total interest); and Rock Island's general partner, RIC GP II, LLC, a Delaware limited liability company whose managing members are U.S. citizens. The Applicants state that no other individual or entity holds a 10% or greater direct or indirect interest in Atlas.

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**ITC-T/C-20220801-00095** E TEO Communications Inc.

Transfer of Control

**Current Licensee:** TEO Communications Inc.

**FROM:** Chazy & Westport Telephone Corporation

**TO:** Atlas Connectivity LLC

An application has been filed for consent to transfer control of TEO Communications, Inc. (TEO), a New York corporation that holds an international section 214 authorization (ITC-214-20200813-00155), from Chazy & Westport Telephone Corporation (C&W), to Atlas Connectivity LLC (Atlas). TEO is a direct wholly owned subsidiary of Westelcom Communications, Inc. (Westelcom Communications), a New York corporation, which is in turn a direct subsidiary of Chazy & Westport Telephone Corporation (C&W). Pursuant to the terms of the transaction, Atlas will purchase 100% of the outstanding common stock of Westelcom Communications for cash from C&W. Consequently, Westelcom Communications and TEO will become wholly owned direct and indirect subsidiaries of Atlas, respectively.

Atlas is a Delaware limited liability company. 5LOOP, LLC (5LOOP), a Delaware investment entity, holds 81.22% of Atlas. Bradley Pattelli and his family, all U.S. citizens, collectively own a 17.63% interest in 5LOOP. Rock Island Capital Fund II, L.P. (Rock Island), a Delaware limited partnership, owns a 78.97% interest in 5LOOP. Rock Island is held by the following individuals and entities: Lanigan Holdings, LLC (12.6%), an Illinois limited liability corporation, whose managing members are all U.S. citizens; limited partners each holding less than a 10% interest (87.4% total interest); and Rock Island's general partner, RIC GP II, LLC, a Delaware limited liability company whose managing members are U.S. citizens. The Applicants state that no other individual or entity holds a 10% or greater direct or indirect interest in Atlas.

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**ITC-T/C-20220805-00096** E SWC Telesolutions, Inc.

Transfer of Control

**Current Licensee:** SWC Telesolutions, Inc.

**FROM:** Sacred Wind Enterprises, Inc.

**TO:** Alloy, Inc.

An application has been filed for consent to the transfer of control of SWC Telesolutions, Inc. (SWC Telesolutions), a New Mexico corporation that holds an international section 214 authorization (ITC-214-20080507-00212), from Sacred Wind Enterprises, Inc. (Sacred Wind) to Alloy, Inc. (Alloy). SWC Telesolutions is wholly owned by Sacred Wind, a New Mexico corporation. Alloy, a Delaware corporation, is currently wholly owned by ATN International, Inc. (ATN), a publicly traded Delaware corporation.

Sacred Wind's common stock is currently held by the Sacred Wind Employee Stock Ownership Trust (ESOT), Sacred Wind Holdings, LLC (SW Holdings), a Delaware limited liability company, and other stockholders (Company Stockholders). Pursuant to a July 26, 2022 stock purchase agreement (Agreement), the Company Stockholders will transfer a portion of their shares in Sacred Wind's common stock to Alloy and the remaining portion of their shares of Sacred Wind's common stock to SW Holdings. In consideration, SW Holdings will issue its membership interests to Sacred Wind stockholders and will sell to Alloy all the Sacred Wind shares of common stock that it owns in connection with the transaction. In exchange, SW Holdings will receive shares of Alloy's preferred stock, whereas other Company Stockholders that sell their Sacred Wind common stock directly to Alloy will receive cash. Consequently, Alloy will acquire all of the issued and outstanding shares of Sacred Wind's common stock. As a result, ATN will hold an ownership interest in Alloy of approximately 94.4%, and SW Holdings will hold an ownership interest in Alloy of approximately 5.6%. Post-transaction, Sacred Wind and SWC Telesolutions, Inc. will become wholly owned subsidiaries of Alloy.

The Applicants state that Cornelius B. Prior, Jr., a U.S. citizen, holds 26.59% of ATN's stock, and Blackrock Fund Advisors (BlackRock), a U.S. investment entity, holds 11.84% of ATN's stock. The Applicants state that no other individual or entity holds a direct or indirect 10% or greater interest in ATN, Alloy or SWC Telesolutions.

Upon consummation, SWC Telesolutions will become affiliated with a carrier presumed to have market power in Guyana and agrees to abide with the dominant carrier safeguards on the U.S.-Guyana route. See 47 CFR § 63.10(c)-(e).

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**ITC-T/C-20220815-00100**      E                      Wilkes Communications, Inc

Transfer of Control

**Current Licensee:**      Wilkes Communications, Inc

**FROM:** DYCOM HOLDING, INC.

**TO:**      DYCOM HOLDING, INC.

An application has been filed for consent to the transfer of control of Wilkes Communications, Inc. d/b/a Wilkes Long Distance Service (WLD), a Georgia corporation that holds an international section 214 authorization (ITC-214-19940705-00214). WLD is wholly owned subsidiary of Dycom Holding, Inc. (Dycom). George A. Dyson, a U.S. citizen, was the sole owner of Dycom. Upon his death on December 31, 2014, Mr. Dyson's ownership of Dycom was transferred to his estate. April D. Dyson, a U.S. citizen and Mr. Dyson's wife, was the executor of the estate. On December 6, 2018, without prior consent from the Commission, the ownership of Dycom was transferred to Mrs. Dyson. Mrs. Dyson now holds 100% of the interests in Dycom and controls WLD.

The Applicants filed a request for Special Temporary Authority (STA) related to this transaction, ITC-STA-20220815-00101, which was granted on September 1, 2022.

Action on this application is without prejudice to any enforcement action by the Commission for non-compliance with the Communications Act of 1934, as amended, or the Commission's rules.

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**ITC-T/C-20220825-00106**      E                      Wireless Maritime Services, LLC

Transfer of Control

**Current Licensee:**      Wireless Maritime Services, LLC

**FROM:** New Cingular Wireless Services, Inc.

**TO:**      Maritime Wireless Corp.

An application has been filed for consent to the transfer of control of Wireless Maritime Services, LLC (WMS), a Delaware limited liability company that holds an international section 214 authorization (ITC-214-20120413-00098), from New Cingular Wireless Service, Inc. (NCWS) to Maritime Wireless Corp (MWC). WMS is a joint venture of NCWS and Anuvu Operations, LLC (Anuvu). NCWS holds a controlling, 51% ownership interest in WMS, and Anuvu holds the remaining 49% interest. Pursuant to an August 15, 2022 agreement, MWC will acquire all of the issued and outstanding interests of WMS from NCWS and Anuvu. After closing, WMS will become a wholly owned direct subsidiary of MWC.

MWC is a direct wholly owned subsidiary of Maritime Wireless Holdings LLC (MWH), a Delaware limited liability company. CCP Capital Strategies LLC (CCP), a Connecticut limited liability company, holds 100% of the voting interests and less than 5% of the equity interests in MWH. David Collier, a U.S. citizen, is the sole member and manager of CCP.

The following entities and individuals hold 10% or greater direct equity interests in MWH: (1) Bowside Capital Fund V, LP, a Delaware limited partnership (26.8%); (2) BCOF Capital V, LP, a Delaware limited partnership (14.1%); (3) PhenixFIN Corporation, a Delaware corporation (14.1%); and (4) David M. Mott, a U.S. citizen (11.3%).

Bowside Fund V GP LLC (Bowside Fund V), a Delaware limited liability company, is the general partner of Bowside Capital Fund V, LP. Christian Albert, a U.S. citizen, is sole manager of Bowside Fund.

BCOF Capital Managers V, LLC, a Delaware limited liability company, is the general partner of BCOF Capital V, LP. Brightwood Capital Fund V, LP, a Delaware limited partnership holds a 99.8% limited partnership interest in BCOF Capital V, LP. Brightwood Fund Managers V, LLC, a Delaware limited liability company, is the general partner of Brightwood Capital Fund V, LP. Sengal Selassie, a U.S. citizen, is the sole member and manager of BCOF Capital Managers V, LLC, and the managing member of Brightwood Fund Managers V, LLC.

The Applicants state that no other individual or entity holds a 10% or greater interest in MWH.

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#### REMINDERS:

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 CFR §§ 1.2001-.2003.