

## ATTACHMENT 1

### **Foreign Carrier Affiliation Notification**

Latam Telecommunications, LLC (“Latam”) hereby submits this foreign carrier affiliation notification regarding foreign carrier affiliates in Colombia, Mexico, the Netherlands, Belgium and Germany. Specifically, through its ownership by América Móvil, Latam is now affiliated with Infracel, S.A. E.S.P. (“Infracel”) in Colombia, Teléfonos de México, S.A.B. de C.V. (“Teléfonos”) in Mexico, and KPN VN (“KPN”) in the Netherlands, Belgium and Germany.

### **Response to Question 10**

Latam became affiliated with Infracel, Teléfonos, and KPN more than thirty days prior to the filing of this foreign carrier affiliation notification, but the notification was not filed previously due to administrative oversight. To the extent necessary, Latam seeks a waiver of Section 63.11(c) of the Commission’s rules, 47 C.F.R. § 63.11(c).

### **Response to Question 12**

Latam’s affiliate Infracel is authorized to provide international long distance services in Colombia, a WTO Member country. Infracel lacks market power in Colombia and qualifies for a presumption of non-dominance under Section 63.10(a)(3) of the Commission’s rules, 47 C.F.R. § 63.10(a)(3). The company does not control bottleneck facilities and has market shares under 50 percent in all relevant markets on the foreign end of the U.S.–Colombia route, including the international transport and local access markets. Infracel is not listed on the Commission’s List of Foreign Telecommunications Carriers that Are Presumed to Possess Market Power in Foreign Telecommunications Markets.<sup>1</sup>

Latam’s affiliate Teléfonos is authorized to provide basic fixed-line telephone services, long distance services, and Internet access services, and also provides interconnection services to other carriers in Mexico, a WTO Member country. Latam is already considered dominant with respect to the U.S.-Mexico route<sup>2</sup> and has already agreed to accept and abide by reporting requirements in Section 63.10 of the Rules.<sup>3</sup>

Latam’s affiliate KPN is authorized to provide retail voice, Internet, and data services in the Netherlands and mobile telecommunications services in Germany, the Netherlands and Belgium.

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<sup>1</sup> *The International Bureau Revises and Reissues the Commission’s List of Foreign Telecommunications Carriers that Are Presumed to Possess Market Power in Foreign Telecommunications Markets*, Public Notice, DA 07-233 (Jan. 26, 2007).

<sup>2</sup> *Verizon Communications Inc. and América Móvil, S.A. de C.V. Application for Authority to Transfer Control of Telecomunicaciones de Puerto Rico, Inc.*, Memorandum Opinion and Order and Declaratory Ruling, 22 FCC Rcd 6195, 6215 (¶ 45) (2007) (finding that América Móvil affiliates were dominant on the U.S.-Mexico, U.S.-Brazil, U.S.-Guatemala, and U.S.-Dominican Republic routes) (“Verizon-América Móvil Order”).

<sup>3</sup> 47 C.F.R. § 63.10. *See* Verizon-América Móvil Order at 6215 (¶ 45).

KPN is the incumbent operator and market leader in the Netherlands. The Netherlands is a WTO Member country, and Latam agrees to be classified as a dominant carrier on the U.S.-Netherlands route for provision of its international telecommunications services.

KPN provides only mobile services in Germany and Belgium, which are also WTO member countries. KPN lacks market power in Germany and Belgium and qualifies for a presumption of non-dominance under Section 63.10(a)(3) of the Commission's rules, 47 C.F.R. § 63.10(a)(3). The company does not control bottleneck facilities and has market shares under 50 percent in all relevant markets on the foreign end of the U.S.-Germany and U.S.-Belgium routes, including the international transport and local access markets. In addition, the Commission has determined that mobile wireless service providers lack sufficient market power to affect competition adversely in the U.S. market.<sup>4</sup>

### **Response to Question 16**

Latam requests non-dominant treatment on the U.S.-Colombia, U.S.-Belgium, and U.S.-Germany routes. Latam does not request non-dominant treatment on the U.S.-Mexico or U.S.-Netherlands routes and will accept and abide by reporting requirements in Section 63.10 of the Rules. See Response to Question 12 above.

### **Response to Question 17**

As specified in response to Question 12 above, Infracel is a telecommunications carrier providing long distance services in Colombia, and Teléfonos is authorized to provide basic fixed-line telephone services and Internet access services, and also provides interconnection services to other carriers in Mexico. KPN is authorized to provide retail voice, Internet, data and mobile services in the Netherlands and mobile telecommunications services in Belgium and Germany.

### **Response to Question 18**

Latam holds two international Section 214 authorizations to provide global facilities-based and resold services between the United States and all foreign points, including Colombia, Mexico, the Netherlands, Belgium and Germany: (1) File No. ITC-214-19980813-00564 (authorization to provide global facilities-based and resale service); and (2) File No. ITC-214-20000519-00306 (authorization to provide global resale service).

### **Response to Question 19**

Latam does not serve Colombia, Mexico, the Netherlands, Belgium, or Germany solely through the resale of international switched services of unaffiliated U.S. facilities-based carriers.

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<sup>4</sup> *International Common Carrier Regulations – 1998 Biennial Regulatory Review, Report and Order*, 14 FCC Rcd 4909, 4922 (¶ 29) (1999).

## Response to Question 20

The name, address, citizenship, and principal business of each of Latam's ten percent or greater interest holders are:

Sercotel, S.A. de C.V. ("Sercotel")  
Lago Zurich No. 245, Plaza Carso / Edificio Telcel,  
Colonia Granada Ampliación  
México, D.F.  
Citizenship: Mexico  
Principal Business: Holding company for telecommunications-related investments  
Ownership Interest: 100% direct interest in Latam.

América Móvil, S.A.B. de C.V.  
Lago Zurich No. 245, Plaza Carso / Edificio Telcel,  
Colonia Granada Ampliación, C.P. 11529,  
México, D.F.  
Citizenship: Mexico  
Principal Business: Holding company for telecommunications-related investments  
Ownership Interest: 100% interest in Sercotel.<sup>5</sup> Based on the most recent publicly available information, the Slim family trust and Inmobiliaria Carso holds 42.6% of the equity and 65.5% of the voting stock in América Móvil.<sup>6</sup> Other Mexican and foreign

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<sup>5</sup> América Móvil owns directly 99.99% of Sercotel. The remaining 0.01% is held by Amov IV, S.A. de C.V., a wholly owned subsidiary of América Móvil.

<sup>6</sup> 22.07% of the equity (approximately 45.08% of the voting stock) of América Móvil is owned directly and indirectly, including beneficially owned, through a trust for the benefit of Carlos Slim Helú and certain members of his family, all of whom are Mexican citizens. Inmobiliaria Carso, S.A. de C.V. (a non-public holding company wholly owned by the Slim family and duly organized under Mexican laws) also owns shares of América Móvil that represent less than ten percent of the voting shares of América Móvil. In addition, Carlos Slim Helú and members of his family individually own shares of América Móvil, though none in his or her individual capacity owns five percent or more of the voting shares of América Móvil. Collectively, members of the Slim family, the Slim family trust, and Inmobiliaria Carso hold 42.6% of the equity and 65.5% of the voting stock in América Móvil.

In addition, AT&T Inc. ("AT&T") (formerly known as SBC International, Inc.), a widely and publicly held corporation incorporated under the laws of the state of Delaware, holds approximately 9.11% of the equity (approximately 24.5% of the voting stock) of América Móvil through AA shares. Based on beneficial ownership reports filed with the U.S. Securities and Exchange Commission ("SEC") on March 1, 2011, AT&T also owned approximately 1,504 million L shares. As of April 30, 2012, 32.2% of the outstanding L shares of América Móvil were represented by L Share ADSs, each representing the right to receive 20 L shares, and 97.6% of the L Share ADSs were held by registered holders with addresses in the United States. 32.9% of the A shares were held in the form of A Share ADSs, each representing the right to receive 20 A shares, and 91.2% of the A Share ADSs were held by registered holders with addresses in the United States.

investors hold the remaining equity and voting stock of América Móvil. No public investor holds more than 10%.

**Response to Question 21**

Latam has no interlocking directorates with Infracel, Teléfonos, or KPN.