

ATTACHMENT

Response to Question 9:

Level 3 Communications, LLC (“Level 3 LLC”), makes this notification pursuant to 47 C.F.R. § 63.11(c). Level 3 LLC’s indirect parent company, Level 3 Communications, Inc., has established a new subsidiary, Level 3 Communications RS d.o.o. (“Level 3 Serbia”), to operate as a competitive carrier in Serbia. Level 3 Serbia will own or lease facilities in Serbia.

Response to Question 13:

Level 3 Serbia was licensed on October 28, 2013, to provide Internet protocol, data transport, and related services in Serbia but has not yet commenced service. Serbia has nearly concluded its WTO accession negotiations but is not yet a WTO member.¹

Response to Question 14:

Level 3 Serbia lacks market power in Serbia. As a prospective entrant that has not yet commenced service, Level 3 Serbia currently has no customers and therefore lacks 50-percent market share in either the Serbian international transport market or the Serbian local access market. Level 3 Serbia does not appear on the Commission’s list of foreign telecommunications carriers presumed to possess market power in foreign telecommunications markets.² Level 3

¹ See World Trade Organization, Accessions – Serbia, http://www.wto.org/english/thewto_e/acc_e/a1_serbia_e.htm (last visited Dec. 13, 2013).

² See *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, 22 FCC Rcd. 945 (Int’l Bur. 2007).

Serbia therefore qualifies for presumptions of non-dominance pursuant to 47 C.F.R.

§ 63.10(a)(3) and exemptions from the dominant carrier safeguards in 47 C.F.R. § 63.10(c)-(e).

Response to Question 16:

For the reasons stated in response to Question 14 above, Level 3 LLC is entitled to retain non-dominant status on its newly affiliated route pursuant to 47 C.F.R. §§ 63.10(a)(3) and 63.11(f).

Response to Question 17:

Level 3 Serbia is described in response to Question 9 above.

Response to Question 18:

As required by 47 C.F.R. § 63.11(e)(3), Level 3 LLC certifies that it is authorized to provide global facilities-based and global resale services to Serbia pursuant to FCC File No. ITC-214-19971229-00821 (previously FCC File No. ITC-98-016).³

Response to Question 19:

As required by 47 C.F.R. § 63.11(e)(4), Level 3 LLC certifies that it does not serve Serbia solely through the resale of international switched services of unaffiliated U.S. facilities-based carriers.

³ See *Overseas Common Carrier Section 214 Applications Actions Taken*, Public Notice, 13 FCC Rcd. 3098 (Int'l Bur. 1998).

Response to Question 20:

As required by 47 C.F.R. § 63.11(e)(5), Level 3 LLC certifies that it has the following 10-percent-or-greater direct or indirect owners:

Level 3 Financing, Inc.

Address: 1025 Eldorado Blvd., Broomfield, Colorado 80021

Citizenship: Delaware, USA

Principal Business: holding company

Relationship: owns 100 percent of Level 3 LLC

Level 3 Communications, Inc. (“Level 3 Parent”)

Address: 1025 Eldorado Blvd., Broomfield, Colorado 80021

Citizenship: Delaware, USA

Principal Business: telecommunications

Relationship: owns 100 percent of Level 3 Financing, Inc.

Southeastern Asset Management, Inc. (“SAM”)

Address: 6410 Poplar Avenue, Suite 900, Memphis, Tennessee 38119

Citizenship: Tennessee, USA

Principal Business: investment advisory services

Relationship/Interest: SAM holds sole or shared voting rights for 21.94 percent of outstanding shares of Level 3 Parent that are otherwise owned by other entities for whom SAM acts as an investment advisor. None of SAM’s owners holds a ten-percent-or-greater direct or indirect interest in Level 3 Parent.

STT Crossing Ltd (“STT Crossing”)

Address: 10 Frere Felix de Valois Street, Port Louis, Mauritius

Citizenship: Mauritius

Principal Business: holding company

Relationship: owns approximately 24.926 percent of Level 3 Parent

STT Communications Ltd (“STT Communications”)

Address: 51 Cuppage Road #09-01, StarHub Centre, Singapore 229469

Citizenship: Singapore

Principal Business: information communications

Relationship: owns 100 percent of STT Crossing

Singapore Technologies Telemedia Pte Ltd (“ST Telemedia”)

Address: 51 Cuppage Road #09-01, StarHub Centre, Singapore 229469

Citizenship: Singapore

Principal Business: investment holding company

Relationship: owns 100 percent of STT Communications

Level 3 Communications, LLC
Foreign Carrier Affiliation Notification
18 December 2013

Temasek Holdings (Private) Limited (“Temasek”)

Address: 60B Orchard Road #06-18, The Atrium@Orchard, Singapore 238891

Citizenship: Singapore

Principal Business: investment holding company

Relationship: owns 100 percent of ST Telemedia

Temasek is wholly owned by the Government of Singapore through the Minister for Finance.

Response to Question 21:

Level 3 LLC has no interlocking directorates with the foreign affiliates identified in this notification.