

LAW OFFICES OF THOMAS K. CROWE, P.C.

1250 24th STREET, N.W.
SUITE 300
WASHINGTON, D.C. 20037

TELEPHONE (202) 263-3640
FAX (202) 263-3641
E-MAIL firm@tkcrowe.com

September 22, 2005

BY HAND

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street SW
Washington, DC 20554

RECEIVED

SEP 22 2005

Federal Communications Commission
Office of Secretary

Re: ISP-PDR-2005062400008; Amendment to Petition of
Choice Holdings LLC for Declaratory Ruling Under Section
310(b)(4) of the Communications Act of 1934, As Amended

Dear Ms. Dortch:

On June 24, 2005, Choice Holdings LLC ("Choice Holdings") filed a Petition for Declaratory Ruling Under Section 310(b)(4) of the Communications Act of 1934, as Amended ("Petition"), requesting a ruling that indirect foreign investment of up to 35 percent in Commission common carrier radio licensees Choice Phone LLC ("Choice Phone") and Wave Runner LLC ("Wave Runner") from a citizen of a World Trade Organization member country, is consistent with the public interest standard under Section 310(b)(4) of the Communications Act of 1934, as amended (the "Act"). Choice Holdings hereby requests that the Petition be amended in order to include the following supplemental information.

After reviewing the Petition, Commission staff requested that Choice Holdings provide additional information with respect to 1) the identity of all owners of Choice Holdings, Choice Phone and Wave Runner; 2) the citizenship of any such individuals; 3) the principal place of business of any such entities; 4) percentages of equity voting; and 5) how control is held in each of the companies. Item Nos. 1 – 4 are addressed below for each entity.

In response to Item No. 5, Richard C. Yu currently serves as Managing Member of, and holds *de facto* control over, Choice Holdings, Choice Phone and Wave Runner. No other individual holds *de facto* control. No change is expected to be made to the current control of the companies. As indicated in the Petition, after the proposed transaction, Ronnie Lim, whose increased ownership would be for investment purposes, would assume no control over Choice Holdings, Choice Phone or Wave Runner. In addition, Richard C. Yu would continue to function as Managing Member of Choice Holdings, Choice Phone and Wave Runner and would continue to maintain *de facto* control over each of the companies.

Information responsive to Item Nos. 1 – 4 is as follows:¹

A. Wave Runner

The identities of all individuals and entities holding a direct or indirect ownership interest in Wave Runner are detailed below along with information regarding citizenship or principal place of business, as appropriate. All shares in Wave Runner and Choice Holdings confer ownership and voting interests in the shareholder in the percentages indicated.

The following entities currently hold a ten percent (10%) or greater direct ownership/voting interest in Wave Runner:

| <u>Name</u> | <u>Total Interest Held in Licensee</u> | <u>Principal Place of Business</u> |
|-----------------|--|------------------------------------|
| Choice Holdings | 100% | Guam |

The following individuals currently hold a ten percent (10%) or greater ownership/voting interest in Wave Runner due to ownership held in Choice Holdings LLC:²

| <u>Name</u> | <u>Total Interest Held in Licensee</u> | <u>Citizenship</u> |
|----------------|--|--------------------|
| Richard C. Yu | 28% | U.S. |
| Jeselyn T. Yu | 18% | U.S. |
| Angelie C. Ong | 29% | U.S. |
| Ronnie S. Lim | 25% | Philippines |

B. Choice Phone

The identities of all individuals and entities holding a direct or indirect ownership interest in Choice Phone are detailed below along with information regarding citizenship or principal place of business, as appropriate. All shares in Choice Phone and Choice Holdings confer ownership and voting interests in the shareholder in the percentages indicated.

The following entities currently hold a ten percent (10%) or greater direct ownership/voting interest in Choice Phone:

| <u>Name</u> | <u>Total Interest Held in Licensee</u> | <u>Principal Place of Business</u> |
|-----------------|--|------------------------------------|
| Choice Holdings | 100% | Guam |

The following individuals currently hold a ten percent (10%) or greater ownership/voting

¹ Note that all ownership percentages have been rounded to the nearest whole number. Richard C. Yu holds a *de minimis* (i.e., less than 1%) direct ownership stake in Choice Phone and Wave Runner. No other individuals or entities hold direct or indirect ownership in Choice Holdings, Choice Phone or Wave Runner other than those indicated.

² Under the proposed transaction, Ronnie Lim's interest would increase to 35% while Richard C. Yu's interest would decrease to 18%. All other ownership/voting interests will remain unchanged.

interest in Choice Phone due to ownership held in Choice Holdings:³

| <u>Name</u> | <u>Total Interest Held in Licensee</u> | <u>Citizenship</u> |
|----------------|--|--------------------|
| Richard C. Yu | 28% | U.S. |
| Jeselyn T. Yu | 18% | U.S. |
| Angelie C. Ong | 29% | U.S. |
| Ronnie S. Lim | 25% | Philippines |

C. Choice Holdings

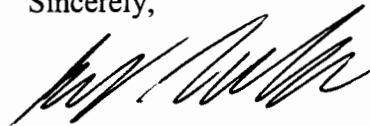
The identities of all individuals and entities holding a direct or indirect ownership interest in Choice Holdings are detailed below along with information regarding citizenship or principal place of business, as appropriate. All shares in Choice Holdings confer ownership and voting interests in the shareholder in the percentages indicated.

The following individuals currently hold a ten percent (10%) or greater ownership/voting interest in Choice Holdings:⁴

| <u>Name</u> | <u>Total Interest Held in Licensee</u> | <u>Citizenship</u> |
|----------------|--|--------------------|
| Richard C. Yu | 28% | U.S. |
| Jeselyn T. Yu | 18% | U.S. |
| Angelie C. Ong | 29% | U.S. |
| Ronnie S. Lim | 25% | Philippines |

An original and four (4) copies of this amendment are enclosed herewith. Please file stamp and return the extra copy of this filing in the self addressed, stamped envelope unclosed for this purpose. Questions regarding this filing should be directed to the undersigned.

Sincerely,



Thomas K. Crowe
Gregory E. Kunkle,
Counsel for Choice Holdings LLC

cc: Cara Grayer, FCC
Francis Gutierrez, FCC
Susan O'Connell, FCC

³ Under the proposed transaction, Ronnie Lim's interest would increase to 35% while Richard C. Yu's interest would decrease to 18%. All other ownership/voting interests will remain unchanged.

⁴ Under the proposed transaction, Ronnie Lim's interest would increase to 35% while Richard C. Yu's interest would decrease to 18%. All other ownership/voting interests will remain unchanged.