

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of)
)
)
) File No. ITC-T/C-20111107-00349 and ISP-
) PDR-20111020-00011
Software Cellular Network (North America))
Ltd., and Truphone Limited (f/k/a/ Software)
Cellular Network Ltd.))

Application for authorization under Section
214 of the Communications Act of 1934, as
amended

**PETITION TO ADOPT CONDITIONS TO
AUTHORIZATIONS AND LICENSES**

The Department of Justice (DOJ) (the Agency) submits this Petition to Adopt Conditions to Authorizations and Licenses (Petition), pursuant to Section 1.41 of the Federal Communications Commission (“Commission”) rules.¹ Through this Petition, the Agency advises the Commission that it has no objection to the Commission approving the authority sought in the above-referenced proceeding, provided that the Commission conditions its approval on the assurance of Software Cellular Network (North America) Ltd., and Truphone Limited (f/k/a/ Software Cellular Network Ltd.) to abide by the commitments and undertakings set forth in the August 22, 2012 Letter of Assurances (LOA), which is attached hereto. In the above-referenced proceeding, the Applicant petitioned the Commission for authority under Section 214 of the Communications Act of 1934, as amended, to transfer control of Software Cellular Network (North America) Ltd., and Truphone Limited, Section 214 international authority and three domestic PCS licenses to Vollin Holdings Limited and to exceed the 25% benchmark for foreign

¹ 47 C.F.R. § 1.41.

investment under Section 310(b)(4) of the Communications Act of 1934, as amended.

The Commission has long recognized that law enforcement, national security, and public safety concerns are part of its public interest analysis, and has accorded deference to the views of other U.S. government agencies with expertise in those areas. *See In the Matter of Comsat Corporation d/b/a Comsat Mobile Communications, etc.*, 16 FCC Rcd. 21,661, 21707 ¶ 94 (2001).

After discussions with representatives of the Applicant in connection with the above-referenced proceedings, the Agency has concluded that the additional commitments set forth in the LOA will help ensure that the Agency with responsibility for enforcing the law, protecting the national security, and preserving public safety, can proceed appropriately to satisfy those responsibilities. Accordingly, the Agency advises the Commission that it has no objection to the Commission granting the application in the above-referenced proceeding, provided that the Commission conditions its consent on compliance by Software Cellular Network (North America) Ltd., and Truphone Limited (f/k/a/ Software Cellular Network Ltd.) with the LOA.

Respectfully submitted,

/s/ Richard C. Sofield
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