

Before the
Federal Communications Commission
Washington, D.C. 20554

In re Application of)
)
DOCOMO PACIFIC, INC.)
)
Request for Declaratory Ruling under Section)
310(b)(4) of the Communications Act of 1934,) File No. ISP-PDR-20140903-00010
as amended)

To: The International Bureau

**SUPPLEMENT TO
REQUEST FOR DECLARATORY RULING**

Pursuant to Section 310(b)(4) of the Communications Act of 1934, as amended, and Section 1.990(a)(1) of the Commission’s rules, Docomo Pacific, Inc. (“Docomo”) hereby submits this supplement to its Request for Declaratory Ruling filed on September 3, 2014. In its Request for Declaratory Ruling, Docomo sought that the Commission extend its current Section 310(b)(4) authority to hold interests in common carrier licenses and authorizations to encompass any Advanced Wireless Services (“AWS-3”) licenses it acquired in the Commission’s AWS-3 Auction (“Auction 97”).¹ Now pursuant to the Commission’s recently released foreign ownership rules,² Docomo requests, in addition to the Auction 97 AWS-3 license for which it is a winning bidder, an updated declaratory ruling to include authority with respect to all services to which section 310(b) applies and all geographic areas.³

¹ Auction 97 has concluded, and Docomo was the winning bidder for one (1) AWS-3 license.

² *Review of Foreign Ownership Policies for Common Carrier and Aeronautical Radio Licensees under Section 310(b)(4) of the Communications Act of 1934, as amended*, Second Report and Order, 28 FCC Red 5741 (2013) (“2013 Foreign Ownership Order”).

³ *See Id.* at 5798, §109.

Docomo further requests that the Japan Ministry of Finance and Nippon Telegraph and Telephone Corporation (“NTT”) be permitted to increase their equity and/or voting interests three percent above the levels previously approved to Docomo pursuant to Section 301(b)(4) of the Communications Act to account for fluctuations in publicly traded shares.⁴

I. INFORMATION REQUESTED BY SECTION 1.991

Docomo hereby supplements its Petition for Declaratory Ruling to provide the following information required by Section 1.991 of the Commission’s rules:

Section 1.991(a): Contact Information, FRN, Place of Organization, Type of Business Organization, and Name and Title of Officer Certifying to the Information Contained in the Petition

Name: Docomo Pacific, Inc.
FCC Registration Number: 0004242723
Mailing Address: 219 South Marine Corps Drive, Suite 206, Tamuning, GU 96913
Telephone Number: (671) 688-2355
Facsimile Number: (671) 649-7247
Electronic Mail Address: jhofman@Docomopacific.com
Place of Organization: Guam
Type of Business Organization: Corporation
Name and Title of Officer Certifying to the Information Contained in the Petition:
James W. Hofman, II, Chief Legal Officer

Section 1.991(b): Legal Counsel Contact

Todd Slamowitz
Lukas, Nace, Gutierrez & Sachs, LLP
8300 Greensboro Drive, Suite 1200
McLean, VA 22102
Tel: (703) 584-8678
Fax: (703) 584-8696
Email: tslamowitz@fcclaw.com

⁴ Applications of Guam Cellular and Paging, Inc. and Docomo Guam Holdings, Inc., WT Docket No. 06-96, FCC 06-167, *Memorandum Opinion and Order and Declaratory Ruling*, 21 FCC Rcd 13580 (2006) (“*Docomo Declaratory Ruling*”).

Section 1.911(c)(1): Licensees and Licenses Covered by Declaratory Ruling

Docomo holds the following types of radio authorizations to which Section 310(b) is applicable:

- AWS-3
- AWS-1
- Cellular (CL)
- Paging (CD)
- Common Carrier Fixed Point to Point Microwave (CF)
- PCS Broadband (CW)
- 700 MHz Lower Band
- Wireless Communications Service (WS)

Docomo requests that its declaratory ruling include all services to which Section 310(b) applies and all geographic areas.

Section 1.991(c)(2): Associated Applications

Except for the long-form application (Form 601) filed in conjunction with Auction 97, there are no applications associated with Docomo's Petition for Declaratory Ruling.

Section 1.991(d): Type of Declaratory Ruling

Docomo seeks authority under Section 1.990(a)(1) of the Commission's rules.

Section 1.991(e) and (g): Direct Ownership

The following entity holds a ten percent or greater direct ownership interest in Docomo:

Name: Docomo Guam Holdings, Inc.

Address: 1399 New York Avenue, NW, Suite 450, Washington, DC 20005

Citizenship: Organized in the U.S.

Principal Business: Holding Company

Type of Business Organization: Corporation

Percentage Held: 100 percent direct interest in Docomo

No other individual or entity holds a five percent or greater direct equity or voting interest in Docomo.

Section 1.991(f) and (g): Indirect Ownership

Name: Japan Ministry of Finance

Address: 3-1-1 Kasumigaseki, Chiyoda-ku, Tokyo, Japan 10008940

Citizenship: Japan

Principal Business: NA

Type of Business Organization: Government Entity

Percentage Held: 21.39 percent indirect equity/voting interest in Docomo

Name: Nippon Telephone and Telegraph Corporation
Address: 3-1 Otemachi 2-Chome, Chiyoda-ku, Tokyo, Japan 1008116
Citizenship: Organized in Japan
Principal Business: Telecommunications
Type of Business Organization: Corporation
Percentage Held: 63.32 percent indirect equity/voting interest in Docomo

Name: NTT Docomo, Inc.
Address: 2-11-1 Nagata-cho, Chiyoda-ku, Tokyo, Japan 1003150
Citizenship: Organized in Japan
Principal Business: Telecommunications
Type of Business Organization: Corporation
Percentage Held: 100 percent indirect equity/voting interest in Docomo

No other individual or entity holds a five percent or greater indirect equity or voting interest in Docomo.

Section 1.991(h)(1): Estimate of Aggregate Foreign Ownership

The Commission has previously approved “the indirect foreign ownership of Guam Cellular by Docomo and its Japanese shareholders (up to and including 100 percent of the equity and voting interests), with the exception of NTT; by NTT and its Japanese shareholders, through NTT’s investment in Docomo (up to and including 62.15 percent of the equity and voting interests), with the exception of the Japan Ministry of Finance; and by the Japan Ministry of Finance, through its investment in NTT (up to and including 23.95 percent of the equity interests and 38.53 percent of the voting interests).”⁵ No further material changes have occurred in Docomo’s foreign ownership since the Commission’s grant of Docomo’s Declaratory Ruling.

Section 1.991(h)(2): Ownership Chart

A chart depicting Docomo’s ownership is attached as Exhibit A.

Section 1.991(i) and (j): Requests for Specific Approval

Docomo requests specific approval in response to Section 1.9991(f)-(g).

Section 1.991(k): Requests for Advance Approval

Docomo requests approval for the following entities to increase the indirect equity and/or voting interests three percent above the levels previously approved to Docomo pursuant to Section 301(b)(4) of the Communications Act to account for fluctuations in publicly traded shares:

- Japan Ministry of Finance
- Nippon Telegraph and Telephone Corporation

⁵ *Docomo Declaratory Ruling*, 21 FCC Rcd at 13,614, §68.

II. CONCLUSION

For the foregoing reasons, Docomo respectfully requests that the Commission promptly grant its Petition for Declaratory Ruling.

DOCOMO PACIFIC, INC.

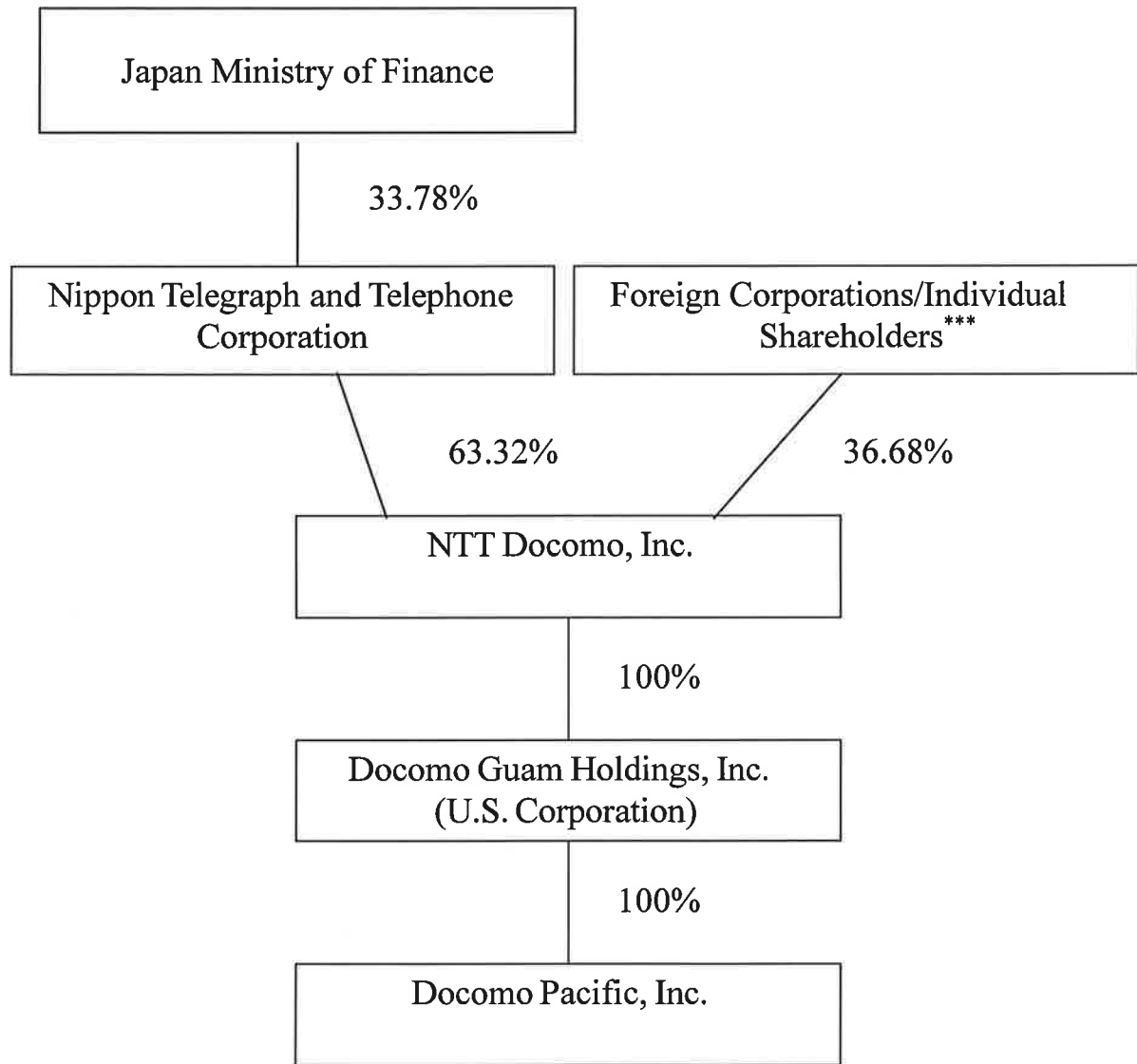
By: 

David A. LaFuria
Todd Slamowitz
Lukas, Nace, Gutierrez & Sachs, LLP
8300 Greensboro Drive, Suite 1200
McLean, VA 22102
(703) 584-8678

Counsel for Docomo Pacific, Inc.

March 2, 2015

Exhibit A



* % is outstanding voting share basis

** As of March 31, 2014.

***None of the shareholders individually hold a 5% or greater interest in NTT Docomo, Inc.