Before the

FEDERAL COMMUNICATIONS COMMISSION

Washington, D.C. 20554

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In the Matter of GigSky, Inc.

File No.: ISP-PDR-20160415-00008

PETITION TO ADOPT CONDITIONS TO AUTHORIZATIONS AND LICENSES

The Department of Justice ("DOJ") submits this Petition to Adopt Conditions to Authorizations and Licenses ("Petition"), pursuant to 1.4 of the Federal Communications Commission ("Commission") rules.¹ Through this Petition, DOJ 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 GigSky, Inc. ("GigSky") to abide by the commitments and undertakings set forth in the Letter of Agreement ("Agreement") dated October 20, 2017 and attached hereto. In the above-referenced proceedings, GigSky sought advance approval of foreign indirect ownership interests in Commission wireless licenses WQJZ324 and WQJZ325 ("licenses") pursuant to 47 C.F.R. §§ 1.5001(i) and (j), and 47 C.F.R. § 1.5001(k). GigSky filed a Petition for Declaratory Ruling with the Commission under Section 310(b)(4) of the Communications Act of 1934, as amended, ("the Act"), and section 1.5000(a)(1) of the Commission's rules, 47 C.F.R. § 1.5000(a)(1). Petitioner

¹ 47 C.F.R. § 1.41.

filed the instant petition in connection with its request for advance approval from the Commission for an increase in foreign ownership from 10.376 percent foreign ownership to 68.6 percent foreign indirect foreign.

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.

After discussions with representatives of the Applicant in connection with the above-referenced proceedings, DOJ has concluded that additional commitments set forth in the Agreement will help ensure that the agency responsible for enforcing the law, protecting national security, and preserving public safety, can proceed appropriately to satisfy those responsibilities. Accordingly, DOJ advises the Commission that it has no objection to the Commission granting the application in the above-referenced proceedings, provided that the Commission conditions its consent on the compliance by GigSky with the Agreement.

Respectfully submitted,

/s/ Richard C. Sofield
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October 23, 2017