



U.S. Department of Justice

National Security Division

Foreign Investment Review Staff

Washington, D.C. 2053

January 21, 2016

By Electronic Filing

Ms. Marlene H. Dortch
Secretary of the Federal Communications Commission
Federal Communications Commission
445 12th St. SW, Room TW-B204
Washington, DC 20554

Re: **Angel Americas, LLC, Holder of International Authorizations ITC-214-20010220-00085, ITC-214-20040618-00348, ITC-214-20020531-00293, and ITC-214-20050315-00105 (File No. ITC-ASG-20130130-00035) and ITC-214-20031020-00495 (ITC-ASG-20130130-00037) and of domestic section 214 authority (DA No. 14-936 (June 27, 2014))**

Angel Mobile, Inc., Holder of International Authorization ITC-214-20131206-0037 (DA No. 14-1062 (July 25, 2014))

Dear Ms. Dortch:

The Department of Justice (“**DOJ**”), including the Federal Bureau of Investigation, hereby notifies the Federal Communications Commission (“**FCC**” or “**Commission**”) of the inability by the authorized holders of the above-identified certificates, Angel Americas, LLC (“**Angel Americas**”) and Angel Mobile, Inc. (“**Angel Mobile**”, together with Angel Americas, “**the Angel entities**”), to comply with the FCC’s terms in granting such authorizations. Given such inability, the Agencies request that the FCC terminate, declare null and void and no longer in effect, and/or revoke Angel Americas’ and Angel’s above-identified domestic and/or international certifications.

Prior to Angel Americas receiving control of the above-identified authorizations, the DOJ, in concurrence with the U.S. Department of Homeland Security (collectively, “**the Agencies**”), expressly conditioned non-objection to Angel Americas being granted control of FCC licenses on “the Commission condition[ing] its approval on the assurance of Angel [Americas] to abide by the commitments and undertakings set forth in the attached November 15, 2013, Letter of Agreement from Angel Americas to the DOJ,” which was attached to the Agencies’ petition. (See Attach. 1, at 1 (Pet. To Adopt Cond. To Auth. and Licenses (November

18, 2013)).) As stated in the public notice disclosing the granting of Angel Americas' applications to receive control of the above-referenced certificates, the FCC concurred with the Agencies' request and granted such applications "subject to compliance with . . . the November 2013 Agreement" (herein referred to as the "**November 2013 Agreement**"). (See Attach. 2, at 4 (Public Notice (DA No. 14-936)).) The FCC's Public Notice further stipulated that "[a] failure to comply with and/or remain in compliance with any of the provisions of the November 2013 Agreement shall constitute a failure to meet a condition of this authorization and thus grounds for declaring the underlying authorizations terminated without further action on the part of the Commission."

Similarly, prior to Angel Mobile receiving control of the above-identified authorization, the Agencies expressly conditioned their non-objection to Angel Mobile being granted the authorization on "the Commission condition[ing] its approval on the assurance of Angel [Mobile, Inc.] to abide by the commitments and undertakings set forth in the attached July 7, 2014, Letter of Agreement from Angel Mobile to the DOJ," which was attached to the Agencies' petition. (See Attach. 3, at 1 (Pet. To Adopt Cond. To Auth. and Licenses (July 10, 2014)).) As stated in the public notice disclosing the grant of the above-referenced certificate to Angel Mobile, the FCC concurred with the Agencies' request and "condition[ed] grant of th[e] international section 214 authorization on compliance by Angel Mobile with the commitments and undertakes set forth in the July 7, 2014 letter" (herein referred to as the "**July 2014 LOA**"). (See Attach. 4, at 3 (Public Notice (DA No. 14-1062)).) The FCC's Public Notice further stipulated that "[a] failure to comply with and/or remain in compliance with any of these commitments and undertakings shall constitute a failure to meet a condition of the authorization."

Although the July 2014 LOA requires Angel Mobile to submit annual reports to the DOJ, the DOJ has never received an annual report from Angel Mobile. Moreover, the DOJ has reason to believe that the Angel entities are no longer in operation; and, we note that we have experienced difficulty in even finding individuals with whom to communicate on behalf of the Angel entities.¹ For all of these reasons, we posit that the Angel entities are unlikely and/or unable to comply with the November 2013 Agreement and the July 2014 LOA, and, consequently, that their correlating FCC licenses should be terminated, declared null and void and no longer in effect, and/or revoked.

¹ Specifically, on May 13, 2015, the DOJ attempted to separately contact Roland J. Bopp, the Chief Executive Officer of both Angel Americas and Angel Mobile (who signed both the November 2013 Agreement and the July 2014 LOA). The response received advised that Angel Americas had ceased to operate as of March 12, 2015, and that Angel Mobile never became operational and was a dormant entity. In addition, the DOJ was notified that "Roland" was no longer an appropriate point of contact for the Angel entities, and that Marcel Schuster should instead be contacted. (See Attach. 5 (mid-point).) Subsequently, on May 28, 2015, Marcel Schuster advised the DOJ that he had resigned from all positions with Angel Americas, and that "Angel Telecom" was in a bankruptcy scenario; Mr. Schuster also provided resignation letters from both himself and Roland Bopp. (See Attach. 5.) In addition, as recently as October 2015, the DOJ was informed by the Angel entities' prior counsel that, to his knowledge, Angel Americas had ceased operations and Angel Mobile had never become operational. Further, according to open-source searches, the Secretary of State for Nevada lists Angel Mobile's business license expiration date as October 31, 2015 (see Attachment 6); and, a January 8, 2016, telephone call to a number for Angel Americas returned only an automated message advising that the number was not in service. (See Attach. 7.)

Consequently, the DOJ requests that the Commission terminate, declare null and void and no longer in effect, and/or revoke the above-identified international and domestic authorizations issued to Angel Americas or Angel Mobile.

Thank you for your consideration.

Sincerely,

____s/Richard Sofield_____
Richard Sofield
Director, Foreign Investment Review Staff
National Security Division
U.S. Department of Justice

cc: Denise Cocoa
Chief, Policy Division
International Bureau, FCC

David Krech
Associate Chief, Policy Division
International Bureau, FCC

U.S. Department of Homeland Security
Foreign Investment Risk Management
IP-FCC@hq.dhs.gov

U.S. Department of Defense
osd.pentagon.dod-cio.list.team-telecom@mail.mil

Kristin A. Taylor
Attorney
Foreign Investment Review Staff, National Security Division
U.S. Department of Justice
kristin.taylor@usdoj.gov