

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

In the Matter of)
)
STANACARD, LLC d/b/a Stanatel)
) File No. ITC-214-20090624-00301
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”), with the concurrence of the Department of Homeland Security (“DHS”) (collectively, “the Agencies”), 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 Agencies advise the Commission that they have 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 StanaCard, LLC (“StanaCard”) to abide by the commitments and undertakings set forth in the February 1, 2010 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 provide international resold and facilities-based services to all international points.

¹ 47 C.F.R. § 1.41.

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 proceeding, the Agencies have concluded that the additional commitments set forth in the LOA will help ensure that the Agencies and other entities with responsibility for enforcing the law, protecting the national security, and preserving public safety, can proceed appropriately to satisfy those responsibilities. Accordingly, the Agencies advise the Commission that they have no objection to the Commission granting the application in the above-referenced proceeding, provided that the Commission conditions its consent on compliance by StanaCard.

Respectfully submitted,

/S/ Richard C. Sofield
Richard C. Sofield
U.S. Department of Justice
Director - Foreign Investment Review Staff
National Security Division
950 Pennsylvania Avenue, N.W.
Washington, D.C. 20530

February 16, 2010

Stanacard, LLC
1350 Avenue of the Americas, Floor 19
New York NY 10019

February 1, 2010

Richard C. Sofield
Director, Foreign Investment Review Staff
National Security Division
U.S. Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, D.C. 20530

Marcus C. Thomas
Assistant Director
Operational Technology Division
Federal Bureau of Investigation
Engineering Research Facility
Building 27958-A
Quantico, Virginia 22135

Re: FCC application of STANACARD, LLC d/b/a Stanatel
FCC File No. ITC-214-20090624-00301

Dear Mr. Sofield and Mr. Thomas:

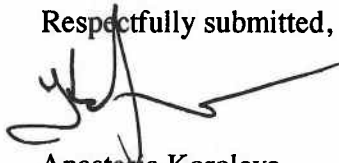
On October 21, 2009, StanaCard, LLC (StanaCard) met with representatives of the Department of Justice (DOJ), including the Federal Bureau of Investigation (FBI), and the Department of Homeland Security (DHS) (USG Agencies) to discuss national security, law enforcement, and public safety concerns related to StanaCard's services. In particular, the USG Agencies sought information regarding StanaCard's ability to comply with the Communications Assistance for Law Enforcement Act (CALEA). In the course of that discussion, the USG Agencies asked StanaCard to review its capabilities and provide additional information. On October 30, 2009, StanaCard followed up in writing to explain its current capabilities for assisting law enforcement in conducting lawfully authorized electronic surveillance. It was noted in particular that StanaCard currently lacks any capability to perform real-time interception or access to call-identifying information.

StanaCard recognizes that providers of communications services to the public may be called upon to assist government agencies in conducting lawfully authorized electronic surveillance in order to protect the public and the national security. StanaCard is fully committed to complying with its obligations under CALEA and to working with the USG to resolve any issues regarding StanaCard's ability to provide the necessary assistance. To that end,

StanaCard commits to make available promptly members of its Systems Engineering staff and identify at least one technical point of contact with whom the FBI can work directly on an ongoing and as-needed basis regarding the development of these capabilities and to use reasonable efforts to meet the USG Agencies' requirements.

Furthermore, StanaCard recognizes that the Federal Communications Commission (FCC) has said that its public-interest analysis of applications such as StanaCard's includes consideration of the interests of national security and law enforcement and that it accords substantial weight to the views of Executive Branch agencies on those issues. It is StanaCard's understanding that, on the basis of the commitments made in this letter, the USG Agencies will not object to StanaCard's pending FCC application. That non-objection will not be understood to imply that the USG Agencies are satisfied with StanaCard's current capabilities. StanaCard understands that, should the commitments in this letter not be fulfilled, or should StanaCard fail to cooperate fully and in good faith or fail to use its best efforts to address the USG Agencies' national security, law enforcement, and public safety concerns, the USG Agencies may notify the FCC and may request the suspension and/or revocation of StanaCard's authorization.

Respectfully submitted,



Anastasia Koroleva
Chief Executive Officer, StanaCard, LLC