

Federal Communications Commission  
International Bureau  
Policy Division  
445 12<sup>th</sup> Street, SW  
Washington D.C. 20554

Re: Supplemental Information to ITC-214-20090817-00385

September 11, 2009

Dear International Bureau Staff,

Intraco Traders, Inc. (“Intraco Traders”) is a US carrier that applied for a 214 authorization under the above-captioned file name. Intraco Traders is affiliated with Citraco Sprl (“Citraco”), a carrier in the Democratic Republic of Congo (“DRC”). Intraco Traders wishes to provide international services to the DRC.

Pursuant to 47 C.F.R. 63.18(m), any applicant that is affiliated with a foreign carrier in a country it wishes to serve and that desires to be classified as non-dominant, for the provision of services to that country, should provide information to demonstrate that it qualifies as non-dominant.

Pursuant to 47 C.F.R. 63.10(a)(3), a carrier that seeks to be classified as non-dominant must submit to the Federal Communications Commission (“Commission”) information sufficient to demonstrate that its foreign affiliate lacks market power on the foreign end. If the US carrier demonstrates that the foreign affiliate lacks 50% market share in the foreign end of the route, the US carrier shall presumptively be classified as non-dominant.

In the instant case, Intraco Traders should be classified as non-dominant because its foreign affiliate, Citraco, lacks 50% market share in the DRC. Citraco is a carrier duly licensed by the DRC PTT ministry (See license in Appendix A). Citraco operates a wireless broadband and satellite network to offer voice, data, and video services over the Internet Protocol. Citraco owns two sites equipped with 3.8m antennas complete with VoIP/ISDN PRI platforms. These sites interconnect with local PSTN and GSM networks. Citraco owns and controls its own facilities as opposed to leasing. Citraco started offering retail origination traffic in 2004 and wholesale VoIP termination in 2006.

The telecommunications environment in DRC is majority controlled by non-DRC carriers. The largest being Belacom and Gateway. In fact, 80% of the telecom industry in DRC is owned and controlled by foreign carriers. It is presumed that annual revenue produced by the DRC telecom market is 1 billion U.S. dollars. Over the last two years, Citraco has averaged 1 million dollars per year in revenue. Appendix B shows a letter from ProCredit Bank, Congo, certifying as to Citraco's average turn over for the last two years. Hence, Citraco's market share in DRC is well below 50% and Intraco Traders should be classified as non-dominant.

Sincerely,

*/s/ Raul Magallanes*

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Raul Magallanes,

Counsel to Intraco Traders

Appendix A



Embassy of the United States of America

CERTIFICATE OF ACKNOWLEDGEMENT FOR TRANSLATIONS

KINSHASA  
DEMOCRATIC REPUBLIC OF THE CONGO

DATE: June 2, 2008

I, THE UNDERSIGNED, DO HEREBY CERTIFY: THAT I AM A COMPETENT  
TRANSLATOR AND THAT THE FOREGOING IS A TRUE AND FAITHFUL  
TRANSLATION OF THE HERETO ANNEXED COPY OF A

Application for Authorization

Willy KASENBWE NTAMBUE  
NAME OF TRANSLATOR

DEMOCRATIC REPUBLIC OF THE CONGO)  
PROVINCE OF KINSHASA ) SS:  
CITY OF KINSHASA )  
EMBASSY OF THE UNITED STATES )  
OF AMERICA IN KINSHASA )

I, Laurie Meininger, Consul OF THE UNITED STATES  
OF AMERICA AT KINSHASA, DEMOCRATIC REPUBLIC OF THE CONGO, DULY  
COMMISSIONED AND QUALIFIED, DO HEREBY CERTIFY THAT ON THIS 2nd  
DAY OF June, 2008  
APPEARED Willy Kasendec Ntambue TO ME PERSONALLY KNOWN,  
AND KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE  
ANNEXED TRANSLATION, AND HE OR SHE DULY ACKNOWLEDGED TO ME THAT HE  
OR SHE PREPARED THE SAME.

IN WITNESS WHEREOF I HAVE HEREUNTO SET MY HAND AND AFFIXED THE  
SEAL OF THE EMBASSY OF THE UNITED STATES OF AMERICA AT KINSHASA,  
DEMOCRATIC REPUBLIC OF THE CONGO, THIS 2nd DAY OF June,  
2008.

Laurie Meininger  
Consul OF THE  
UNITED STATES OF AMERICA

REPUBLIQUE DEMOCRATIQUE DU CONGO  
**MINISTRE DES POSTES, TELEPHONES ET  
TELECOMMUNICATIONS.-**

LE SECRETAIRE GENERAL,

Kinshasa, le 02 AGOUT 2001

N° MIN/PTT/SG/2030/DRT/2001/CTGF/CM/2000.-

TRANSMIS copie pour information à :

- Son Excellence Monsieur le Ministre des P.T.T.
- Monsieur le Directeur de l'Inspection du Ministère des P.T.T.
- Monsieur le Directeur de la Réglementation des Télécommunications du Ministère des P.T.T.

(TOUS) à KINSHASA/GOMBE.-

Objet : Votre demande d'auto-  
risation.-

✓ A la Société **CITRACO SPRL**  
Building du 30 Juin, local n° 8  
KINSHASA/GOMBE.-

Messieurs,

J'ai l'honneur de vous informer que l'examen de votre dossier de demande d'autorisation d'exploitation de votre réseau des télécommunications en République Démocratique du Congo s'est avéré concluant.

En outre, mes services ont enregistré les paiements que vous avez effectués pour le compte du Trésor Public, relatifs à la rémunération des titres à obtenir suivant les notes de perceptions ci-dessous :

- Licence de Concession Wireless Local Area Network (Pop Multi-Services) : US \$ 100.000  
N.P. : N° 450367 du 23/05/2001.
- Licence de Concession de Publiphone : US \$ 50.000  
N.P. : N° 450366 du 23/05/2001.



- Licence d'exploitation d'une Station Terrienne de type VSAT : US \$ 30.000.  
N.P. : N° 450.369 du 23/05/2001.
- Licence d'exploitation de Faisceau Hertzien : US \$10.000  
N.P. : N° 450368 du 23/05/2001.

De ce fait, en attendant la délivrance de vos titres d'exploitation, vous êtes autorisé à exploiter votre réseau de télécommunications pour une durée de 90 jours.

Par ailleurs, je vous demande de vous mettre en contact avec l'opérateur public OCPT en vue de finaliser certains aspects techniques.

Veillez agréer, Messieurs, l'expression de mes sentiments distingués.

**J. Ph. MOKONZI MO'AMBA-M.-**



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DEMOCRATIC REPUBLIC OF CONGO  
MINISTRY OF POST TELEPHONES AND  
TELECOMMUNICATIONS

OFFICE OF THE GENERAL SECRETARY

Copy for Information transmitted to:

-the minister of PTT

The Director in charge of Inspections for the  
PTT Ministry

The Director in charge of regulations for the  
PTT ministry

Subject: Your Application for Authorization

Attention to:

CITRACO sprl

Building du 30 juin suite # 8

Kinshasa/Gombe

Sir,

I am pleased to inform that you the  
examination of your Application for Authorization to deploy and am your  
Telecommunication network in Democratic Republic of Congo has been conclusive

Besides, my services have registered  
payments that you have made for the public treasury account related to the  
remuneration for the licenses to obtain according to the receipts stated below:

\*Concession License Wireless local Area Network (POP Multi-service) USD 100.000

Receipt # 450367 Dated May 23 2001.

\*Concession de License of public phone: USD 50.000

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Receipt # 450366 Dated 05/23/2001

\*License to run V-SAT Earth station USD 30.000

Receipt.# 450369; Dated 05/23/2001

\* License to run microwaves: USD 10.000

Receipt # 450368; Dated 05/23/2001

There for, while you are waiting for your licenses to be issued within the next 90 days, you are authorized to deploy and run your telecommunication network.

However, I ask you to get in touch with the public operator OCPT in order to finalize some technical aspects.

Sincerely,

**J Ph MOKONZI MO AMBA**

I, the undersigned, Willy KASENDUE hereby certify that I am a competent translator and that the above is a true and accurate translation of the original.

Willy KASENDUE

## Appendix B

ProCredit Bank Congo SARL  
N°C: 19489 Kinshasa (Congo) 01 515 3442105  
N°Société: 407009099



Kinshasa, 18<sup>th</sup> of August 2009  
L/DG/2009/05/16

### LETTER OF REFERENCE

#### **To whom it may concern**

On the request of CITRACO SPRL customer of our Bank, we are pleased to confirm that this Company hold accounts with our banking institution since 24<sup>th</sup> October 2005 maintaining an average turnover of 1.000 000 (one million US Dollars) during the last two years.

The accounts have been managed properly

This letter is delivered on the bearer's request in order to grant him the rights arising from it, Without any responsibility or endorsement from the bank

  
Celestin Mukoko M...  
Deputy General Manager  
ProCredit Bank Congo SARL  
Phone: (+243) 820 966 000

A circular stamp with a globe in the center. The text around the globe reads "ProCredit Bank Congo SARL".