

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

In the Matter of)	
)	
COLUMBUS NETWORK PUERTO RICO, INC.)	File No. ITC-214-20091127-00497
)	
Application for International Section 214 Authority)	

**PETITION TO ADOPT CONDITIONS TO
AUTHORIZATIONS AND LICENSES**

The Department of Homeland Security (“DHS”), with concurrence from the Department of Justice (“DOJ”), respectfully 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, DHS advises 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 commitments set forth in the February 26, 2010 letter, which is attached hereto. Columbus Networks Puerto Rico, Inc. (“Applicant”) is affiliated with Columbus Networks USA, Inc, both having the same parent, and is fully utilizing Columbus Networks USA, Inc’s U.S.-based facilities and will be substantially operated by Columbus Networks USA, Inc’s operations management. The Applicant understands the commitments made by Columbus Networks USA, Inc. in a National Security Agreement executed between Columbus Networks USA, Inc. and DHS on January 30, 2008 (“NSA”) and confirm that for purposes of the NSA, the Applicant is an “Affiliate” of Columbus Networks USA, Inc. As such, the Applicant will ensure that it complies with all security and access policies in respect of the Applicant’s use of Columbus Networks USA, Inc.’s facilities.

The Commission has long recognized that law enforcement, national security, and public

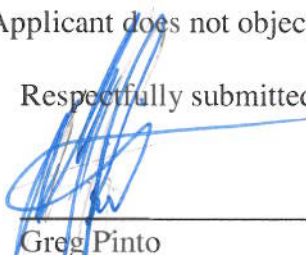
¹ 47 C.F.R. § 1.41.

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, DHS has concluded that the additional commitments set forth in the Agreement will help ensure that DHS 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, DHS advises 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 Columbus Networks Puerto Rico, Inc. with the commitments set forth in the Agreement.

DHS is authorized to state that the Applicant does not object to the grant of this Petition.

Respectfully submitted,



Greg Pinto
Director – RCO
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U.S. Department of Homeland Security
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March 18, 2010



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February 26, 2010

Mr. David Heyman, Assistant Secretary for Policy
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Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
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IN RE: FCC Section 214 Application - File #: ITC-214-20091127-00497
COLUMBUS NETWORKS PUERTO RICO, INC.

Dear Mr. Heyman and Ms. Dortch:

In the above referenced application, COLUMBUS NETWORKS PUERTO RICO, INC. ("CNPR or Applicant"), has sought consent from the Federal Communications Commission ("FCC") to provide facilities-based and resale telecommunications services between the United States and permissible international points. CNPR is affiliated with Columbus Networks USA, Inc. ("CNUI"), both having the same parent, and is fully utilizing CNUI's US-based facilities and will be substantially operated by CNUI's operations management. Therefore CNUI can and will ensure that it complies with all security and access policies in respect of CNPR's use of all such facilities.

On January 30, 2008 CNUI entered into a National Security Agreement (NSA) with the Department of Homeland Security (DHS) including that the NSA is binding upon all subsidiaries, divisions, departments, branches, affiliates, and other components or agents of Columbus Networks USA, Inc. CNPR and CNUI note that while CNPR is technically not an "Affiliate" of CNUI as defined in Article 7.11 of the NSA, they each agree that CNPR will be treated as if it were an "Affiliate" of CNUI for all purposes of the NSA. Pursuant to sections 4.9 and 5.2 of the NSA, CNUI hereby notifies the DHS of their commitment to continue to abide by the existing terms of the NSA.

CNPR and CNUI understand that continued compliance with the NSA will be a condition of the above referenced FCC license application. The Applicant therefore requests that the FCC condition its consent to provide facilities-based and resale services between the United States and permissible international points upon continued compliance with the aforementioned NSA by CNUI, including the ongoing cooperation by CNUI in respect of such compliance.

Respectfully submitted,

Columbus Networks Puerto Rico, Inc.

Columbus Networks USA, Inc.

CC: Ms. Kemba Eneas Walden, OPD, US Department of Homeland Security