



Federal Communications Commission
Washington, D.C. 20554

July 24, 2020

Lin Ma
Capitalonline Data Service
10000 North Central Expy
Suite 400
Dalla, TX 75231
lin.ma@capitalonline.net

CERTIFIED FIRST CLASS MAIL – RETURN RECEIPT REQUESTED

RE: Potential Dismissal of Capitalonline Data Service’s Application for International Section 214 Authority, File No. ITC-214-20180207-00023

Dear Mr. Ma:

On February 7, 2018, Capitalonline Data Service (Capitalonline) filed the above referenced application with the Federal Communications Commission (Commission or FCC) to obtain an international section 214 authorization. On April 3, 2018, the Commission referred Capitalonline’s application to the Department of Justice, the Department of Defense, and the Department of Homeland Security (collectively, the Executive Branch agencies) due to the application’s reportable foreign ownership. On April 5, 2018, the Executive Branch agencies requested that the Commission defer action on the application while they reviewed it for any national security, law enforcement, and public safety concerns.¹

On June 24, 2020, the Executive Branch agencies informed the Commission that Capitalonline no longer wishes to proceed with the application and thus the Executive Branch agencies are no longer reviewing it.² On June 24, 2020 and July 10, 2020, we sent emails to Capitalonline requesting that you confirm your intent to withdraw the application and to file a withdrawal notification in the International Bureau Filing System (IBFS).³ The Commission has not received any response to either of those emails.

Please inform us no later than **August 24, 2020**, if you want to continue to seek the grant of the international section 214 application or plan to withdraw the application. If you fail to respond to this letter, we hereby provide notice that Capitalonline’s international section 214 application will be dismissed without prejudice under sections 1.748(a) and 63.51(b) of the Commission’s rules.⁴

¹ Letter from Debbie Wheeler, National Security Division, U.S. Department of Justice, to Marlene H. Dortch, FCC (Apr. 5, 2018). All letters referenced here may be viewed on the FCC’s International Bureau Filing System (IBFS) by searching for ITC-214-20180207-00023 and accessing the “Other Filings related to this application” from the Document Viewing Area.

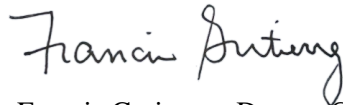
² Letter from Christine M. Quinn, National Security Division, U.S. Department of Justice, to Marlene H. Dortch, FCC (June 24, 2020) (June 24, 2020 DOJ Letter).

³ Email from Adrienne McNeil, Industry Analyst, Telecommunications and Analysis Division, International Bureau, FCC, to Lin Ma, Capitalonline Data Service (June 24, 2020 at 12:42 PM) (June 24, 2020 FCC Email); Email from Denise Coca, Chief, Telecommunications and Analysis Division, International Bureau, FCC, to Lin Ma, Capitalonline Data Service (July 10, 2020 at 3:41 PM) (July 10, 2020 FCC Email).

⁴ 47 CFR §§ 1.748(a), 63.51(b).

Your response should be submitted via IBFS in File No. ITC-214-20180207-00023, and you should email a copy to Denise Coca at Denise.Coca@fcc.gov and to David Krech, at David.Krech@fcc.gov. We look forward to your prompt attention to this matter.

Sincerely,



Francis Gutierrez, Deputy Chief
Telecommunications & Analysis Division
International Bureau

Attachments: June 24, 2020 DOJ Letter
June 24, 2020 FCC Email
July 10, 2020 FCC Email

cc: Loyaan A. Egal
Deputy Chief
Foreign Investment Review Section
National Security Division
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001
Loyaan.Egal@usdoj.gov

Christine M. Quinn
Attorney Advisor, Telecommunications
Foreign Investment Review Section
National Security Division
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001
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U.S. Department of Justice

National Security Division

Foreign Investment Review Section

Washington, D.C. 20002

June 24, 2020

By E-File (IBFS)

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

**Re: Capitalonline Data Service Co. Ltd.
Application for International Section 214 Authorization
IBFS File No. ITC-214-20180207-00023**

Dear Ms. Dortch:

The Departments of Justice, Homeland Security, and Defense (collectively, the Agencies), write to inform the Federal Communications Commission (FCC) that the Agencies are no longer reviewing the above-captioned application for national security and law enforcement concerns.

On June 11, 2020, Capitalonline Data Service informed the Department of Justice that it no longer wished to continue proceeding with its application. Accordingly, the Agencies return this application to the FCC for further review.

Respectfully submitted,

LOYAAN A. EGAL
Deputy Chief, Telecommunications
Foreign Investment Review Section
National Security Division
United States Department of Justice

_____/s/_____
Christine M. Quinn
Attorney Advisor, Telecommunications
Foreign Investment Review Section
National Security Division
United States Department of Justice
175 N Street, NE
Washington, DC 20002

cc: David Krech (via e-mail at david.krech@fcc.gov)
Adrienne McNeil (via e-mail at Adrienne.McNeil@fcc.gov)
FCC-TTelecom list (via e-mail at FCC-TTelecom@fcc.gov)

Adrienne McNeil

From: Adrienne McNeil
Sent: Wednesday, June 24, 2020 12:42 PM
To: lin.ma@capitalonline.net
Cc: Denise Coca; Francis Gutierrez; David Krech
Subject: Application for International Section 214 Authority Filed on Behalf of CapitalOnline Data Service
Attachments: 2020 06 24 TT returning Capitalonline to FCC.pdf

Tracking:	Recipient	Read
	lin.ma@capitalonline.net	
	Denise Coca	Read: 6/24/2020 1:48 PM
	Francis Gutierrez	Read: 6/24/2020 12:42 PM
	David Krech	Read: 6/24/2020 1:01 PM

The Federal Communications Commission was notified by Executive Branch Agencies that the above mentioned application (File No. ITC-214-20180207-00023) is being returned to Commission review as it is their understanding CapitalOnline Data Service no longer wishes to pursue the license (see the attached letter filed in IBFS on June 24, 2020).

Please let us know by C.O.B. **Wednesday, July 1, 2020** if this is the case and if you need any assistance withdrawing the applications.

Thank you.

Adrienne McNeil
Industry Analyst
International Bureau
Federal Communications Commission
202-418-0412

Adrienne McNeil

From: Denise Coca
Sent: Friday, July 10, 2020 3:41 PM
To: lin.ma@capitalonline.net
Cc: Francis Gutierrez; David Krech; Adrienne McNeil
Subject: RESPONSE REQUIRED: Application for International Section 214 Authority Filed on Behalf of CapitalOnline Data Service
Attachments: 2020 06 24 TT returning Capitalonline to FCC.pdf

Good afternoon,

The Federal Communications Commission was notified by Executive Branch Agencies that the above mentioned application (File No. ITC-214-20180207-00023) is being returned to Commission review as it is their understanding CapitalOnline Data Service no longer wishes to pursue the license (see the attached letter filed in IBFS on June 24, 2020).

Please let us know by **Wednesday, July 15** if this is the case.

NOTE: If you no longer wish to pursue your application, you will need to file a withdrawal letter in the docket.

Thank you.

Denise Coca | Division Chief
Federal Communications Commission
International Bureau | Telecommunications & Analysis Division
202.418.0574 (w) | 202.277.5026 (bb)
Denise.Coca@fcc.gov