



U.S. Department of Justice

National Security Division

Foreign Investment Review Section

Washington, D.C. 20530

June 8, 2020

By E-File (IBFS)

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

**Re: Tower Elite LLC
Application for International Section 214 Authorization
IBFS File No. ITC-214-20190508-00108**

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. Tower Elite LLC has failed to respond to the Department of Justice's (DOJ's) requests for information despite numerous attempts to contact Tower Elite and its co-owners by e-mail and telephone.

On June 18, 2019, DOJ filed a letter requesting that the FCC defer action on the above-captioned proceeding while the Agencies reviewed this matter for any national security, law enforcement, and public safety issues. On May 12, 2020, DOJ sent Round 2 Follow-up Questions to Tower Elite, requesting responses by May 26. Tower Elite failed to respond or seek an extension by May 26. DOJ requested updates from Tower Elite by e-mail on May 27, May 28, June 1, and June 4. DOJ called Tower Elite's telephone number during business hours on May 28, June 1, and June 4, and was unable to reach any Tower Elite representatives; DOJ left voicemails for Tower Elite but did not receive a response. On June 1 and June 4, DOJ also left voicemails at the residential phone number provided for Tower Elite's co-owners and likewise did not receive any response.

Accordingly, the Agencies recommend that the FCC dismiss Tower Elite's application without prejudice. *See International Authorizations Granted*, Public Notice, DA No. 19-929, Report No. TEL-01981 (Sept. 19, 2019) (dismissing without prejudice Section 214 application of Plivo Inc., FCC IBFS No. ITC-214-20180302-00042 pursuant to Sections 1.748(a) and 63.51(b) of the Commission's rules, 47 C.F.R. §§ 1.748(a), 63.51(b)).

Respectfully submitted,

LOYAAN A. EGAL
Deputy Chief
Foreign Investment Review Section
National Security Division
U.S. Department of Justice

/s/ Alice Suh Jou
Alice Suh Jou
Attorney

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