

ATTACHMENT 1 TO FCC ELECTRONIC FORM
Notification of *Pro Forma* Assignment

Pursuant to Section 214 of the Communications Act of 1934, as amended, ("the Act"), 47 U.S.C. § 214, and Section 63.24(f) of the Commission's rules, 47 C.F.R. § 63.24(f), T-Systems North America, Inc. ("TSNA") and Deutsche Telekom North America, Inc. ("DTNA") hereby notify the Commission of the *pro forma* assignment of two international Section 214 authorizations from TSNA to DTNA as part of an internal corporate reorganization involving indirect wholly owned subsidiaries of Deutsche Telekom AG ("DT"). The steps of the transaction took place virtually simultaneously on July 1, 2020.

Answer to Question 10 - Section 63.18(c)-(d):

Because ultimate ownership of this international Section 214 authorizations will not change as a result of this transaction, the contact information for the assignor and assignee are the same for the instant *pro forma* assignment notification.

Contact Information:

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with a copy to:

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Place of Formation:

TSNA and DTNA are both Delaware corporations.

International Section 214 Authority:

Prior to the transaction, TSNA held the following international Section 214 authorizations, which are being assigned: ITC-214-20020927-00514 and ITC-214-20040920-00370. Prior to the transaction, DTNA held no 214 authority.

Answer to Question 11 - Section 63.18(h):

The following entities will hold indirectly a ten percent or greater equity and/or voting interest, or a controlling interest, in DTNA:

Name: Deutsche Telekom Business Solutions GmbH
Address: Landgrabenweg 151
Bonn, Germany 53227
Citizenship: Germany
Type of Organization: Corporation
Principal Business: Holding company
Percentage Held: Deutsche Telekom Business Solutions GmbH holds a direct 100 percent equity and voting interest in DTNA.

Name: Telekom Deutschland GmbH (“TDG”)
Address: Landgrabenweg 151
Bonn, Germany 53227
Place of Organization: Germany
Type of Organization: Corporation
Principal Business: Holding company
Percentage Held: TDG holds a direct 100 percent equity and voting interest in Deutsche Telekom Business Solutions GmbH.

Name: Deutsche Telekom AG
Address: Friedrich-Ebert-Allee 140
Bonn, Germany
Citizenship: Germany
Type of Organization: Corporation
Principal Business: Telecommunications and information services
Percentage Held: DT holds a direct 100 percent equity and voting interest in TDG.

Name: Kreditanstalt für Wiederaufbau (“KfW”)
Address: Palmengartenstrasse 5-9
Frankfort, Germany 60325
Citizenship: Germany
Type of Organization: Corporation
Principal Business: Commercial banking
Percentage Held: KfW, a bank controlled by the German government and federal states, holds approximately 17 percent of the ownership interests of DT.

Name: Federal Republic of Germany (“FRG”)
Address: c/o Federal Ministry of Finance
Wilhelmstr 97
Berlin, Germany 10117
Citizenship: Germany

Type of Organization: Government entity
Principal Business: Government
Percentage Held: FRG directly holds approximately 15 percent of the ownership interests of DT. FRG also directly holds approximately 80 percent of the ownership interests in KfW which, as described above, holds approximately 17 percent of the ownership interests in DT. Thus, FRG is deemed to hold approximately 32 percent of DT.

No other individual or entity will hold directly or indirectly a ten percent or greater equity and/or voting interest in DTNA.

Answer to Question 13:

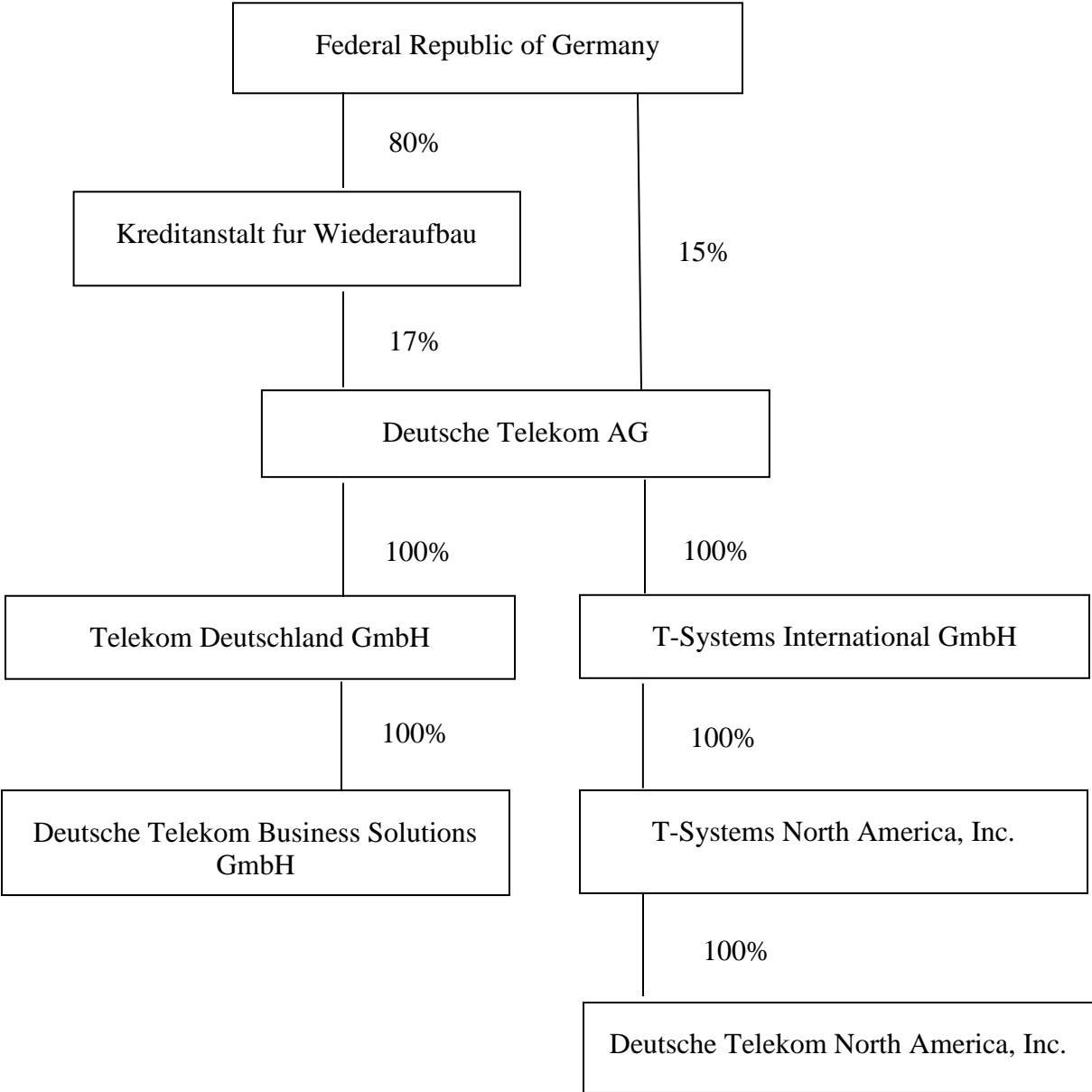
TSNA and DTNA hereby notify the Commission of the *pro forma* assignment of the international Section 214 authorizations held by TSNA to DTNA as part of an internal corporate reorganization. The transaction involved the contribution of certain business operations for which the Section 214 authorizations are required from TSNA to DTNA, as well as the reorganization of the intermediate corporations in the ownership chain above DTNA. These steps took place virtually simultaneously on July 1, 2020. As a result of the transaction, the international Section 214 authorizations were assigned from one indirect wholly owned subsidiary of DT to another. Attached are charts showing the ownership of TSNA and DTNA both before and after the transaction.

Because the restructuring did not change the ultimate control of the international Section 214 authorizations, it was *pro forma* in nature.¹ The Commission has stated that, in situations “where no substantial change of control will result from the transfer or assignment, grant of the application is deemed presumptively in the public interest.”²

¹ *In re Fed. Communications Bar Ass’n’s Petition for Forbearance from Section 310(d) of the Communications Act Regarding Non-Substantial Assignments of Wireless Licenses & Transfers of Control Involving Telecomms. Carriers*, Memorandum Opinion and Order, 13 FCC Rcd. 6293, 6299, ¶ 8 (1998) (“*FCBA Forbearance Order*”) (“corporate reorganization which involves no substantial change in the beneficial ownership of the corporation” is *pro forma* in nature); cf. 47 C.F.R. § 63.24(d).

² *Id.* at 6295, ¶ 2. See also *1998 Biennial Review – Review of International Common Carrier Regulations*, Report and Order, 14 FCC Rcd 4909, ¶ 42 (1999) (finding that “[r]egulatory review of [*pro forma*] transactions yields no significant public interest benefits, but may delay or hinder transactions that could provide substantial financial, operational, or administrative benefits for carriers.”).

Pre-Reorganization Ownership:



Post-Reorganization Ownership:

