

**Before the
FEDERAL COMMUNICATIONS COMMISSION**

<i>In the Matter of</i>)	
)	
American Telephone and Telegraph Company, et al.,)	File No. ITC-214-19930103-00258
)	(Old File No. ITC-93-030)
)	
The Americas I Submarine Cable System)	

APPLICATION FOR MODIFICATION OF SECTION 214 AUTHORITY

The Americas I Consortium, pursuant to Section 63.18(e)(3) of the Commission’s Rules, hereby requests the Commission to modify the Section 214 authority previously granted to construct and operate the Americas I Cable System to include Atlantic Telecommunication Operating Company Limited (“ATOC”) and TA Resources N.V. (“TA Resources”) as licensees.¹ This application is submitted in connection with the concurrently filed cable landing license application to authorize the continued operation of the Americas I Cable System after the existing landing license for the cable expires on September 1, 2019.² ATOC and Servicio di Telecomunicacion di Aruba (SETAR) N.V., the 100% parent of TA Resources, are applicants for the renewed cable landing license for Americas I. ATOC and TA Resources seek Section 63.18(e)(3) authority to own and operate this common carrier facility.

¹ The Americas I Cable System commenced operation as a common carrier cable on September 1, 1994, pursuant to the cable landing license and section 214 authorization granted on July 13, 1993. *See American Telephone & Telegraph Company, et al.*, 8 FCC. Rcd. 5041 (1993) (Cable Landing License) & *id.*, 8 FCC Rcd. 5287 (1993) (Section 214 authorization). The international segments of Americas I were retired in June 2009. *See Public Notice, Actions Taken Under the Cable Landing License Act*, 24 FCC Rcd. 7051 (2009). Since that time, only the domestic segment of Americas I, linking the U.S. Mainland and St. Thomas in the U.S. Virgin Islands, has continued in operation. *Id.*

² *See The Americas I Submarine Cable System Operating between the United States Mainland and St. Thomas in the U.S. Virgin Islands*, File No. SCL-LIC-19921110-00002, filed March 6, 2019.

The continued operation of the Americas I Cable System will serve customers in the United States by providing bandwidth capacity for broadband traffic between the U.S. Mainland and the U.S. Virgin Islands with connections to international routes serving the Caribbean and Central and South America. As stated in the application for the renewed cable landing license, the continued operation of this cable is overwhelmingly in the public interest by continuing to help meet the demand for voice, data and Internet traffic, provide important facilities-based competition, and enhance service quality, increase resiliency, and decrease latency on the above routes. The same reasons support the grant of this application.

Information requested by 47 C.F.R. § 63.18. The information requested by 47 C.F.R. § 63.18 of the Commission's rules for each applicant can be found in the attached appendices as follows:

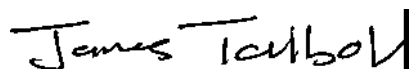
APPENDIX A: TA Resources N.V.

APPENDIX B: Atlantic Telecommunication Operating Company Limited

U.S. Departments of State, Commerce, and Defense. A complete copy of this application has been sent to the U.S. Departments of State, Commerce, and Defense. Such service is certified in the certificate of service attached to this application.

For the reasons stated above, the Americas I Consortium respectfully requests that the Commission grant this application to modify the Section 214 authority previously granted to construct and operate the Americas I Cable System to include Atlantic Telecommunication Operating Company Limited and TA Resources N.V. as licensees.

Respectfully submitted,



Of Counsel:

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Dated: March 6, 2019

APPENDIX A – TA RESOURCES N.V.

TA Resources N.V. (“TA Resources”) is a wholly-owned subsidiary of Servicio di Telecomunicacion di Aruba (SETAR) N.V. (“SETAR”), the incumbent local exchange carrier in Aruba. In turn, SETAR is wholly-owned by the Government of Aruba and overseen by the Ministry of Telecommunications. TA Resources and SETAR provide a wide array of facilities-based wireline and wireless telecommunications services to end-users in Aruba, including residential and business customers.

INFORMATION REQUIRED BY 47 C.F.R. § 63.18, 47 C.F.R. § 63.18

(1) Information requested by Section 63.10(a):

The name, address and telephone number of the applicant:

TA Resources N.V.
Seroe Blanco 29-A
Oranjestad, Aruba
Tel: +297 (525) 1000

(2) Information requested by Section 63.10(a):

The Government, State, or Territory under the laws of which each corporate or partnership applicant is organized:

TA Resources is organized under the laws of Aruba.

(3) Information requested by Section 63.10(a):

The name, title, post office address, and telephone number of the officer and any other contact point, such as legal counsel, to whom correspondence concerning the application is to be addressed:

Alvin Boekhoudt
Legal Counselor
TA Resources N.V.

Seroe Blanco 29-A
Oranjestad, Aruba
Tel: +297 (525) 1405
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With a copy to:

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(4) Information requested by Section 63.18(e)(3)

A statement as to whether the applicant has previously received authority under Section 214 of the Act and, if so, a general description of the categories of facilities and services authorized:

TA Resources holds international Section 214 authority to provide global facilities-based and resale services, including services between the U.S. and Aruba. *See TA Resources N.V.*, 26 FCC Rcd. 15978 (2011).

(5) Certification and Information requested by Section 63.18(e)(3)

A description of the facilities for which the applicant seeks authorization:

TA Resources requests Section 214 authority to construct, own, and operate capacity in the Americas I Cable System and to exercise all other authority granted to the Joint Applicants in *American Telephone and Telegraph Co. et al.*, 8 FCC Rcd. 5287 (1993), and subsequent orders.

TA Resources certifies pursuant to Section 63.18(e)(3), 47 C.F.R. § 63.18(e)(3), that it will comply with the terms and conditions contained in Sections 63.21 and 63.22 of the Commission's rules, 47 C.F.R. §§ 63.21 & 63.22.

(6) Information Requested by Section 63.18(h)

Each person or entity that directly or indirectly owns 10% or more of the equity of the applicant:

Name	Address	Citizenship or Country	Principal Business	Percentage of Equity Held
Servicio di Telecomunicacion di Aruba (SETAR) N.V.	Seroe Blanco 29-A Oranjestad, Aruba	Aruba	Telecommunications	100%
Government of Aruba	Smith Boulevard 72 Oranjestad, Aruba	Kingdom of the Netherlands	Government	100% of SETAR

Except as stated above, no other person or entity holds a 10% or greater ownership or voting interest in TA Resources.

Interlocking directorates: Z. Roland Croes, a Director of TA Resources, is also a Director of Servicio di Telecomunicacion di Aruba (SETAR) N.V., which is authorized to provide telecommunications services to the public in Aruba.

(7) Certification Requested by Section 63.18(i)

TA Resources certifies pursuant to Section 63.18(i), 47 C.F.R. § 63.18(i), that it is affiliated with Servicio di Telecomunicacion di Aruba (SETAR) N.V., which is authorized to provide telecommunications services to the public in Aruba.

(8) Certification Requested by Section 63.18(j)

Based on its understanding that the certification requested by 47 C.F.R. Sect. § 63.18(j) refers only to applications to land or operate a submarine cable connecting the United States to a foreign country, and because this application seeks to renew the cable landing license for a cable connecting only U.S. points, TA Resources certifies that it does not seek to land or operate a submarine cable connecting the United States to any country for which any of the statements

listed in 47 C.F.R. § 63.18(j) (1)-(4) is true. If TA Resources is mistaken in its understanding of the scope of this certification, it will amend this certification to any extent that may be necessary to reflect that different scope.

(9) Certification requested in Section 63.18(n)

TA Resources certifies pursuant to Section 63.18(n), 47 C.F.R. § 63.18(n), that it has not agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses market power on the foreign end of the route and will not enter into such agreements in the future.

(10) Certification requested by Section 63.18(o)

TA Resources certifies pursuant to sections 1.2001 through 1.2003 of the Commission's rules, 47 C.F.R. §§ 1.2001-1.2003, that it is not subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.

CERTIFICATION

I am authorized to enter this certification on behalf of Servicio di Telecomunicacion di Aruba (SETAR) N.V.

All of the information contained in this application and Appendix A is true and correct to the best of my knowledge and belief.

Dated: March 06, 2019


Z. Roland Croes
Director
Servicio di Telecomunicacion di
Aruba (SETAR) N.V.
Seroe Blanco 29-A
Oranjestad, Aruba
Tel: +297 (525) 1000
roland.croes@setar.aw

APPENDIX B – ATLANTIC TELECONNECTION OPERATING COMPANY LIMITED

ATOC (Atlantic Teleconnection Operating Company Limited) is a 100% indirectly owned subsidiary of GTT (Guyana Telephone and Telegraph Ltd). GTT provides wireless and wireline telecommunications to the nation of Guyana.

INFORMATION REQUIRED BY 47 C.F.R. § 63.18, 47 C.F.R. § 63.18

(1) Information requested by Section 63.10(a):

The name, address and telephone number of the applicant:

Atlantic Teleconnection Operating Company Limited
Commerce House, Wickhams Cay 1, POB 3140, Road Town
Tortola, British Virgin Islands
VG111TBC

(2) Information requested by Section 63.10(a):

The Government, State, or Territory under the laws of which each corporate or partnership applicant is organized:

British Virgin Islands

(3) Information requested by Section 63.10(a):

The name, title, post office address, and telephone number of the officer and any other contact point, such as legal counsel, to whom correspondence concerning the application is to be addressed:

Christopher Pepper
c/o ATOC
500 Cummings Center, Suite 2450
Beverly, MA 01915
(561) 414-5543

With a copy to:

ATN International, Inc.

Attn: Mary Mabey, General Counsel
 500 Cummings Center, Suite 2450
 Beverly, MA 01915
 (978) 619-1300

(4) Information requested by Section 63.18(e)(3)

A statement as to whether the applicant has previously received authority under Section 214 of the Act and, if so, a general description of the categories of facilities and services authorized:

ATOC Affiliates That Hold 214 Authorizations	IBFS File No.	Type of Section 214 Authorization
Choice Communications, LLC	ITC-214-19971201-00749	global resale international telecommunications services
Choice Communications, LLC	ITC-214-20021219-00604	global facilities-based and global resale international telecommunications services
Commnet Wireless, LLC	ITC-214-20081113-00496	global facilities-based and global resale international telecommunications services
EssexTel, Inc.	ITC-214-20110303-00065	global facilities-based and global resale international telecommunications services
SAL Spectrum, LLC	ITC-214-20091123-00501	global facilities-based and global resale international telecommunications services
DTR Holdings, LLC	ITC-214-19990330-00206	global facilities-based and global resale international telecommunications services
Vitelcom Cellular, Inc. d/b/a Innovative Wireless	ITC-214-19930312-00048	switched resale international telecommunications services
Vitelcom Cellular, Inc. d/b/a Innovative Wireless	ITC-214-19990330-00207	global facilities-based and global resale international telecommunications services
Innovative Long Distance, Inc.	N/A	blanket domestic Section 214 authority under 47 C.F.R. § 63.01
Virgin Islands Telephone Corporation d/b/a Innovative Telephone	N/A	blanket domestic Section 214 authority under 47 C.F.R. § 63.01

(5) Certification and Information requested by Section 63.18(e)(3)

A description of the facilities for which the applicant seeks authorization:

ATOC requests Section 214 authority to construct, own, and operate capacity in the Americas I Cable System and to exercise all other authority granted to the Joint Applicants in *American Telephone and Telegraph Co. et al.*, 8 FCC Rcd. 5287 (1993), and subsequent orders.

ATOC certifies pursuant to Section 63.18(e)(3), 47 C.F.R. § 63.18(e)(3), that it will comply with the terms and conditions contained in Sections 63.21 and 63.22 of the Commission’s rules, 47 C.F.R. §§ 63.21 & 63.22.

(6) Information Requested by Section 63.18(h)

Each person or entity that directly or indirectly owns 10% or more of the equity of the applicant:

Name	Address	Citizenship or Country	Principal Business	Percentage of Equity Held
Atlantic Teleconnection Holdings Company Limited (“ATHC”)	Commerce House, Wickhams Cay 1, POB 3140, Road Town, Tortola, British Virgin Islands, VG111TBC	British Virgin Islands	Telecom	100% of ATOC
GTT International Service SRL (“GTT SRL”)	79 Brickdam Georgetown, Guyana	Barbados	Telecom	100% of ATHC
Guyana Telephone and Telegraph Ltd	79 Brickdam Georgetown, Guyana	Guyana	Telecom	100% of GTT SRL
Hong Kong Golden Telecom Company Limited (“HKGT”)*	Room 2801A, Lippo Centre, Tower 1, 89 Queensway, Hong Kong	Hong Kong	Telecom	20% of GTT

ATN International, Inc. (“ATNI”)	500 Cummings Center, Suite 2450, Beverly, MA 01915	USA	Telecom	80% of GTT
Cornelius B. Prior Jr.	P.O. Box 12030 St. Thomas, U.S. Virgin Islands 00801	USA	Retired	27.4% of ATNI

*ATOC was informed by representatives of HKGT in May 2018 that HKGT is 100% owned by Datang Telecom International Technology (Hong Kong) Co., Ltd. (“DTIT”) and that DTIT is indirectly controlled, but not wholly owned, by China Academy of Telecommunications Technology. ATOC does not have any additional information about HKGT’s ultimate ownership.

Except as stated above, no other person or entity holds a 10% or greater ownership or voting interest in ATOC.

Interlocking directorates: See below.

Director or Officer	Role w ATOC	Role w Other Foreign Carrier
Brad Martin	Director & CEO	Director, Guyana Telephone & Telegraph Company, Ltd. (“GTT”) Vice President, One Communications, Ltd.
Mary Mabey	Director & Assistant Secretary	Director & Secretary, GTT
John Audet	Director	Director, GTT
Justin Nedd	CFO & Treasurer	President & CEO, GTT
Domenic Micale	Vice President & Asst. Treasurer	Vice President & Asst Treasurer, GTT
Michele Satrowsky	Vice President & Asst. Treasurer	Vice President & Asst Treasurer, GTT

(7) Certification Requested by Section 63.18(i)

ATOC certifies pursuant to Section 63.18(i), 47 C.F.R. § 63.18(i), that it is affiliated with the following foreign carriers:

Name of the affiliated carrier	Countries in which carrier is authorized to provide telecommunications services to
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	the public
Bermuda Digital Communications Ltd.	Bermuda
Cable Co. Ltd.	Bermuda
Cedar Cable Ltd.	Bermuda
Guyana Telephone and Telegraph Ltd.	Guyana
One Communications Ltd.	Bermuda
WestTel Limited, d/b/a Logic	Cayman Islands

(8) Certification Requested by Section 63.18(j)

Based on its understanding that the certification requested by 47 C.F.R. Sect. § 63.18(j) refers only to applications to land or operate a submarine cable connecting the United States to a foreign country, and because this application seeks to renew the cable landing license for a cable connecting only U.S. points, ATOC certifies that it does not seek to land or operate a submarine cable connecting the United States to any country for which any of the statements listed in 47 C.F.R. § 63.18(j) (1)-(4) is true. If ATOC is mistaken in its understanding of the scope of this certification, it will amend this certification to any extent that may be necessary to reflect that different scope.

(9) Certification requested in Section 63.18(n)

ATOC certifies pursuant to Section 63.18(n), 47 C.F.R. § 63.18(n), that it has not agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses market power on the foreign end of the route and will not enter into such agreements in the future.

(10) Certification requested by Section 63.18(o)

ATOC certifies pursuant to sections 1.2001 through 1.2003 of the Commission's rules, 47 C.F.R. §§ 1.2001-1.2003, that it is not subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.

CERTIFICATION

I am authorized to enter this certification on behalf of Atlantic Teleconnection Operating Company Limited.

All of the information contained in this application and Appendix B is true and correct to the best of my knowledge and belief.

A handwritten signature in black ink, appearing to read 'CP', is written over a horizontal line.

Dated: February 5, 2019

Christopher Pepper
c/o ATOC
500 Cummings Center, Suite 2450
Beverly, MA 01915
(561) 414-5543

CERTIFICATE OF SERVICE

I hereby certify that the foregoing application and attachments were served on the following by first-class mail on March 6, 2019:

U.S. Coordinator, EB/CIP
U.S. Department of State
2201 C Street, NW
Washington, DC 20520-5818

Office of Chief Counsel/NTIA
U.S. Department of Commerce
14th St., NW and Constitution Ave., NW
Washington, DC 20230

Defense Information Systems Agency
ATTN: GC/DOI
6910 Cooper Avenue
Fort Meade, MD 20755-7088



Gabrielle Whitehall