

EXHIBIT B – PENDING SECTION 214 APPLICATION

TA Resources N.V. (“TA Resources”) by reference incorporates its pending application for permanent Section 214 authority (“Application”) in the instant request for Special Temporary Authority.¹ No changes in the ownership structure of TA Resources’ parent, SETAR N.V. (“SETAR”) have occurred subsequent to submission of the Application on January 7, 2010.

Attachment 1 to the Application provides information and certification as required in Section 63.18(i) through (m) of the Commission’s Rules, 47 C.F.R. § 63.18(i)-(m).

Attachment 2 to the Application provides information as required in Section 63.18(h) of the Commission’s Rules, 47 C.F.R. § 63.18(h).

¹ See FCC File No. ITC-214-20100107-00010 (“Application”).

INTERNATIONAL SECTION 214 APPLICATION
FCC FORM 214
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APPLICANT INFORMATION

Enter a description of this application to identify it on the main menu:
TA Resources 214

1. Applicant			
Name:	TA Resources N.V.	Phone Number:	+297 525-1000
DBA Name:		Fax Number:	+297 525-1001
Street:	Seroe Blanco 29-A	E-Mail:	ricky.felix@setar.nw
City:	Oranjestad	State:	
Country:	Aruba	Zipcode:	-
Attention:	Ricky Felix		

2. Contact

Name:	Ulises R. Pin	Phone Number:	202-373-6664
Company:	Bingham McCutchen LLP	Fax Number:	202-373-6450
Street:	2020 K Street NW	E-Mail:	u.pin@bingham.com
City:	Washington	State:	DC
Country:	USA	Zipcode:	20006 -
Attention:	Ulises R. Pin	Relationship:	Legal Counsel

3. Place of Incorporation of Applicant Aruba

4. Other Company(ies) and Place(s) of Incorporation

5. Service Type(s) (check all that apply)

- Global or Limited Global Facilities-Based Authority (Section 63.18(e)(1))
- Global or Limited Global Resale Authority (Section 63.18(e)(2))
- Individual Facilities-Based Service (Section 63.18(e)(3))
- Individual Switched Resale Service (Section 63.18(e)(3))
- Individual Facilities-Based and Resale Service (Section 63.18(e)(3))
- Switched Services over Private Lines (ISR) (Section 63.16 and/or 63.18 (e)(3))
- Inmarsat and Mobile Satellite Service (Section 63.18(e)(3))
- Overseas Cable Construction (Section 63.18(e)(3))
- Individual Non-Interconnected Private Line Resale Service (Section 63.18(e)(3))
- Other (Section 63.18(e)(3))

6a. Is a fee submitted with this application?

- If Yes, complete and attach FCC Form 159. **If No, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114).**
- Governmental Entity Noncommercial educational licensee
- Other (please explain):

6b. Fee Classification CUT – Section 214 Authority

7. Destination Country(ies) (e.g., "Country X", "All international points", "All international points except Country X and Country Y" or "Countries X, Y, and Z only".) All International Points

8. Caption (description of authority requested, e.g., Application for Authority to Provide International Facilities-Based and Resold Services to All International Points Except Country X)

(If the complete description does not appear in this box, please go to the end of the form to view it in its entirety.)

Application of TA Resources N.V. for Authority to Provide
International Facilities-Based and Resold Services to All
International Points Except Countries on the FCC

9. Does the applicant request streamlined processing pursuant to 47 C.F.R. Section 63.12? If yes, include in Attachment 1 a statement of how the application qualifies for streamlined processing. Yes No

10. If applying for authority to provide switched services over private lines pursuant to Section 63.16, provide the required showing in Attachment 1.

Applicant certifies that its responses to questions 11 through 17 are true:

11. If the applicant is a foreign carrier, or is affiliated (as defined in 47 C.F.R. Section 63.09(e)) with a foreign carrier, provide in Attachment 1 the information and certifications required by Section 63.18(i) through (m).

12. Does the applicant seek authority to provide service to any destination described in paragraphs (1) through (4) of Section 63.18(j)? If yes, list those destinations in Attachment 1 as a response to question 12. Yes No

13. Does the applicant seek authority to provide service to any destinations other than those listed in response to question 12 where it has an affiliation with a foreign carrier? If yes, list those destinations in Attachment 1 as a response to question 13. Yes No

14. [Section 63.18(h)] In Attachment 2, provide the name, address, citizenship and principal business of the applicant's ten percent or greater direct and indirect shareholders or other equity holders, and identify any interlocking directorates.

15. In Attachment 2, respond to paragraphs (d), (e)(3) and (g) of Section 63.18.

16. By checking Yes, the undersigned certifies that neither applicant nor any other party to the application is subject Yes No to a denial of Federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Act of 1988, 21 U.S.C. Section 862, because of a conviction for possession or distribution of a controlled substance. See 47 CFR 1.2002(b) for the meaning of "party to the application" for these purposes.

17. By checking Yes, the applicant certifies that it has not agreed to accept special concessions directly or indirectly Yes No from a foreign carrier with respect to any U.S. international route where the foreign carrier possesses sufficient market power on the foreign end of the route to affect competition adversely in the U.S. market and will not enter into such agreements in the future.

CERTIFICATION

18. Typed Name of Person Signing (Must be a Corporate Officer)
Zenovio Roland Croes

19. Title of Person Signing
Director

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND / OR IMPRISONMENT (U.S. Code, Title 18, Section 1001), AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, Section 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, Section 503).

20. 1: Attachment 1

2: Attachment 2

3:

FCC NOTICE REQUIRED BY THE PAPERWORK REDUCTION ACT

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THE FOREGOING NOTICE IS REQUIRED BY THE PAPERWORK REDUCTION ACT OF 1995, PUBLIC LAW 104-13, OCTOBER 1, 1995, 44 U.S.C. SECTION 3507.

ATTACHMENT 1

Application of TA Resources N.V.

Question 9

This Application qualifies for streamlined processing pursuant to Section 63.12(c)(1)(v) of the Commission's Rules. As set forth below, TA Resources N.V. ("TA Resources") agrees to be classified as a dominant carrier with respect to the US-Aruba route, without prejudice to its right to petition for reclassification at a later date.

Questions 11 & 12

TA Resources provides the following information and certifications as required in Section 63.18(i) through (m) of the Commission's Rules, 47 C.F.R. § 63.18(i)-(m):

- (i) TA Resources certifies that it is not a foreign carrier within the meaning of Section 63.09(d) of the Commission's Rules. However, TA Resources is affiliated within the meaning of Section 63.09 (e) of the Commission's Rules with SETAR N.V. ("SETAR"), the incumbent local exchange carrier in Aruba.
- (j) TA Resources certifies that it seeks to provide international telecommunications services to all global points, except those points on the Commission's Exclusion List.
- (k)-(m) TA Resources certifies that its affiliate, SETAR, is Aruba's incumbent local exchange carrier, and, as such, SETAR is a foreign carrier deemed by the FCC to hold market power in Aruba. Aruba is a member country of the Kingdom of the Netherlands with full autonomy in internal affairs obtained in 1986 upon separation from the Netherlands Antilles; however, the Dutch Government is responsible for Aruba's defense and foreign affairs.¹ Through the Kingdom of the Netherlands, Aruba is a Member of the World Trade Organization ("WTO"). TA Resources agrees to be classified as dominant with respect to the US-Aruba route, without prejudice to its right to petition for reclassification at a later date. Moreover, TA Resources agrees to file quarterly traffic reports pursuant to Section 43.61(c) of the Commission's Rules with respect to this route.

Question 15

TA Resources has not previously received authority under Section 214 of the Communications Act.

¹ Central Intelligence Agency, The World Fact Book available at: <https://www.cia.gov/library/publications/the-world-factbook/geos/aa.html>

ATTACHMENT 2

Question 14

The following information is provided pursuant to Section 63.18(h) of the Commission's Rules, 47 C.F.R. § 63.18(h):

The following entity own a ten percent or greater equity interest, or controlling interest, in TA Resources N.V.

Name: SETAR N.V.
Address: Seroe Blanco 29-A
Oranjestad, Aruba
Citizenship: Dutch (Aruba)
Principal business: Telecommunications
Percent of ownership: 100%

In turn, SETAR, N.V. is wholly-owned by the Government of Aruba, and overseen by the Ministry of Telecommunications of Aruba. The Ministry's address is L.G. Smith Boulevard 72, Oranjestad, Aruba

Mr. Zenovio Roland Croes is a director of TA Resources N.V. and of SETAR, NV (the incumbent telecommunications provider in Aruba). Other than Mr. Croes, TA Resources has no interlocking directorates with foreign carriers to report.