

Granted

date: June 30, 2016

authorized by: Chief, Telecommunications
and Analysis Division, International Bureau

signature: *Alexis Coca*

REQUEST FOR SPECIAL TEMPORARY AUTHORITY Re: ITC-T/C-2016-0613-00167

Expires: December 23, 2016

Streamlined

ITC-STA-20160620-00169

IB2016001413

R 89Degree Networks LLC

ATTACHMENT 1

ANSWER TO QUESTION 10

89Degree Networks, LLC (“89Degree Networks”), pursuant to Section 214(a) of the Communications Act,¹ hereby requests Special Temporary Authority (“STA”) for a period of sixty (60) days to allow 89Degree Networks to continue providing service to customers pending approval of the applications filed for transfer of control of 89Degree Networks’ international and domestic Section 214 authority.²

On June 13, 2016, 89Degree Networks filed an application for Federal Communications Commission (“FCC” or “Commission”) consent to the transfer of control of domestic and international Section 214 authority held by 89Degree Networks, File No. ITC-T/C-20160613-00167.³ As explained in the pending transfer of control application, on December 31, 2015, Robert Crinks, who previously held a 4 percent interest in 89Degree Networks, acquired a 51 percent interest in the company from his spouse, Elaina Mangione, to bring his total ownership interest to 55 percent.

Prior approval for the transaction was not sought because neither Ms. Mangione nor Mr. Crinks understood that control had been transferred by virtue of their being married and Mr. Crinks continuing to exercise control in his capacity as President of the company.⁴ 89Degree Networks regrets any misunderstanding, and will ensure that prior FCC consent is obtained for any future transfers of control.

Grant of the STA is in the public interest because it will allow 89Degree Networks to continue providing service to customers pending approval of the pending transfer of control applications.

89Degree Networks acknowledges that grant of its request for Special Temporary Authority will not prejudice action by the Commission, or other reviewing agencies, on the underlying Section 214 transfer of control application. 89Degree Networks also acknowledges that any authority granted pursuant to this request is subject to cancellation or modification upon notice, but without a hearing.

¹ 47 U.S.C. § 214(a).

² 89Degree Networks withdraws its request for waiver of Section 63.24(e) of the Commission’s rules, which requires prior FCC approval for a transfer of control. 47 C.F.R. § 63.24(e).

³ 89Degree Networks’ domestic Section 214 transfer of control application is pending in Docket No. 16-193.

⁴ Compare 47 C.F.R. § 63.24(d), note 2 (identifying as a type of transaction that is “presumptively pro forma” a “[c]orporate reorganization that involves no substantial change in the beneficial ownership of the corporation ...”), with 47 C.F.R. § 1.2110(c)(5)(iii)(A) (“Both spouses are deemed to own or control or have the power to control interests owned or controlled by either of them”).

Approved by OMB
3060-0686

**INTERNATIONAL SECTION 214 SPECIAL TEMPORARY AUTHORITY APPLICATION
FCC FORM 214STA
FOR OFFICIAL USE ONLY**

APPLICANT INFORMATION

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

Request for Special Temporary Authority to continue providing service pursuant to international Section 214 authorization, File No. ITC-214-20120514-00127, pending approval of an application for transfer of control of this authorization.

1. Applicant			
Name:	89Degree Networks LLC	Phone Number:	703-955-7770
DBA Name:		Fax Number:	
Street:	14900 Conference Center Drive Suite 280A	E-Mail:	rcrinks@89deg-networks.com
City:	Chantilly	State:	VA
Country:	USA	Zipcode:	20151 -
Attention:	Robert Crinks		
2. Contact			
Name:	Bennett Ross	Phone Number:	202-719-7524
Company:	Wiley Rein LLP	Fax Number:	202-719-7049
Street:	1776 K Street, NW	E-Mail:	bross@wileyrein.com
City:	Washington	State:	DC
Country:	USA	Zipcode:	20006 -
Contact Title:	Relationship: Legal Counsel		
3. Place of Incorporation of Applicant Virginia			
4. Other Company(ies) and Place(s) of Incorporation			
5. Service Type(s) (check all that apply)			
<input type="checkbox"/> Global or Limited Global Facilities-Based Authority (Section 63.18(e)(1))			
<input checked="" type="checkbox"/> Global or Limited Global Resale Authority (Section 63.18(e)(2))			
<input type="checkbox"/> Individual Facilities-Based Service (Section 63.18(e)(3))			
<input type="checkbox"/> Individual Switched Resale Service (Section 63.18(e)(3))			
<input type="checkbox"/> Individual Facilities-Based and Resale Service (Section 63.18(e)(3))			
<input type="checkbox"/> Switched Services over Private Lines (ISR) (Section 63.16 and/or 63.18 (e)(3))			
<input type="checkbox"/> Inmarsat and Mobile Satellite Service (Section 63.18(e)(3))			
<input type="checkbox"/> Overseas Cable Construction (Section 63.18(e)(3))			
<input type="checkbox"/> Individual Non-Interconnected Private Line Resale Service (Section 63.18(e)(3))			
<input type="checkbox"/> Other (Section 63.18(e)(3))			

TYPE OF REQUEST6. New Request Extend STA Date Other

7. Date Authorization Needed: 06/20/2016

8.

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):

9. Description of Special Temporary Authority Requested.

Request for Special Temporary Authority to continue providing service pursuant to international Section 214 authorization, File No. ITC-214-20120514-00127, pending approval of an application for transfer of control of this authorization.

10. In Attachment 1, provide justification of need for special temporary authority requested.

11. If this request for Special Temporary Authority is associated with any pending applications filed with the Commission, enter either the file number [e.g., ITC-214-19930101-23412] or the IB Submission ID of the pending application [e.g., IB200311111] AND go to question 16.)

File Number ITCT/C2016061300167 or Submission ID

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

12. 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).

13. 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

14. 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

15. [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.

16. In Attachment 1, respond to paragraphs (d), (e)(3) and (g) of Section 63.18.

17. By checking Yes, the undersigned certifies that neither applicant nor any other party to the application is subject 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. Yes No

18. By checking Yes, the applicant certifies that it has not agreed to accept special concessions directly or indirectly 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. Yes No

CERTIFICATION19. Typed Name of Person Signing
Robert Crinks20. Title of Person Signing
President, 89Degree Networks, LLC

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).

21. 1: Attachments

2:

3:

FCC NOTICE REQUIRED BY THE PAPERWORK REDUCTION ACT

The public reporting for this collection of information is estimated to average 8 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the required data, and completing and reviewing the collection of information. If you have any comments on this burden estimate, or how we can improve the collection and reduce the burden it causes you, please write to the Federal Communications Commission, AMD-PERM, Paperwork Reduction Project (3060-0686), Washington, DC 20554. We will also accept your comments regarding the Paperwork Reduction Act aspects of this collection via the Internet if you send them to PRA@fcc.gov. PLEASE DO NOT SEND YOUR RESPONSE TO THIS ADDRESS.

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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.

REQUEST FOR SPECIAL TEMPORARY AUTHORITY

ATTACHMENT 1

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ANSWER TO QUESTION 16

Section 63.18(d):

89Degree Networks holds the international Section 214 authorization that is the subject of this application, File No. ITC-214-20120514-00127 (authorization to provide resale service in accordance with section 63.18(e)(2) of the Commission's rules).

Section 63.18(e)(3):

89Degree Networks is not applying for authority to acquire facilities or to provide services not covered by Sections 63.18(e)(1) and (e)(2) of the Commission's rules, nor is it seeking additional authority under Section 63.18(e)(3).

Section 63.18(g):

Not applicable.

ATTACHMENT 2

ANSWER TO QUESTION 15

The following individuals and entity own a ten percent or greater equity and voting interest in 89Degree Networks:

Robert A. Crinks
11801 Foxclove Road
Reston, VA 20191
Citizenship: United States
Principal Business: President of 89Degree Networks
Ownership: 55% direct interest in 89Degree Networks

Valley Technologies Trust ("VTT")
12353 Sunrise Valley Dr.
Reston, VA 20191
Citizenship: Wyoming
Principal Business: Telecommunications Consulting
Ownership: 45% direct interest in 89Degree Networks

Mohamed Elagazy
1620 Admirals Hill Ct.
Vienna, VA 22181
Citizenship: United States
Principal Business: Sole trustee and beneficiary of VTT
Ownership: 100% direct interest in VTT; 45% indirect interest in 89Degree Networks.

No other entities or individuals own a ten percent or greater direct or indirect interest in 89Degree Networks.

89Degree Networks does not have any interlocking directorates.