

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of)
)
Jaguar Communications, Inc.,)
)
Application for Special Temporary Authority to) IB File No. _____
Continue to Operate as a Telecommunications)
Carrier Under International Section 214)
Authority Pursuant to the Communications Act)
of 1934, as Amended, Notwithstanding Transfer)
of Control from Provincial Real Estate Holdings,)
LLC to James T. Ward.)

**APPLICATION OF JAGUAR COMMUNICATIONS, INC. FOR SPECIAL
TEMPORARY AUTHORITY TO CONTINUE TO OPERATE AS A
TELECOMMUNICATIONS CARRIER UNDER INTERNATIONAL SECTION 214
AUTHORITY, NOTWITHSTANDING TRANSFER OF CONTROL FROM
PROVINCIAL REAL ESTATE HOLDINGS, LLC TO JAMES T. WARD**

Pursuant to Section 214 of the Communications Act, 47 U.S.C. § 214, Jaguar Communications, Inc. (“Jaguar” or “Applicant”) hereby requests special temporary authority (“STA”) to continue to operate as a telecommunications carrier, notwithstanding the transfer of control of Jaguar from Provincial Real Estate Holdings, LLC (“Provincial”) to James T. Ward as of January 1, 2018, as further described below. Jaguar provides competitive telecommunications services pursuant to an international Section 214 authorization. Contemporaneously with the filing of this STA request, Provincial and James T. Ward filed a Joint Application to Transfer Control of Jaguar Communications, Inc. from Provincial Real Estate Holdings, LLC, to James T. Ward, CC Docket No. _____, IB File No. _____ (filed Feb. 19, 2020).¹

¹ Jaguar also filed a separate STA request to continue to operate as a telecommunications carrier under Jaguar’s domestic Section 214 authorization.

This transfer of control occurred without seeking approval from the Federal Communications Commission (“FCC” or “Commission”). Jaguar, Provincial and James T. Ward were not aware at the time of this transfer that FCC rules required them to obtain the FCC’s prior approval before consummating this transfer of control and did not have FCC counsel. This STA request seeks to permit Jaguar to continue to provide telecommunications service to customers notwithstanding the unauthorized transfer of control.

BACKGROUND

Jaguar is a Minnesota corporation that has been providing telecommunications, internet and video services in the State of Minnesota since 2002. It obtained a certificate of authority from the Minnesota Public Utilities Commission in 2000. Jaguar holds an international Section 214 authorization to provide global or limited global resale services. IB File No. ITC-214-20010125-00060.² Prior to January 1, 2018, there were four interest holders of Provincial who each held 25% of the ownership/voting interests of Provincial: James T. Ward, Mark E. Davis, M. Mitchell Davis, and Martin E. Davis. Control of Provincial at that time resided in the Board of Governors of Provincial.

On January 1, 2018, interest holder James T. Ward acquired the ownership/voting interests in Provincial held by M. Mitchell Davis and Martin E. Davis, making James T. Ward the holder of 75% of the ownership/voting interest of Provincial. Jaguar, Provincial and James T. Ward were not aware at the time that this transfer required FCC approval and did not have FCC counsel.

² Jaguar holds a blanket domestic Section 214 authorization pursuant to 47 C.F.R. § 63.01.

STA REQUEST

Grant of the instant STA request is in the public interest because it will permit Jaguar's customers to continue to receive telecommunications services from Jaguar as they do today. As a competitive local exchange telephone company, Jaguar is in competition with much larger incumbent local exchange carriers, broadband providers, and cable TV providers that operate in its service territories in the State of Minnesota. It would be extremely disruptive to Jaguar's customers to have to abruptly change service providers in the absence of this STA. The FCC has granted STAs in other circumstances similar to the instant STA request.³

Jaguar submits that failure to request authorization from the FCC to transfer control of Licensee was inadvertent. It was due to a lack of knowledge that any FCC rules would be applicable to this transfer.

Applicant acknowledges that the grant of this STA will not prejudice any action the Commission may take on the underlying application seeking Commission consent to the transfer. Applicant further acknowledges that this STA may be revoked by the Commission upon its own motion without a hearing.

For the foregoing reasons, the Commission should grant Jaguar's STA for six months to allow it to continue to operate.

³ See, e.g., *Rally Capital, LLC*, 22 FCC Rcd 17270 (Enf. Bur. 2007); *Skyport Global Communications, Inc.*, 24 FCC Rcd 3714 (Enf. Bur. 2009).

Respectfully submitted,

By: /s/ Kristine A. Anderson
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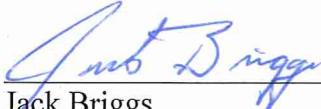
Counsel for Jaguar Communications, Inc.

February 19, 2020

DECLARATION OF Jack Briggs

I, Jack Briggs, Chief Financial Officer of Jaguar Communications, Inc., declare under penalty of perjury that I have read the foregoing STA request and the statements and certifications as to Jaguar Communications, Inc. contained therein are true and correct to the best of my belief.

Executed on: 2-13-20

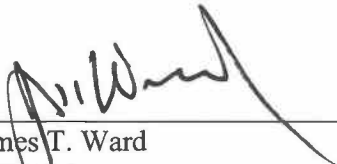


Jack Briggs
Chief Financial Officer

DECLARATION OF James T. Ward

I, James T. Ward, Manager of Provincial Real Estate Holdings, LLC, declare under penalty of perjury that I have read the foregoing STA request and the statements and certifications as to Provincial Real Estate Holdings, LLC contained therein are true and correct to the best of my belief.

Executed on: 2/13/2020

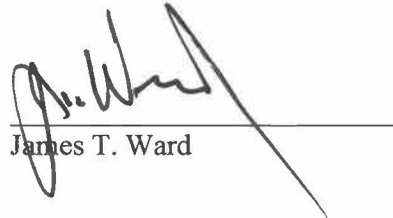


James T. Ward
Manager

DECLARATION OF James T. Ward

I, James T. Ward, declare under penalty of perjury that I have read the foregoing STA request and the statements and certifications as to James T. Ward contained therein are true and correct to the best of my belief.

Executed on: 2/13/2020


James T. Ward