

**Mikelle Morra**

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**From:** David Krech  
**Sent:** Wednesday, December 13, 2006 10:15 AM  
**To:** Mikelle Morra  
**Cc:** Sumita Mukhoty  
**Subject:** FW: Telstra/Reach supplemental letters  
**Attachments:** Application of Telstra Incorporated1 .pdf; Application of Reach Ltd..pdf

Mikelle,

Please upload these into IBFS. Thanks.

\*\*\* Non-Public: For Internal Use Only \*\*\*

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**From:** Sifers, Randall W. [mailto:RSifers@KelleyDrye.com]  
**Sent:** Wednesday, December 13, 2006 9:11 AM  
**To:** David Krech  
**Cc:** Aamoth, Robert J.  
**Subject:** Telstra/Reach supplemental letters

David,  
As requested, attached are date-stamp copies of the supplemental letters that were filed with the Secretary's Office in connection with the applications filed December 4, 2006 to transfer control of international Section 214 authority on behalf of Telstra USA and Reach Ltd. confirming that the entities agree to continue to be classified as dominant carriers on certain specified routes.

Randy

<<Application of Telstra Incorporated1 .pdf>> <<Application of Reach Ltd..pdf>>

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*New Contact Information As of May 8, 2006*  
Randall W. Sifers  
Kelley Drye Collier Shannon  
3050 K Street NW, Suite 400  
Washington, DC 20007-5108  
(202) 342-8601 (tel)  
(202) 342-8451 (fax)

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**Mikelle Morra**

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**From:** Jabloner, Amy [Amy.Jabloner@usdoj.gov]  
**Sent:** Thursday, December 28, 2006 1:58 PM  
**To:** David Krech; George Li; Joann Ekblad; Mikelle Morra; Susan OConnell  
**Cc:** James Ball; Myrva Charles; Gail Cohen; Aamoth, Robert J.  
**Subject:** RE: FCC application status update regarding 2006-67

Good Afternoon,

Please be advised that based upon the information in their application and discussions with the company, the FBI, DOJ, and DHS have NO COMMENT on the following application:

- Telstra - WC Docket No. 06-218

Thank You,

Amy Jabloner  
Department of Justice

1/5/2007

**KELLEY DRYE & WARREN LLP**  
A LIMITED LIABILITY PARTNERSHIP

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DIRECT LINE: (202) 342-8620  
EMAIL: raamoth@kelleydrye.com

**FILED/ACCEPTED**

January 5, 2007

JAN - 5 2007

Federal Communications Commission  
Office of the Secretary

**VIA HAND DELIVERY**

Marlene H. Dortch  
Federal Communications Commission  
445 12th St., SW  
Washington, DC 20554


Re: **IB File No. ITC-T/C-20061204-00541**, WC Docket No. 06-218;  
IB File No. ITC-T/C-20061204-00544;  
File No. SCL-T/C-20061204-00013

Dear Ms. Dortch:

Telstra Corporation Limited (“Telstra”) and Reach, Ltd. (“Reach”), by their attorneys, are filing this letter in reference to the above-referenced applications. In each application, Telstra and Reach requested that the Commission condition the grant of such approval on compliance with the provisions of a November 29, 2001 Agreement by and between Reach Ltd., Telstra Corporation Limited, and the Pacific Century CyberWorks Limited, on the one hand, and the Federal Bureau of Investigation and the U.S. Department of Justice, on the other hand (the “Agreement”). By this letter, Telstra and Reach hereby confirm their willingness to have the Commission condition the grant of the above-referenced applications on compliance with the provisions of the Agreement.

Very truly yours,

Kelley Drye & Warren LLP

  
Robert J. Aamoth  
Counsel to Telstra Corporation Limited and  
Reach Ltd.

cc: George Li  
David Kreech  
Gail Cohen

December 22, 2006

Via Email and Overnight Delivery

Department of Homeland Security  
Washington, D.C. 20528  
Attn: Stewart A. Baker, Assistant Secretary of Homeland Security for Policy

Dear Sir or Madam:

Reference is made to an Agreement dated as of November 29, 2001 (the "Agreement") by and among Reach Ltd. ("Reach"), Telstra Corporation Limited ("Telstra"), and Pacific Century CyberWorks Limited ("PCCW"), on the one hand, and the Federal Bureau of Investigation ("FBI") and the U.S. Department of Justice ("DOJ"), on the other (unless defined otherwise herein, capitalized terms used herein shall have the same meanings ascribed to such terms in the Agreement). A copy of the Agreement is attached hereto as Exhibit A and incorporated herein by this reference.

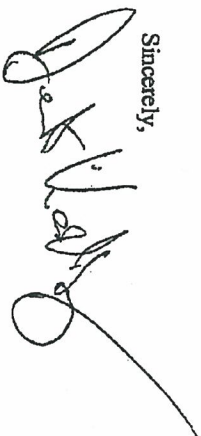
Since the Agreement predates the creation of the U.S. Department of Homeland Security ("DHS"), DHS is not a party to the Agreement. In order to afford DHS the same rights and responsibilities under the Agreement as if it were an original signatory, from and after the date of the last signature affixed hereto, Telstra, Reach and DHS hereby agree that DHS shall have the same rights and responsibilities under the Agreement as the FBI and DOJ as if DHS were a party to the Agreement having the same common interests as the FBI and DOJ. For purposes of the agreement entered into pursuant to this letter, all notices under the Agreement shall be sent to the DHS signatory to this letter.

This letter amends and supplements the Agreement only to the extent expressly provided herein and to the extent of the interests of the parties to this letter. The agreement entered into by Telstra, Reach and DHS pursuant to this letter is severable from the Agreement. Telstra and Reach do not waive or relinquish any rights under the Agreement or otherwise by entering into an agreement with DHS pursuant to this letter.

[Signature page(s) follow]

If the foregoing reflects our mutual understanding, please sign this letter below where indicated.

Sincerely,



Reach Ltd.

By: Dermot Keilly

Its: Director of Regulatory Affairs

Date: \_\_\_\_\_

Address: Clarendon House,  
2 Church Street  
Hamilton HM 11  
Bermuda.

Telstra Corporation Limited

By: \_\_\_\_\_

Its: \_\_\_\_\_

Date: \_\_\_\_\_

AGREED AND ACCEPTED:

Department of Homeland Security

By:   
Stewart A. Baker, Assistant Secretary of  
Homeland Security for Policy

Date: Jan 8 2007



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EMAIL: [rsifers@kelleydrye.com](mailto:rsifers@kelleydrye.com)

February 1, 2007

**FILED/ACCEPTED**

**FEB - 1 2007**

Federal Communications Commission  
Office of the Secretary

**By HAND DELIVERY**  
Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

Re: Reach Global Networks Limited, File No. SCL-T/C-20061204-00013;  
Reach Ltd., File No. ITC-T/C-20061204-00544;  
Telstra Incorporated, File No. ITC-T/C-20061204-00541, WC Docket No.  
06-218 (Domestic 214 application)

Dear Ms. Dortch:

On behalf of Reach Global Networks Limited ("RGNL"), Reach Ltd. ("Reach"), and Telstra Incorporated ("Telstra"), collectively, the "Parties", this letter reports to the Commission that the Agreement dated as of November 29, 2001, by and among Reach Ltd., Telstra Corporation Limited, and the Pacific Century CyberWorks Limited, on the one hand, and the Federal Bureau of Investigation and the U.S. Department of Justice on the other hand (the "Agreement"), has been revised by a side letter, which became effective on January 8, 2007. The side letter amends and supplements the Agreement by making the U.S. Department of Homeland Security a party to the Agreement as if it were an original signatory. A copy of the side letter is enclosed.

Grant of each of the above-referenced applications was conditioned on compliance with the provisions of the Agreement. While the Parties believe that the filing of each application referenced above fulfills the reporting requirement in Section 8.7 of the Agreement, this letter is submitted to ensure that the records in the above referenced proceedings reflect that a timely report was made to the Commission. The Parties hereby request that the compliance conditions identified in the authorizations in the above-referenced proceedings, be modified to refer to the Agreement, as amended.

KELLEY DRYE & WARREN LLP

Marlene H. Dortch  
February 1, 2007  
Page Two

Please direct any questions or inquiries to the undersigned attorneys.

Very truly yours,

Kelley Drye & Warren LLP

*Randall W. Sifers*

Robert J. Aarnoth  
Randall W. Sifers

*Counsel to*  
Reach Global Networks Limited  
Reach Ltd.  
Telstra Incorporated

Enclosure

cc (by email): James Ball  
Renee Crittendon  
David Krech  
George Li  
Susan O'Connell

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BRUSSELS, BELGIUM  
\_\_\_\_\_  
AFFILIATE OFFICES  
MUMBAI, INDIA

March 1, 2007

FILED/ACCEPTED

VIA COURIER

RECEIVED

MAR -1 2007

Federal Communications Commission  
Office of the Secretary

MAR 05 2006

Policy Division  
International Bureau

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

Re: Notification of Consummation of Transfer of Control of International  
Section 214 Authority held by Telstra Incorporated, File No. ~~HC-T/G-~~  
~~20061204-00541~~

Dear Ms. Dortch:

Telstra Incorporated, by its counsel, hereby notifies the Commission that the transaction described in the application identified by the ~~above-referenced file number~~ was consummated on ~~February 28, 2007~~. Should you have any questions regarding this matter, please contact the undersigned.

Very truly yours,

Kelley Drye & Warren LLP

*Randall W. Sifers*

Randall W. Sifers

Counsel to

Telstra Incorporated

cc (via email): Jim Ball

Kate Collins

Susan O'Connell

David Kreech

Richard Hindman