

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

In the Matter of)	
)	
AMERICAN SAMOA LICENSE, INC.)	File No. ITC-T/C-20100125-00032
eLANDIA TECHNOLOGIES, INC.)	File No. ITC-T/C-20100324-00122
AMERICAN SAMOA HAWAII CABLE, LLC)	File No. SCL-T/C-20100125-00001
AST TELECOM, LLC)	File No. SCL-T/C-20100322-00006
PAC-RIM REDEPLOYMENT, LLC)	File No. SCL-T/C-20100322-00008

Application for Consent to the Transfer of
Control of Interest in the American Samoa-
Hawaii Cable and the International Section 214
Authorizations

**PETITION TO ADOPT CONDITIONS TO
AUTHORIZATIONS AND LICENSES**

The Department of Homeland Security (“DHS”), with concurrence from the Department of Justice (“DOJ”), respectfully submits this Petition to Adopt Conditions to Authorizations and Licenses (“Petition”), pursuant to Section 1.41 of the Federal Communications Commission (“Commission”) rules.¹ Through this Petition, DHS advises the Commission that they have no objection to the Commission approving the authority sought in the above-referenced proceedings, provided that the Commission conditions its approval on the commitments set forth in the May 28, 2010 letter, which is attached hereto. Ralph S. Janvey, as Receiver for Stanford International Bank Ltd (“SIBL”), and Pete R. Pizarro, as the Trustee of that certain Voting Trust Agreement between Pete R. Pizarro and SIBL, have sought consent to transfer control of American Samoa License, Inc. (“Applicant”) and AST Telecom, LLC (collectively, Licensees and together with SIBL, eLandia Technologies, Inc. and Mr. Pizarro, the “Applicants”) and their jointly-held cable landing license and the corresponding international section 214 authorizations for the American Samoa-Hawaii Cable System (“ASHC System”) from SIBL to Pete R. Pizarro

¹ 47 C.F.R. § 1.41.

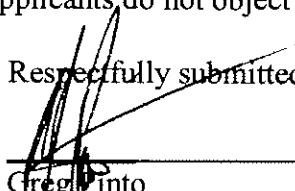
in connection with the capital structure reorganization of eLandia International, Inc. The Applicants understand the commitments made by American Samoa License, Inc. in a National Security Agreement executed between America Samoa License, Inc. and DHS on January 9, 2009 (“NSA”) and that the Licensees’ compliance with the NSA will remain a condition of the ASHC System.

The Commission has long recognized that law enforcement, national security, and public safety concerns are part of its public interest analysis, and has accorded deference to the views of other U.S. government agencies with expertise in those areas. *See In the Matter of Comsat Corporation d/b/a Comsat Mobile Communications, etc.*, 16 FCC Rcd. 21,661, 21707 ¶ 94 (2001).

After discussions with representatives of the Applicant in connection with the above-referenced proceeding, DHS has concluded that the commitments set forth in the NSA and attached letter will help ensure that DHS and other entities with responsibility for enforcing the law, protecting the national security, and preserving public safety can proceed appropriately to satisfy those responsibilities. Accordingly, DHS advises the Commission that they have no objection to the Commission granting the application in the above-referenced proceeding, provided that the Commission conditions its consent on compliance by the Licensees with the commitments set forth in the NSA.

DHS is authorized to state that the Applicants do not object to the grant of this Petition.

Respectfully submitted,



Greg Pinto
Director – RCO
Office of Policy
U.S. Department of Homeland Security
3801 Nebraska Avenue, N.W.
Washington D.C. 20528

June 2, 2010



May 28, 2010

BY ELECTRONIC MAIL/FILING

Mr. David Heyman
Assistant Secretary for Policy
Department of Homeland Security
Washington, D.C. 20528
ip-fcc@dhs.gov

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

- 1 • Application for consent to transfer control of international section 214 authorization, ITC-214-20040824-0350, held by eLandia Technologies Limited from Stanford International Bank Ltd (SIBL) to Pete R. Pizarro (FCC File No. ITC File No. ITC-T/C-20100125-00122)*
- Application for consent to transfer control of international section 214 authorizations, ITC-214-19980918-00671 and ITC-214-19981207-00860, held by American Samoa License, Inc. from SIBL to Pete R. Pizarro (FCC File No. ITC-T/C-20100125-00032).*
 - Application for consent to transfer control of the interest in the American Samoa-Hawaii Cable, SCL-LIC-20080814-00016, held by American Samoa Hawaii Cable, LLC (FCC File No. SCL-T/C-20100125-00001), AST Telecom d/b/a Blue Sky Communications (FCC File No. SCL-T/C-20100322-00006), and Pac-Rim Redeployment, LLC (FCC File No. SCL-T/C-20100322-00008), from SIBL to Pete R. Pizarro;*



Dear Mr. Heyman and Ms. Dortch:

In the above-referenced applications, Ralph S. Janvey, as the Receiver for Stanford International Bank Ltd. ("SIBL"), and Pete R. Pizarro, as the Trustee of that certain Voting Trust Agreement between Pete R. Pizarro and SIBL ("Mr. Pizarro"), have sought consent from the Federal Communications Commission (the "FCC") to transfer control of American Samoa Hawaii Cable, LLC ("ASHC") and AST Telecom, LLC ("AST") (collectively, "Licensees," and together with SIBL and Mr. Pizarro, the "Applicants") and their jointly-held cable landing license and the corresponding above referenced international section 214 authorizations for the American Samoa-Hawaii Cable System ("ASHC System") from SIBL to Pizarro in connection with the capital structure reorganization of eLandia International, Inc. (the "Capital Structure Reorganization"). The Licensees and the Department of Homeland Security ("DHS") are parties to an agreement to address national security, law enforcement, and public safety concerns in connection with the original grant of a cable landing license for the ASHC System by the FCC (the "Security Agreement").

As a result of the Capital Structure Reorganization, control of the Licensees has been transferred from SIBL to Pizarro, who is the Trustee of a Voting Trust holding shares of eLandia International, Inc., which controls ASHC and AST.

Pursuant to Sections 4.9 and 5.2 of the Security Agreement, Mr. Pizarro hereby notifies DHS of his commitment that the Licensees will continue to abide by the terms of the existing Security Agreement and reaffirm that the Licensees have remained parties to the Security Agreement following the Capital Structure Reorganization. Mr. Pizarro also hereby affirms that the Licensees will continue to hold jointly the above referenced cable landing license and international 214 authorizations for the ASHC System unless and until they obtain FCC consent for any future substantial assignment or transfer of control beyond the Capital Structure Reorganization.



Mr. Pizarro understands that the Licensees' compliance with the Security Agreement will remain a condition of the ASHC System above referenced cable landing license and international section 214 authorizations. Mr. Pizarro therefore requests that the FCC condition consent to the transfer of control of the ASHC System cable landing license and international 214 authorizations upon the Licensees' continued compliance with the Security Agreement.

Respectfully submitted,

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

Pete R. Pizarro
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cc: Kemba Walden (DHS)

David Krech (FCC/IB)