

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

In the Matter of)	
)	
GLOBAL CROSSING LIMITED,)	IB Docket No. 11-78
Transferor)	
)	
And)	
)	
LEVEL 3 COMMUNICATIONS, INC.,)	
Transferee)	
)	
Applications Filed Pursuant to Sections 214)	
and 310(b) of the Communications Act of)	
1934, as amended, and the Cable Landing)	
License Act of 1921)	

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

The Department of Justice (“DOJ”), including the Federal Bureau of Investigation (“FBI”), with the concurrence of the Department of Homeland Security (“DHS”), and the Department of Defense (collectively, the “Agencies”), submit 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, the Agencies advise the Commission that they have no objection to the Commission approving the authority sought in the above-referenced proceeding, provided that the Commission conditions its approval on the agreement of Level 3 Communications, Inc. (“Level 3”) and its affiliates and subsidiaries (collectively, “the Companies”) to abide by the commitments and undertakings set forth in the September 26, 2011 agreement entered into by Level 3 (the “Agreement”). A copy of the Agreement is attached hereto.

¹ 47 C.F.R. § 1.41.

In the above-referenced proceeding, Level 3 and Global Crossing Limited (“GCL”) have sought Commission consent to the transfer of control of domestic and international 214 authorizations, cable landing licenses, and satellite earth station licenses held by various subsidiaries of GCL to Level 3. Level 3 also filed a petition pursuant to Section 310(b)(4) of the Communications Act of 1934, as amended, requesting a declaratory ruling that indirect foreign ownership of certain common carrier wireless licenses held by two of its subsidiaries is in the public interest.²

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 Companies in connection with the above-referenced proceeding, the Agencies have concluded that the commitments set forth in the Agreement will help ensure that the Agencies 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, the Agencies advise the Commission that they have no objection on those grounds to the Commission granting the applications in the above-referenced proceeding, provided that the Commission conditions its consent on compliance by the Companies with the commitments set forth in the Agreement.

² *Applications Filed for the Transfer of Control of Global Crossing Limited to Level 3 Communications, Inc.*, Public Notice DA 11-1019, IB Docket No. 11-78 (June 9, 2011).

Respectfully submitted,

/s/ Richard C. Sofield

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