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April 13, 2012

Via IBFS

Marlene H. Dortch, Secretary
Federal Communications Commission
445-12th Street SW
Room TW-A325
Washington, DC 20554

Re: IB File Nos. ITC-T/C-20120330-00087 and ITC-T/C-20120405-00094
International Section 214 Applications Filed for the Transfer of Control of
AboveNet Communications, Inc. and AboveNet International, Inc. to Zayo
Group, LLC

Dear Ms. Dortch:

AboveNet, Inc., AboveNet Communications, Inc. (“AboveNet”), AboveNet International, Inc. (“ABN-Int’l”) and Zayo Group, LLC (“Zayo”) (collectively, “Applicants”) hereby provide additional information regarding an additional foreign carrier affiliated with AboveNet and ABN-Int’l. Unless otherwise noted, the meaning of each capitalized term is as defined in the Applications.

Specifically, Applicants notify the Commission that a subsidiary of AboveNet, MFN Japan KK (“AboveNet-Japan”), is a registered telecommunications carrier in Japan authorized to provide domestic and international telecommunications services. AboveNet-Japan, therefore, is a foreign carrier and should have been included in Applicants response to Question 14 of the Application.¹ Applicants certify that Japan is a Member of the World Trade Organization and that AboveNet-Japan is not on the Commission’s List of Foreign Telecommunications Carriers that are presumed to Possess Market Power in Foreign Telecommunications Markets, released on January 26, 2007. Since AboveNet-Japan has less than 50 percent market share in the international transport and the local access markets on the foreign end of the route, Transferee should be presumptively found to be non-dominant on the U.S.-Japan route pursuant to Section 63.10(a)(3) of the Commission’s rules, 47 C.F.R. § 63.10(a)(3). The Applications remain eligible for streamlined processing for the reasons described in the Applications. Finally, Applicants reaffirm their statements in Section IV(n) of the Applications with respect to special concessions.

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¹ AboveNet-Japan was included in the diagrams provided as Exhibit A to the Joint Application, but at the time of filing Applicants had not confirmed that AboveNet-Japan had a license in Japan and therefore had omitted it from the list of foreign carriers.

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Please direct any questions regarding this filing to the undersigned.

Respectfully submitted,

/s/ Brett P. Ferenchak

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cc: David Krech (IB)
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