



Federal Communications Commission
Washington, D.C. 20554

International Bureau

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October 3, 2012

Ref: EB 2012-21-26

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Shawn B. Cooley (202) 282-8489
Edward T. Hand (202) 514-2464
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Jonathan McHale (202) 395-5656
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Re: MCVGH/DOCOMO GUAM

WC DK 12-265 (DA 12-1579 rel. October 3, 2012)

ITC-T/C-20120921-00240
ITC-T/C-20120921-00243
CAR-20120927AA-09

ITC-T/C-20120921-00241
SCL-T/C-20120924-00011

Comments Due: October 17, 2012

Reply Comments Due: October 24, 2012

Dear Sir or Madam:

MCV Guam Holding Corp. (MCVGH and together with its affiliates, MCV) and DOCOMO Guam Holdings, Inc. (DOCOMO Guam) (collectively, Applicants) filed a series of applications pursuant to sections 214 and 310(d) of the Communications Act of 1934, as amended (Communications Act), and the Cable Landing License Act of 1921, seeking approval for the transfer of control of the licenses and authorizations held by MCV to DOCOMO Guam.

DOCOMO Guam, a Guam corporation, is a wholly owned subsidiary of NTT DOCOMO, INC. (DOCOMO), a Japanese corporation that provides facilities-based wireless services in Guam and the CNMI through its wholly owned subsidiary, DOCOMO PACIFIC, INC. Applicants state that NIPPON TELEGRAPH AND TELEPHONE CORPORATION (NTT), a Japanese corporation, has a 63.32 percent direct equity and 66.65 percent direct voting interest in DOCOMO. The Japan Ministry of Finance, a Japanese government entity, has a 32.59 percent direct voting and equity interest in NTT.

Pursuant to the terms of the proposed transaction, DOCOMO Guam will purchase all of the stock of MCVGH. Upon consummation, MCVGH and its subsidiaries will become wholly owned subsidiaries of DOCOMO Guam.

DOCOMO Guam is a party to the Agreement between Guam Cellular and Paging, Inc. and DOCOMO Guam Holdings, Inc. on the one hand, and the Federal Bureau of Investigation, the U.S. Department of Justice, and the U.S. Department of Homeland

Security on the other. DOCOMO Guam affirms that the commitments and undertakings in the Agreement will continue to be binding after the proposed transfer of control. In addition, DOCOMO Guam agrees to accept as a condition to grant of the proposed transfer of control that the terms and conditions of the Agreement apply to the additional facilities and licenses proposed to be transferred to DOCOMO Guam.

A copy of the Public Notice, (DA 12-1579, rel. October 3, 2012) in WC Docket No. 12-265, seeking comment on the proposed transaction is attached. Should you have any national security, law enforcement, foreign policy or trade concerns with the proposed transaction, please file your comments with WC Docket No. 12-265 by **October 17, 2012**. See General Information section of the attached Public Notice, DA 12-1579.

For further information, please contact Jodie May, Wireline Competition Bureau, (202) 418-0913; David Krech, International Bureau, (202) 418-7443; Wayne McKee, Media Bureau, (202) 418-2355;

Sincerely


George I. i. Deputy Chief, Policy Division

Page 1 of 1

George Li

From: George Li
Sent: Wednesday, October 03, 2012 3:04 PM
To: Sunita Mukhoty
Subject: FW: Cover Letter Reference EB 2012-26 (comments due by October 17, 2012).
Attachments: Executive Branch 2012-26.doc; PN Oct 3 2012 DA-12-1579.pdf

From: Adrienne Downs

Sent: Wednesday, October 03, 2012 3:00 PM

To: Adrienne Downs; 'robert.spiva@ic.fbi.gov'; 'edward.hand@usdoj.gov'; 'hillary.morgan@disa.mil'; 'chenmerlein@ntia.doc.gov'; 'vbarrish@askalea.net'; 'maydc@state.gov'; 'Christopher.Steffen@ic.fbi.gov'; 'Marilyn.Shaifer@usdoj.gov'; 'Tyronne.Brown@usdoj.gov'; 'Brian.williams@associates.dhs.gov'; 'shawn.coolley@dhs.gov'; 'TTelecom@usdoj.gov'; 'Siobhan.Dupuy@usdoj.gov'; 'Joanne.Ongman@usdoj.gov'; 'Jennifer.Rockoff@usdoj.gov'; 'jmhale@ustr.gov'; 'Richard.Sofield2@usdoj.gov'; 'glenn.kaminsky@hq.dhs.gov'; 'desmond@ostp.eop.gov'; 'dale.barr@hq.dhs.gov'; 'IP-FCC@dhs.gov'; 'john.delmore@ic.fbi.gov'; 'twg@leo.gov'; 'Kimberly.Schmid@usdoj.gov'

Cc: George Li; David Krech; Susan OConnell; Howard Griboff; James Ball; Jodie May; Wayne McKee

Subject: Cover Letter Reference EB 2012-26 (comments due by October 17, 2012).

Cover Letter Reference EB 2012-26 (comments due by October 17, 2012).

Adrienne Downs

Your submission has been accepted

ECFS Filing Receipt - Confirmation number: 201210165668236

Proceeding

Name Subject
Application of DOCOMO Guam Holdings, Inc., to Transfer Control of the Domestic Section 214 Authorization of Guam Telecom, LLC

Contact Info

Name of Filer: Department of Justice

Address

Address Line 1: 600 E St. NW
Address Line 2: Ste. 10200
City: Washington
State: DISTRICT OF COLUMBIA
Zip: 20004

Details

Small Business Impact: NO
Type of Filing: LETTER

Document(s)

File Name	Custom Description	Size
FCC Deferral Request Letter_DoCoMo_.pdf		18 KB

Disclaimer

This confirmation verifies that ECFS has received and accepted your filing. However, your filing will be rejected by ECFS if it contains macros, passwords, redlining, read-only formatting, a virus, or automated links to other documents.

Filings are generally processed and made available for online viewing within one business day of receipt. You may use the link below to check on the status of your filing:

<http://apps.fcc.gov/ecfs/comment/confirm?confirmation=201210165668236>

For any problems please contact the Help Desk at 202-418-0193.

George Li

From: Taylor, Kristin (NSD) [Kristin.Taylor@usdoj.gov]
Sent: Tuesday, October 16, 2012 4:50 PM
To: 'fcc@bcpweb.com'; Tracey Wilson; Jodie May; Wayne McKee; Jim Bird; George Li; Adrienne Downs
Cc: 'twyg@leo.gov'
Subject: WC DK 12-265 (DA-1579) (MCVGH/DOCOMO GUAM)
Attachments: FCC Deferral Request Letter_DoCoMo_.pdf; Confirmation Page (10.16.12).mht

All,

Please find attached the deferral letter for the matter identified above. Feel free to contact me with any questions that you might have.

Thank you,

Kristin Taylor
Attorney
Foreign Investment Review Staff
National Security Division
U.S. Department of Justice
Bicentennial Building, 10th Floor
(202) 233-0710

10/17/2012



U.S. Department of Justice
National Security Division

Foreign Investment Review Staff

Washington, D.C. 20004

October 16, 2012

By E-File

Ms. Marlene H. Dortch
Federal Communications Commission
445 12th St. SW, Room TW-B204
Washington, DC 20554

Re: WC DK 12-265 (DA 12-579)

Dear Ms. Dortch:

The Department of Justice ("DOJ"), including the Federal Bureau of Investigation ("FBI"), with the concurrence of the Department of Homeland Security ("DHS"), requests that the Federal Communications Commission ("Commission") defer action on the above-referenced proceeding. DOJ, DHS, and FBI ("the Agencies") are currently reviewing these matters for any national security, law enforcement, and public safety issues but have not yet completed that effort. We therefore request that the Commission defer action until such time as the Agencies notify the Commission of the completion of their review and, based on the results of such review, request appropriate action by the Commission.

DOJ, FBI, and DHS will advise the Commission promptly upon completion of our review.

Thank you for your consideration.

Sincerely,

/s/ Kristin A. Taylor
Kristin A. Taylor
Attorney
National Security Division
U.S. Department of Justice

He-File-20120921-00240
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SLT/c 2012 0924-00011

cc: David Krech (via email at david.krech@fcc.gov)
Best Copy and Printing, Inc. (via email at fcc@bcpiweb.com)
Jim Bird (via email at jim.bird@fcc.gov)
George Li (via email at George.Li@fcc.gov)
Howard Griboff (via email at Howard.Griboff@fcc.gov)
Tracey Wilson (via email at tracey.wilson@fcc.gov)
Jodie May (via email at Jodie.May@fcc.gov)
Wayne McKee (via email at wayne.mckee@fcc.gov)