

ATTACHMENT TWO

Associated Filings and Waiver Request

Associated Filings Relating to This Pro Forma Transaction:

Prior to the consummation of this *pro forma* transaction, a sister affiliate of One Horizon, Shared Data Networks, LLC (“Shared Data”) an earth station facilities provider, applied to the International Bureau for advance approval to conduct the herein-described *pro forma* transfer of control (SES-T/C-20121121-01034). This approval was granted by the Bureau effective 11/28/2012. (Public Notice, Report No. SES01508, rel. 12/12/12). The *pro forma* transaction described above was consummated 12/10/2012 and was timely reported to the Commission.

Another indirectly owned and controlled affiliate of One Horizon, Satcom Global, Inc. (“SGI”) is also a holder of Section 214 Authority (ITC-214-2000080300478). A post transaction notification was filed by SGI in January, 2013, however processing of that notification was deferred for several months pending the resolution of a “red light” issue that was subsequently resolved. The Commission has already granted authority for the *pro forma* transfer of control of SGI based on the same transactional facts set forth herein. *See*, Public Notice, *International Authorizations Granted*, Report No. TEL-01613, DA No. 13-781, rel. 4/18/2013

Circumstances Surrounding the Delayed Filing of This Notification and Request for Waiver:

After the filing of the SGI *pro forma* notification, One Horizon management first became aware of the existence of an additional Section 214 authorization held by another of its affiliates, Horizon Mobile Communications, Inc. (“Horizon Mobile”), specifically, File No. ITC-214-20070110-00021, the subject of the present *pro forma* notification filing. This filing was not made at the time of the SGI filing primarily because a key manager who was previously responsible for monitoring and compliance of Section 214 authorizations had left the company and a full transition for compliance responsibilities had not yet occurred. (The departure of this manager was also the primary reason the now-resolved SGI “red light” issue had occurred.) To prevent against such a situation from taking place in the future, one person has now been designated internally with the responsibility for compliance as to all licenses and authorizations held by all One Horizon companies.

Further, while One Horizon’s top management was generally aware of licensure that had been held by Horizon Mobile, it was of the understanding that such authority had been terminated. It became necessary, therefore, for One Horizon to further study the license status of Horizon Mobile. In the course of doing so, it investigated the standing of another Bureau license that is associated with Horizon Mobile, namely, the emission authorization designated as Call Sign E070006. It was confirmed through due diligence that the latter license had not been constructed or used, although it had originally been obtained in conjunction with the Horizon Mobile Section 214 authorization.

*Notification of Pro Forma Transfer of Control
Horizon Mobile Communications, Inc.*

The non-use of the facilities covered by Call Sign E070006 had, in fact, given rise to automatic termination provisions set forth in the license itself. Namely, the E070006 license included a provision that construction and commencement of operations were to be concluded by no later than January 30, 2010 and that the license would be “forfeited automatically” should this process not be accomplished. However, notwithstanding this provision, Call Sign E070006 had remained in the IBFS database showing as an “active” license. To correct this situation, after prior consultation with Commission personnel, Horizon Mobile went through the administrative procedure of surrendering its license for Call Sign E070006 on May 1, 2013. Thus, it should properly no longer appear in the IBFS database as an active license.

In the course of this internal review, One Horizon was able to correctly distinguish between its emission licensure under Call Sign E070006 which had been terminated by reason of its own limiting provisions and the Section 214 Authority it still retains to provide international telecommunication services.

Given the flexible nature of Horizon Mobile’s Section 214 Authority allowing it to function either as a facilities-based provider or as a pure reseller, the need to retain the Section 214 authorization became clarified to One Horizon and the instant filing is being made. This will allow Horizon Mobile to preserve the authority to conduct reseller operations (and perhaps, at some future time, facilities-based operations as well).

The foregoing is set forth in explanation of One Horizon’s due diligence to determine and clarify the differences in the operational status of Horizon Mobile’s earth station license and its Section 214 authorization and in taking the steps to make accurate the IBFS database as relating to Call Sign E070006. Initially, One Horizon management found the situation to be sufficiently complex to require investigation and inquiry and the period required to undertake this was unavoidably lengthened by the departure of the key management project leader as noted above. Accordingly, it is therefore respectfully requested that a waiver of Section 63.24(f) be granted to the extent deemed necessary.

The public interest would be advanced with the acceptance of this Notification filed beyond the ordinary thirty (30) day timeframe for certification. This is due to the inadvertence of the original omission, that One Horizon has been diligent in conducting its own internal investigation, that One Horizon sought to correct the licensure records of the Commission as relating to Call Sign E070006 and that the Commission has forbearance authority requisite to grant the additional time respectfully requested. Finally, the public interest would be advanced by allowing the record to be closed on what constitutes a straightforward *pro forma* transfer of control already approved as to authorizations held by Horizon Mobile’s sister affiliates.