



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
445 12th STREET S.W.  
WASHINGTON D.C. 20554

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News media information 202-418-0500  
Internet: <http://www.fcc.gov> (or <ftp.fcc.gov>)  
TTY (202) 418-2555

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Report No. SCL-00179

Thursday March 31, 2016

## Actions Taken Under Cable Landing License Act

### Section 1.767(a) Cable Landing Licenses, Modifications, and Assignments or Transfers of Control of Interests in Cable Landing Licenses (47 C.F.R. § 1.767(a))

By the Chief, Telecommunications and Analysis Division, International Bureau:

Pursuant to An Act Relating to the Landing and Operation of Submarine Cables in the United States, 47 U.S.C. §§ 34-39 (Cable Landing License Act), Executive Order No. 10530, Exec. Ord. No. 10530 reprinted as amended in 3 U.S.C. § 301, and section 1.767 of the Commission's rules, 47 C.F.R. § 1.767, the following applications ARE GRANTED. These grants of authority are taken under section 0.261 of the Commission's rules, 47 C.F.R. § 0.261. Petitions for reconsideration under section 1.106 or applications for review under section 1.115 of the Commission's rules, 47 C.F.R. §§ 1.106, 1.115, may be filed within 30 days of the date of this public notice.

These applications have been coordinated with the Department of State and other Executive Branch agencies pursuant to section 1.767(b) of the Commission's rules, 47 C.F.R. § 1.767(b), and consistent with procedures established with the Department of State. See Review of Commission Consideration of Applications under the Cable Landing License Act, IB Docket No. 00-106, Report and Order, 16 FCC Rcd 22167, 22192-93, paras. 51-52 (2001) (Submarine Cable Landing License Report and Order); Streamlined Procedures for Executive Branch Review of Submarine Cable Landing License Requests, State Department Media Note (Revised) (rel. Dec. 20, 2001) available at <http://2001-2009.state.gov/r/pa/prs/ps/2001/6951.htm>.

This public notice serves as each cable landing licensee's Cable Landing License, or modification thereto, pursuant to the Cable Landing License Act and sections 1.767 and 1.768 of the Commission's rules. Cable landing licensees should review carefully the terms and conditions of their licenses. Failure to comply with these terms and conditions or relevant Commission rules and policies could result in fines or forfeitures.

Transfer of Control

Grant of Authority

Date of Action: 03/29/2016

**Current Licensee:** Cedar Cable Ltd.**FROM:** KeyTech Limited**TO:** Atlantic Tele-Network, Inc.

Application for consent to transfer of control of the interest in the cable landing license for the CB-1 cable system (CB-1 System), SCL-LIC-20080603-00011, held by Cedar Cable Ltd. (Cedar Cable), from KeyTech Limited (KeyTech) to Atlantic Tele-Network, Inc. (ATN). The CB-1 System is a non-common carrier fiber-optic cable system linking the continental United States and Bermuda. The U.S. cable landing station for the CB-1 System is owned and controlled by Verizon Business which is not affected by this proposed transaction.

KeyTech, a publicly-traded company on the Bermuda stock exchange, wholly-owns Cedar Cable on an indirect basis through Chancery Holdings Limited Bermuda (Chancery), its direct, wholly-owned subsidiary based in Bermuda. On October 5, 2015, KeyTech and its subsidiary, Chancery, entered into an agreement with ATN, a Delaware company, and ATN's wholly-owned subsidiaries (ATN Caribbean Holdings, Ltd. (ATN Caribbean Holdings), an exempted Bermuda company, and ATN Bermuda Holdings, Ltd.), whereby ATN will acquire a 51% indirect, controlling interest in KeyTech and its subsidiaries, including Cedar Cable. The proposed transaction will combine Bermuda Digital Communications, Ltd. (Bermuda Digital Communications, d/b/a CellOne), a mobile provider in Bermuda partially owned by ATN, with KeyTech. Together, ATN and KeyTech currently own 85% of CellOne. As part of the proposed transaction, ATN will contribute its current ownership interest of approximately 43% in CellOne, and additional consideration in cash, in exchange for a 51% ownership interest in KeyTech. ATN Caribbean Holdings will hold the 51% ownership interest in KeyTech which will continue to hold a 100% indirect ownership interest in Cedar Cable.

Upon completion of the transaction, the following individuals and entities will have a 10% or greater direct or indirect ownership interest in KeyTech and Cedar Cable: (1) ATN Caribbean Holdings, Ltd. (51% direct ownership interest in KeyTech and 51% indirect ownership in Cedar Cable through KeyTech), (2) Atlantic Tele-Network, Inc. (ATN) (100% direct ownership interest in ATN Caribbean Holdings, Ltd. and a 51% indirect ownership in KeyTech and Cedar Cable through ATN Caribbean Holdings), (3) Cornelius B. Prior, Jr., a U.S. citizen (28% direct ownership share in ATN and a 14.28% indirect ownership share in KeyTech and Cedar Cable through ATN and ATN Caribbean Holdings), (4) Bermuda First Investment Company (BFIC), a Bermuda company (10.9% direct ownership interest in KeyTech and a 10.9% indirect ownership interest in Cedar Cable), (5) Utilico Investments Limited (Utilico), a Bermuda company (78% direct ownership interest in BFIC and a 10.9% indirect ownership interest in KeyTech and Cedar Cable through BFIC), and (6) General Provincial Life Pension Fund (L) Limited (GPLPF), a Malaysia investment trust company (57% direct ownership interest in Utilico and a 10.9% indirect ownership interest in KeyTech and Cedar Cable through Utilico and BFIC). GPLPF is a holding company for a family trust whose trustees control the entire issued share capital of GPLPF and whose sole beneficiary is Mrs. Carmelita Naomi Roamer, a British investor. No other person or entity will hold a 10% or greater direct or indirect interest in KeyTech or Cedar Cable.

Applicants agree to abide by the routine conditions specified in section 1.767(g) of the Commission's rules, 47 C.F.R. § 1.767(g).