



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
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DA No. 22-815

Thursday August 4, 2022

Report No. TEL-02206

International Authorizations Granted

Section 214 Applications (47 CFR §§ 63.18, 63.24); Section 310(b) Petitions (47 CFR § 1.5000)

The following applications have been granted pursuant to the Commission's processing procedures set forth in sections 63.12, 63.20 of the Commission's rules, 47 CFR §§ 63.12, 63.20, other provisions of the Commission's rules, or procedures set forth in an earlier public notice listing the applications as accepted for filing.

Unless otherwise noted, these grants authorize the applicants: (1) to become a facilities-based international common carrier subject to 47 CFR §§ 63.21, 63.22; and/or (2) to become a resale-based international common carrier subject to 47 CFR §§ 63.21, 63.23; (3) to assign or transfer control of international section 214 authority in accordance with 47 CFR § 63.24; or (4) to exceed the foreign ownership benchmarks applicable to common carrier radio licensees under 47 U.S.C. § 310(b); see Subpart T of Part 1 of the Commission's rules, 47 CFR §§ 1.5000-5004.

THIS PUBLIC NOTICE SERVES AS EACH NEWLY AUTHORIZED CARRIER'S SECTION 214 CERTIFICATE. It contains general and specific conditions, which are set forth below. Newly authorized carriers should carefully review the terms and conditions of their authorizations. Failure to comply with general or specific conditions of an authorization, or with other relevant Commission rules and policies, could result in fines and forfeitures.

Petitions for reconsideration under Section 1.106 or applications for review under Section 1.115 of the Commission's rules, 47 CFR §§ 1.106, 1.115, in regard to the grant of any of these applications may be filed within thirty days of this public notice (see 47 CFR § 1.4(b)(2)).

ITC-214-20220624-00075 E Benton Ridge Telephone Co

International Telecommunications Certificate

Service(s): Global or Limited Global Resale Service

Grant of Authority

Date of Action: 07/29/2022

An application has been granted to Benton Ridge Telephone Co. for authority to provide resale service in accordance with section 63.18(e)(2) of the Commission's rules. 47 CFR § 63.18(e)(2).

No individual or entity has a 10% or greater ownership interest in Benton Ridge Telephone Co., an Ohio company.

ITC-214-20220706-00079 E UNILAKE SYSTEMS, INC.

International Telecommunications Certificate

Service(s): Global or Limited Global Facilities-Based Service, Global or Limited Global Resale Service

Grant of Authority

Date of Action: 07/29/2022

An application has been granted to UNILAKE SYSTEMS, INC. for authority to provide facilities-based service in accordance with section 63.18(e)(1) of the Commission's rules and to provide resale service in accordance with section 63.18(e)(2) of the Commission's rules. 47 CFR § 63.18(e)(1), (2).

UNILAKE SYSTEMS, INC., a California corporation, is wholly owned by Yufeng Zhang, a U.S. citizen.

Assignment

Grant of Authority

Date of Action: 07/29/2022

Current Licensee: X2Comm, Inc.

FROM: X2Comm, Inc.

TO: Legent Comm LLC

An application has been granted for consent to assign a portion of the customer base of X2 Comm, Inc. (X2Comm) to Legent Comm, LLC (Legent Comm). Pursuant to the terms of the proposed transaction, X2Comm will assign approximately 2,649 customers to Legent Comm. The customers that will be assigned to Legent Comm are currently served by X2Comm in the following states: Alabama, Arkansas, California, Colorado, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Montana, North Carolina, North Dakota, Nebraska, Nevada, New Hampshire, New Jersey, New York, Ohio, Oklahoma, Oregon, Pennsylvania, Texas, Utah, Vermont, Virginia, Washington, Wisconsin, and Wyoming. X2Comm will not assign its international section 214 authorization (ITC-214-20010322-00150) to Legent Comm. Upon closing of the transaction, Legent Comm will provide international service to its newly acquired customers pursuant to its existing international section 214 authorization (ITC-214-20011113-00568). Legent Comm, a Nevada limited liability company, is wholly owned by Scott A. White, a U.S. citizen.

This authorization is without prejudice to the Commission's action in any other related pending proceedings.

Transfer of Control

Grant of Authority

Date of Action: 07/28/2022

Current Licensee: IPC Systems, Inc.**FROM:** CCP II Finco, LLC**TO:** Hummingbird Circle LLC

An application has been granted for consent to transfer control of IPC Systems, Inc. (IPC Systems), a Delaware corporation that holds an international section 214 authorization (ITC-214-20010817-00425) from CCP II Finco, LLC (CCP II Finco) to Hummingbird Circle, LLC (Hummingbird Circle). IPC Systems is a wholly owned indirect subsidiary of IPC Corp., a Delaware corporation.

This transfer of control is the second step of a two-step agreement among IPC Corp., CCP II Finco, and Hummingbird Circle designed to restructure IPC Corp.'s debt. In the first step, IPC Corp.'s first lien debt was refinanced, the second lien debt held by CCP II Finco and Hummingbird Circle was converted into membership units of a newly formed entity, IPC Parent Holdings, LLC (IPC Parent), and the existing equity interests in IPC Corp. were eliminated. As a result IPC Corp. and IPC Systems are now both indirect wholly owned subsidiaries of IPC Parent. In addition, approximately \$125 million of new capital was injected into IPC Parent by CCP II Finco and Hummingbird Circle. In exchange for the conversion of second lien debt and the contribution of new capital, CCP II Finco received approximately 53% of the membership units of IPC Parent, and Hummingbird Circle received 47% of the membership units of IPC Parent and a new convertible note (Note). See ITC-T/C-20211029-00154. In this second step, Hummingbird Circle will convert the Note into equity, which will result in Hummingbird Circle holding a 60% equity and voting interests in IPC Parent and CCP II Finco holding the remaining 40% equity and voting interests in IPC Parent.

Hummingbird Circle, a Delaware limited liability company, is controlled by certain funds and accounts managed by Strategic Value Partners, LLC (SVP). The following three SVP Funds, all Cayman Island entities, have a 10% or greater ownership interest in Hummingbird Circle: Strategic Value Special Situations Master Fund IV, L.P. (55% equity and voting), Strategic Value Dislocation Master Fund, L.P. (30% equity and voting), and Strategic Value Opportunities Fund, L.P. (15% equity and voting).

The following entities hold a 10% or greater indirect interest in IPC Parent and ITC Systems through Hummingbird Circle: Strategic Value Dislocation Master Fund, L.P., a Cayman Islands entity (14.7% equity and voting); (2) Strategic Value Special Situations Master Fund IV, L.P., a Cayman Islands entity (47% equity and voting); (3) Strategic Value Special Situations Master Fund IV, L.P., a Cayman Islands entity (13% equity and voting); (4) Strategic Value Special Situations Offshore Fund IV, L.P., a Cayman Islands entity (33% equity and voting); (5) Strategic Value Special Situations Feeder Fund IV, L.P., a Cayman Islands entity (43% equity and voting); (6) SVP Special Situations GP IV LLC, a Cayman Islands entity (47% voting); (7) SVP Special Situations Employee Feeder IV, LLC, a Delaware entity (47% equity and voting); (8) Millbrook Holdings VI LLC, a Delaware entity (47% equity and voting); (9) Buffham Holdings LLC, a Delaware entity (11% equity and voting); and, (10) Victor Khosla, a U.S. citizen (47% equity and voting).

The following entities hold a 10% or greater indirect interest in IPC Parent and ITC Systems through CCP II Finco: (1) CCP II Debt Acquisition, L.P., a Delaware entity (40% equity and voting); (2) CCP GP IPC, L.P., a Delaware entity (40% voting as general partner of CCP II Debt Acquisition, L.P.); (3) CCP GP, LLC, a Delaware entity (40% voting as general partner of CCP GP IPC, L.P.); and (4) Jeffrey Aronson, a U.S. citizen (40% voting as managing member of CCP GP, LLC). The Applicants state that no other individual or entity holds a 10% or greater direct or indirect ownership interest in IPC Parent or IPC Systems.

We grant the Petition to Adopt Conditions to Authorizations and Licenses filed in this proceeding on July 21, 2022, by the National Telecommunications and Information Administration on behalf of the Committee for the Assessment of Foreign Participation in the United States Telecommunications Services Sector. Accordingly, we condition grant of the application for transfer control of IPC Network Services, Inc. from CCP II Finco to Hummingbird Circle on Hummingbird Circle abiding by the commitments and undertakings set forth in the Letter of Agreement (LOA). The LOA is from James Tonks, Chief Legal Officer, IPC Companies, James Dougherty, Chief Financial Officer, Hummingbird Circle LLC, and Jared S. Hendricks, Authorized Signatory, CCP II Finco LLC to the Chief, Foreign Investment Review Section, Deputy Chief, Compliance and Enforcement, on behalf of the Assistant Attorney General for National Security, United States Department of Justice, National Security Division, dated July 5, 2022. The Petition and the LOA may be viewed on the FCC's website through the International Bureau Filing System by searching for ITC-T/C-20211105-00179 and accessing the "Other Filings related to this application" from the Document Viewing Area.

A failure to comply and/or remain in compliance with any of these commitments and undertakings shall constitute a failure to meet a condition of the authorization and thus grounds for declaring the authorization terminated without further action on the part of the Commission. A failure to meet a condition of the authorization may also result in monetary sanctions or other enforcement action by the Commission.

This authorization is without prejudice to the Commission's action in any other related pending proceedings.

INFORMATIVE**ITC-214-20021022-00509**

Delta Communications

By letter dated July 26, 2022, the Applicant notified the Commission that Hargray of Georgia will be discontinuing domestic intrastate, interstate, and international long-distance services to residential and business customers on August 31 2022, or soon thereafter in the following areas in Georgia: the Carlyle at Godley Station, Towne Lake, Villages at Godley Station, and Brighton Woods.

CONDITIONS APPLICABLE TO INTERNATIONAL SECTION 214 AUTHORIZATIONS

(1) These authorizations are subject to the Exclusion List for International Section 214 Authorizations, which identifies restrictions on providing service to particular countries or using particular facilities. The most recent Exclusion List is at the end of this Public Notice. The list applies to all U.S. international carriers, including those that have previously received global or limited global Section 214 authority, whether by Public Notice or specific written order. Carriers are advised that the attached Exclusion List is subject to amendment at any time pursuant to the procedures set forth in Streamlining the International Section 214 Authorization Process and Tariff Requirements, IB Docket No. 95-118, 11 FCC Rcd 12884 (1996), para. 18. A copy of the current Exclusion List is maintained in the FCC Reference Information Center and is available at <https://www.fcc.gov/exclusion-list-international-section-214-authorizations>. It is also attached to each Public Notice that grants international Section 214 authority.

(2) The export of telecommunications services and related payments to countries that are subject to economic sanctions may be restricted. For information concerning current restrictions, call the Office of Foreign Assets Control, U.S. Department of the Treasury, (202) 622-2520.

(3) Carriers shall comply with the requirements of Section 63.11 of the Commission's rules, which requires notification by, and in certain circumstances prior notification by, U.S. carriers acquiring an affiliation with foreign carriers. A carrier that acquires an affiliation with a foreign carrier will be subject to possible reclassification as a dominant carrier on an affiliated route pursuant to the provisions of Section 63.10 of the rules.

(4) A carrier may provide switched services over its authorized resold private lines in the circumstances specified in Section 63.23(d) of the rules, 47 CFR § 63.23(d).

(5) Carriers shall comply with the "No Special Concessions" rule, Section 63.14, 47 CFR § 63.14.

(6) Carriers regulated as dominant for the provision of a particular communications service on a particular route for any reason other than a foreign carrier affiliation under Section 63.10 of the rules shall file tariffs pursuant to Section 203 of the Communications Act, as amended, 47 U.S.C. § 203, and Part 61 of the Commission's Rules, 47 CFR Part 61. Carriers shall not otherwise file tariffs except as permitted by Section 61.19 of the rules, 47 C.F.R. § 61.19. Except as specified in Section 20.15 with respect to commercial mobile radio service providers, carriers regulated as non-dominant, as defined in Section 61.3, and providing detariffed international services pursuant to Section 61.19, must comply with all applicable public disclosure and maintenance of information requirements in Sections 42.10 and 42.11.

(7) International facilities-based service providers must file and maintain a list of U.S.-international routes on which they have direct termination arrangements with a foreign carrier. 47 CFR § 63.22(h). A new international facilities-based service provider or one without existing direct termination arrangements must file its list within thirty (30) days of entering into a direct termination arrangement(s) with a foreign carrier(s). Thereafter, international facilities-based service providers must update their lists within thirty (30) days after adding a termination arrangement for a new foreign destination or discontinuing an arrangement with a previously listed destination. See Process For The Filing Of Routes On Which International Service Providers Have Direct Termination Arrangements With A Foreign Carrier, ITC-MSC-20181015-00182, Public Notice, 33 FCC Rcd 10008 (IB 2018).

(8) Any U.S. Carrier that owned or leased bare capacity on a submarine cable between the United States and any foreign point must file a Circuit Capacity Report to provide information about the submarine cable capacity it holds. 47 CFR § 43.82(a)(2). See <https://www.fcc.gov/circuit-capacity-data-us-international-submarine-cables>.

(9) Carriers should consult Section 63.19 of the rules when contemplating a discontinuance, reduction or impairment of service.

(10) If any carrier is reselling service obtained pursuant to a contract with another carrier, the services obtained by contract shall be made generally available by the underlying carrier to similarly situated customers at the same terms, conditions and rates. 47 U.S.C. § 203.

(11) To the extent the applicant is, or is affiliated with, an incumbent independent local exchange carrier, as those terms are defined in Section 64.1902 of the rules, it shall provide the authorized services in compliance with the requirements of Section 64.1903.

(12) Except as otherwise ordered by the Commission, a carrier authorized here to provide facilities-based service that (i) is classified as dominant under Section 63.10 of the rules for the provision of such service on a particular route and (ii) is affiliated with a carrier that collects settlement payments for terminating U.S. international switched traffic at the foreign end of that route may not provide facilities-based switched service on that route unless the current rates the affiliate charges U.S. international carriers to terminate traffic are at or below the Commission's relevant benchmark adopted in International Settlement Rates, IB Docket No. 96-261, Report and Order, 12 FCC Rcd 19806 (1997). See also Report and Order on Reconsideration and Order Lifting Stay in IB Docket No. 96-261, FCC 99-124 (rel. June 11, 1999). For the purposes of this rule, "affiliated" and "foreign carrier" are defined in Section 63.09.

(13) Carriers shall comply with the Communications Assistance for Law Enforcement Act (CALEA), see 47 CFR §§ 1.20000 et seq.

(14) Every carrier must designate an agent for service in the District of Columbia. See 47 U.S.C. § 413, 47 CFR §§ 1.47(h), 64.1195.

Exclusion List for International Section 214 Authorizations

The following is a list of countries and facilities not covered by grant of global Section 214 authority under Section 63.18(e)(1) of the Commission's Rules, 47 CFR § 63.18(e)(1). Carriers desiring to serve countries or use facilities listed as excluded hereon shall file a separate Section 214 application pursuant to Section 63.18(e)(3) of the Commission's Rules. See 47 CFR § 63.22(c).

Countries:

None.

Facilities:

Any non-U.S.-licensed space station that has not received Commission approval to operate in the U.S. market pursuant to the procedures adopted in the Commission's DISCO II Order, IB Docket No. 96-111, Report and Order, FCC 97-399, 12 FCC Rcd 24094, 24107-72 paragraphs 30-182 (1997) (DISCO II Order). Information regarding non-U.S.-licensed space stations approved to operate in the U.S. market pursuant to the Commission's DISCO II procedures is maintained at <https://www.fcc.gov/approved-space-station-list>.

This list is subject to change by the Commission when the public interest requires. The most current version of the list is maintained at <https://www.fcc.gov/exclusion-list-international-section-214-authorizations>.

For additional information, contact the International Bureau's Telecommunications and Analysis Division, (202) 418-1480.