

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.

In the Matter of

NTT AMERICA, INC.,
NTT WORLDWIDE TELECOMMUNICATIONS
Co., LTD.,
EDGE CABLE HOLDINGS USA, LLC,
HKT GLOBAL (SINGAPORE) PTE LTD,
PLDT, INC.,
SOFTBANK CORP., AND
VADATA, INC.

Application for a License to Land and Operate
a Private Fiber-Optic Submarine Cable System
Connecting the United States, Japan, and the
Philippines ,

THE JUPITER SYSTEM

File Nos. SCL-LIC-20180517-00012

SCL-AMD-2019 _____

SECOND AMENDMENT TO CABLE LANDING LICENSE APPLICATION

Pursuant to 47 U.S.C. § 34, Executive Order No. 10,530, and 47 C.F.R. § 1.767, NTT America, Inc. (“NTT America”), NTT Communications Corporation (“NTT Com”), and NTT Worldwide Telecommunications Co., Ltd. (“NTT WT”) (collectively, the “NTT Applicants”) hereby amend the pending cable landing license application for the JUPITER submarine cable system, which will connect California, Oregon, Japan, and the Philippines.¹ In a series of actions consummated as of July 1, 2019, Nippon Telegraph and Telephone Corporation (“NTT,” the

¹ Application for a License to Land and Operate a Private Fiber-Optic Submarine Cable System Connecting the United States, Japan, and the Philippines , for the JUPITER System, FCC File No. SCL-LIC-20180517-00012 (filed May 17, 2018) (“Application”); Amendment to JUPITER Cable Landing License Application, FCC File No. SCL-LIC-20180517-00012 (filed Aug. 18, 2018) (“First Amendment”).

ultimate parent company of NTT America and NTT Com) and its subsidiaries and affiliates (collectively, the “NTT Group”) have undertaken to reorganize the businesses of NTT Com through a de-merger that separates NTT Com’s global telecommunications business from its domestic business in Japan (the “De-Merger”). As a consequence of the De-Merger, NTT Com has assigned its interests in the JUPITER system to another wholly-owned subsidiary of NTT, NTT WT, which will replace NTT Com as a joint applicant for the JUPITER cable landing license. NTT America’s direct and indirect ownership will also change.

I. EXPLANATION OF THE DE-MERGER

The De-Merger consists of four distinct steps. First, NTT has established a new intermediate holding company, NTT Ltd., to own the NTT Group subsidiaries for the group’s global telecommunications businesses. NTT Ltd. is headquartered in the United Kingdom and organized under the laws of England and Wales. Second, the NTT Group established NTT WT as a new wholly-owned, direct subsidiary of NTT Com and contributed to it the assets and liabilities of NTT Com’s global telecommunications business (including NTT Com’s interest in the JUPITER system). Third, NTT Com contributed the shares of NTT WT and of each of the subsidiaries of its global telecommunications business (including NTT America) to NTT Ltd. Finally, in consideration of the foregoing actions, NTT Ltd. issued shares of its own stock to NTT Com, and which NTT Com distributed such shares to NTT Inc. as dividend in kind. The pre- and post-consummation ownership of the relevant parts of the NTT Group is illustrated in the attached Appendices C and D.

II. UPDATED APPLICANT INFORMATION

In Appendix A, the NTT Applicants provide updated information for NTT America in response to 47 C.F.R. § 1.767(a)(1)-(a)(3), (a)(8), (a)(9), (j), and (k). This appendix should

replace the prior Appendix A filed with the Commission on May 17, 2018. In Appendix B, the applicants provide information for NTT WT in response to 47 C.F.R. § 1.767(a)(1)-(a)(3), (a)(8), (a)(9), (j), and (k). This appendix should replace the prior Appendix B filed with the Commission on May 17, 2018.

III. UPDATED OWNERSHIP INFORMATION

The NTT Applicants also provide updated ownership information that should replace the relevant portions of part I.E of the Application.² JUPITER’s wet segment and common infrastructure will be owned as shown in Tables 1, 2, 3, and 4 below. In each table, the percentage interest represents both a voting and economic interest.

Table 1: Initial Ownership of JUPITER Main Trunk and Common Infrastructure

Party	Portion in U.S. Territorial Waters	Portion in International Waters	Portion in Japanese Territorial Waters
NTT WT	12.5%	12.5%	12.5%
Edge USA	25%	--	--
Edge Network Services Limited	--	25%	--
Edge Network Services Limited (Japan Branch)	--	--	25%
PCCW Global	12.5%	12.5%	12.5%
PLDT	25%	25%	25%
SoftBank	12.5%	12.5%	12.5%
Vadata	12.5%	12.5%	12.5%

² See 47 C.F.R. § 1.767(a)(7).

In the event that Edge USA and its affiliates decide to equip a second fiber pair on the system (a decision that has not yet occurred, but is likely to occur prior to commencement of commercial service), the voting and participation interests of Edge USA and its affiliates will increase, with corresponding decreases in the voting and participation interests of the other owners, as shown in Table 2 below.

Table 2: Ownership of JUPITER Main Trunk and Common Infrastructure Following Equipage of Additional Fiber Pair By Edge USA and Its Affiliates

Party	Portion in U.S. Territorial Waters	Portion in International Waters	Portion in Japanese Territorial Waters
NTT WT	10%	10%	10%
Edge USA	40%	--	--
Edge Network Services Limited	--	40%	--
Edge Network Services Limited (Japan Branch)	--	--	40%
PCCW Global	10%	10%	10%
PLDT	20%	20%	20%
SoftBank	10%	10%	10%
Vadata	10%	10%	10%

Table 3: Ownership of JUPITER Philippines Branch

Party	Wet Segment
PLDT	100%

Table 4: Ownership of JUPITER Oregon Branch

Party	Portion in U.S. Territorial Waters	Portion in International Waters
Edge USA	100%	--
Edge Network Services Limited	--	100%

The ownership of JUPITER’s cable landing stations, as shown in Table 5 of the First Amendment, remains unchanged, except in the case of the Shima, Japan, cable landing station, which NTT WT has acquired from NTT Com.

Table 5: Ownership and Control of Cable Landing Stations

Cable Landing Station	New or Existing Facility?	Ownership/Control
Maruyama, Japan	Existing	SoftBank
Shima, Japan	Existing	NTT WT
Hermosa Beach, California	Existing	NTT America (control); RTI Infrastructure, Inc. (“RTI-I”) (ownership)
Daet, Philippines	Existing	PLDT
Cloverdale, Oregon	Existing	Microsoft Infrastructure Group, LLC (“MIGL”) (ownership); Edge USA (control)

The system description,³landing points,⁴ and regulatory classification request⁵ remain unchanged from the Application.

IV. CERTIFICATION REGARDING SERVICE TO EXECUTIVE BRANCH AGENCIES⁶

The NTT Applicants have sent a complete copy of this amendment to the U.S. Departments of State, Commerce, and Defense. Counsel has certified such service in the certificate of service attached to this amendment.

³ *See id.* § 1.767(a)(4).

⁴ *See id.* § 1.767(a)(5).

⁵ *See id.* § 1.767(a)(6).

⁶ *See id.* § 1.767(j).

CONCLUSION

For the foregoing reasons and those stated in the underlying application, the Commission should expeditiously grant a cable landing license for the JUPITER system.

Respectfully submitted,

NTT AMERICA, INC.



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Worldwide Telecommunications Co., Ltd.*

NTT WORLDWIDE TELECOMMUNICATIONS
Co.,LTD.



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Japan

August 28, 2019

Attachments

LIST OF ATTACHMENTS

- Appendix A: Updated NTT America, Inc., Information Responsive to 47 C.F.R. § 1.767(a)(1)-(a)(3), (a)(8), (a)(9), (j), and (k)**
- Appendix B: NTT Worldwide Telecommunications Co., Ltd. Information Responsive to 47 C.F.R. § 1.767(a)(1)-(a)(3), (a)(8), (a)(9), (j), and (k)**
- Appendix C: Ownership of Relevant Parts of NTT Group Prior to De-Merger**
- Appendix D: Ownership of Relevant Parts of NTT Group Following Consummation of the De-Merger**

APPENDIX A:
NTT AMERICA, INC.

NTT America, Inc. (“NTT America”), is the U.S. operating subsidiary of NTT Ltd., the global communications and ICT solutions business of Nippon Telephone and Telegraph Corporation (“NTT”) following the de-merger of NTT Communications Corporation (“NTT Com,” which separated NTT Ltd. and NTT’s global business from NTT Com, which retains the Japan business). NTT America provides international communications and Internet-related services in the United States. NTT America holds global facilities-based and global resale international Section 214 authority from the Commission. NTT America is headquartered in New York and is an indirect, wholly-owned subsidiary of NTT. NTT America’s affiliates Pacific Crossing Limited and PC Landing Corp. own and operate the Pacific Crossing submarine cable system, for which PC Landing Corp. is the Commission cable landing licensee.

NTT America will serve as the California landing party and control the California cable landing station for the JUPITER system. Below, NTT America provides information required by 47 C.F.R. § 1.767(a)(1)-(a)(3), (a)(8), (a)(9), (j), and (k).

I. INFORMATION REQUIRED BY 47 C.F.R. § 1.767(a)

(1) Applicant’s Name, Address, and Telephone Number¹

NTT America, Inc.
757 Third Ave, Floor 14
New York, New York 10017
+1 212 661 0810

¹ See 47 C.F.R. § 1.767(a)(1).

(2) Applicant's Place of Incorporation²

NTT America is a Delaware corporation.

(3) Contact Information³

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Counsel for NTT America, Inc.

(4) Certification Regarding Ownership, Citizenship, Principal Business, and Interlocking Directorates⁴

NTT America certifies to the following. NTT America has the following 10-percent-or-greater direct or indirect interest holders:

- **NTT Ltd**
Address: 4th Floor Verde Building, Bressenden Place, London SW1E 5DH United Kingdom
Place of Organization: United Kingdom
Principal Business: telecommunications
Relationship: NTT Ltd holds a 100-percent voting-and-equity interest in NTT America.

² See *id.* § 1.767(a)(2).

³ See *id.* § 1.767(a)(3).

⁴ See *id.* §§ 1.767(a)(8)(i), 63.18(h).

- **NTT Inc.**
Address: Otemachi First Square, East Tower, Otemachi 1-Chome, Chiyoda-ku, Tokyo 100-8116, Japan
Place of Organization: Japan
Principal Business: telecommunications
Relationship: NTT Inc. holds a 100-percent voting-and-equity interest in NTT Ltd.

- **Nippon Telegraph and Telephone Corporation (“NTT”)**
Address: Otemachi First Square, East Tower, Otemachi 1-Chome, Chiyoda-ku, Tokyo 100-8116, Japan
Place of Organization: Japan
Principal Business: telecommunications
Relationship: NTT holds a 100-percent voting and equity interest in NTT Inc.

- **Ministry of Finance**
Address: 3-1-1 Kasumigaseki, Chiyoda, Tokyo 100-0013, Japan
Place of Organization: Japan
Principal Business: government
Relationship: The Japanese Ministry of Finance holds a 35.42-percent voting-and-equity interest in NTT.

The remainder of NTT’s shares trade publicly on the Tokyo Stock Exchange. As there is an active market in NTT’s shares, NTT’s share ownership is always fluid. Moreover, NTT can ascertain its significant shareholders only on the basis of its records and may not know of possibly related or affiliated shareholders that are not disclosed to it. Recognizing these limitations, as of June 30, 2019 no NTT shareholder holds an interest sufficient to give it a 10-percent-or-greater direct or indirect interest in NTT America.

NTT America has no interlocking directorates with any foreign carrier.

(5) Certification Regarding the Anti-Drug Abuse Act of 1988⁵

NTT America certifies that no party to this application is subject to a denial of federal benefits under Section 5301 of the Anti-Drug Abuse Act of 1988, as amended.⁶

⁵ See *id.* §§ 1.767(a)(8)(i), 63.18(o).

⁶ 21 U.S.C. § 862(a). Pub. L. No. 100-690, title V, § 5301, 102 Stat. 4310 (1988), which related to denial of Federal benefits to drug traffickers and possessors—previously codified

(6) Certification Regarding Foreign Carrier Status and Foreign Affiliations⁷

NTT America certifies that it:

(A) is not a foreign carrier in any country;

(B) does not own or control a cable landing station in any foreign country;

(C) is affiliated with the following foreign carriers in Australia, Brazil, Hong Kong SAR, India, Indonesia, Japan, Korea, Malaysia, Russia, Singapore, Taiwan, Thailand, United Kingdom, and Vietnam, with affiliates in Hong Kong SAR and Japan owning and controlling cable landing stations in Hong Kong SAR and Japan, respectively, as listed in Table 1 below:

TABLE 1: AFFILIATED FOREIGN CARRIERS

Entity		Country	Owns/Controls Cable Landing Station? Y/N
Nippon Telegraph and Telephone East Corporation		Japan	N
Nippon Telegraph and Telephone West Corporation		Japan	N
NTT BizLink, Inc.		Japan	N
NTT Worldwide Telecommunication. Co. ltd.		Japan	Y
NTT Communications Corporation		Japan	Y
NTT COMWARE CORPORATION		Japan	N
NTT DATA Corporation		Japan	N
NTT DOCOMO, Inc.		Japan	N
NTT PC Communications Incorporated		Japan	N
NTT Plala Inc.		Japan	N
NTT Australia Pty Ltd.		Australia	N
NTT do Brasil Telecomunicacoes Ltda.		Brazil	N
HKNet Company Ltd.		Hong Kong SAR, China	N
NTT Com Asia Ltd.		Hong Kong SAR, China	Y

at 21 U.S.C. § 853(a)—was renumbered section 421 of the Controlled Substances Act by Public Law 101-647, title X, § 1002(d)(1), 104 Stat. 4827 (1990), and has been recodified as 21 U.S.C. § 862(a). 47 C.F.R. § 63.18(o) does not reflect this recodification.

⁷ See 47 C.F.R. § 1.767(a)(8)(ii).

Entity		Country	Owns/Controls Cable Landing Station? Y/N
NTT Communications India Network Services Private Limited		India	N
NTT Communications India Private Ltd.		India	N
PT NTT Indonesia		Indonesia	N
NTT Korea Co., Ltd		Korea	N
NTT MSC Sdn. Bhd		Malaysia	N
NTT Singapore Pte. Ltd		Singapore	N
NTT Communications Russia LLC		Russia	N
NTT Communications World Network (S) Pte Ltd		Singapore	N
NTT Taiwan Ltd.		Taiwan	N
NTT Communications (Thailand) Co., Ltd.		Thailand	N
NTT EUROPE LTD.		United Kingdom	N
NTT Communications (Vietnam) Ltd.		Vietnam	N

(7) Certification Regarding Destination Countries⁸

NTT America certifies to the following: (A) it is not a foreign carrier in Japan or the Philippines, the two foreign destination markets in which the JUPITER cable system will land; (B) it does not control a foreign carrier in Japan or the Philippines; (C) an entity owning more than 25 percent of it or controlling it—its ultimate, indirect parent, NTT—controls foreign carriers in Japan but not in the Philippines; and (D) no grouping of two or more foreign carriers in Japan or the Philippines (or parties that control foreign carriers in Japan or the Philippines) own, in aggregate, more than 25 percent of it and are parties to, or beneficiaries of, a contractual relation affecting the provision or marketing of arrangements for the terms of acquisition, sale, lease, transfer, and use of capacity on the JUPITER cable system in the United States.

⁸ See *id.* § 1.767(a)(8)(iii).

(8) Certifications Regarding WTO Status and Affiliations with Foreign Carriers Having Market Power in Foreign Destination Markets⁹

No response is required, as Japan—the only country identified in response to 47 C.F.R. § 1.767(a)(8)(iii)—is a member of the World Trade Organization.¹⁰

(9) Certification Regarding Routine Conditions¹¹

NTT America certifies that it accepts and will abide by the routine conditions specified in 47 C.F.R. § 1.767(g).

(10) Streamlining—Market Power¹²

NTT America requests streamlined processing pursuant to 47 C.F.R. § 1.767(k)(3). NTT America is affiliated with Nippon Telephone and Telegraph East Corporation (“NTT East”) and Nippon Telephone and Telegraph West Corporation (“NTT West”) in Japan, where NTT East and NTT West each has a greater-than-50-percent share of the local access-market in its geographic service area in Japan. NTT America qualifies for streamlining pursuant to 47 C.F.R. § 1.767(k)(3) because (A) Japan is a WTO member country and (B) NTT America agrees to comply with the reporting requirements in 47 C.F.R. § 1.767(l).

(11) Streamlining—CZMA¹³

NTT America certifies that it is not required to submit a consistency certification to any state pursuant to Section 1456(c)(3)(A) of the Coastal Zone Management Act, codified at 16

⁹ See *id.* § 1.767(a)(8)(iv).

¹⁰ See *Members and Observers*, World Trade Organization (as of July 29, 2016), http://www.wto.org/english/thewto_e/whatis_e/tif_e/org6_e.htm.

¹¹ See 47 C.F.R. § 1.767(a)(9).

¹² See *id.* § 1.767(j), (k).

¹³ See *id.*

U.S.C. § 1456(c)(3)(A). California and Oregon, the only U.S. states in which the JUPITER cable system will land, do not list, and have never proposed to list, a cable landing license as a federal activity requiring a consistency certification.¹⁴


CERTIFICATION

On behalf of NTT America, I certify that all of the information contained in the Application and Appendix A is true and correct to the best of my knowledge and belief.

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August 28, 2018



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¹⁴ See California Coastal Commission, California Coastal Management Program, List of Federal Licenses and Permits Subject to Certification for Consistency, https://www.coastal.ca.gov/fedcd/listlic_2015.pdf; Federal Licenses and Permits Which Must Be Certified for Consistency with the Oregon Coastal Management Program, ; National Oceanic and Atmospheric Administration, National Coastal Zone Management Program, Oregon's Listed Federal Actions <https://coast.noaa.gov/czm/consistency/media/or.pdf>.

APPENDIX B:

NTT WORLDWIDE TELECOMMUNICATIONS CO., LTD.

NTT Worldwide Telecommunications Co., Ltd. (“NTT WT”) (FRN 0028690337) is the international communications and ICT solutions business of Nippon Telephone and Telegraph Corporation (“NTT”). It was created by the de-merger of NTT Communications Corporation in July 2019, with the transfer of NTT Com’s international communications and ICT solutions business to NTT WT while retaining the Japan-related business within NTT Com. NTT WT provides international communications services, and Internet-related services in Japan. It owns and operates the submarine cable assets of the NTT Group and a Tier 1 Internet backbone. As a result of the de-merger, NTT WT will become a joint Commission cable landing licensee for the Trans-Pacific Express submarine cable system. NTT Com’s subsidiaries Pacific Crossing Limited and PC Landing Corp. own and operate the Pacific Crossing submarine cable system, for which PC Landing Corp. is the Commission cable landing licensee. NTT WT is headquartered in Tokyo and is a wholly-owned subsidiary of NTT.

NTT WT will hold participation and voting interests in the Main Trunk of the JUPITER system, as described in part I.E of the main narrative application. It will also own and control the Shima cable landing station, one of the JUPITER system’s two Japan landings. Below, NTT WT provides information required by 47 C.F.R. § 1.767(a)(1)-(a)(3), (a)(8), (a)(9), (j), and (k).

I. INFORMATION REQUIRED BY 47 C.F.R. § 1.767(a)

(1) Applicant's Name, Address, and Telephone Number¹

NTT Worldwide Telecommunications Co.,Ltd.
Otemachi Place West Tower 33F, 2-3-1 Otemachi
Chiyoda-ku
Tokyo 100-0004
Japan
+81 3 6700 9701

(2) Applicant's Place of Incorporation²

NTT Com is a corporation organized under Japanese law.

(3) Contact Information³

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Counsel for NTT Worldwide Telecommunications Co.,Ltd

¹ See 47 C.F.R. § 1.767(a)(1).

² See *id.* § 1.767(a)(2).

³ See *id.* § 1.767(a)(3).

(4) Certification Regarding Ownership, Citizenship, Principal Business, and Interlocking Directorates⁴

NTT WT certifies to the following. NTT WT has the following 10-percent-or-greater direct or indirect interest holders:

- **NTT Ltd**
Address: 4th Floor Verde Building, Bressenden Place, London SW1E 5DH United Kingdom
Place of Organization: United Kingdom
Principal Business: telecommunications
Relationship: NTT Ltd holds a 100-percent voting-and-equity interest in NTT WT.
- **NTT Inc.**
Address: Otemachi First Square, East Tower, Otemachi 1-Chome, Chiyoda-ku, Tokyo 100-8116, Japan
Place of Organization: Japan
Principal Business: telecommunications
Relationship: NTT Inc., holds a 100-percent voting-and-equity interest in NTT Ltd.
- **Nippon Telegraph and Telephone Corporation (“NTT”)**
Address: Otemachi First Square, East Tower, Otemachi 1-Chome, Chiyoda-ku, Tokyo 100-8116, Japan
Place of Organization: Japan
Principal Business: telecommunications
Relationship: NTT holds a 100-percent voting-and-equity interest in NTT Inc.
- **Ministry of Finance**
Address: 3-1-1 Kasumigaseki, Chiyoda, Tokyo 100-0013, Japan
Place of Organization: Japan
Principal Business: government
Relationship: The Japanese Ministry of Finance holds a 35.42-percent voting-and-equity interest in NTT.

The remainder of NTT’s shares trade publicly on the Tokyo Stock Exchange. As there is an active market in NTT’s shares, NTT’s share ownership is always fluid. Moreover, NTT can ascertain its significant shareholders only on the basis of its records and may not know of possibly related or affiliated shareholders that are not disclosed to it. Recognizing these

⁴ See *id.* §§ 1.767(a)(8)(i), 63.18(h).

limitations, as of June 30, 2019 no NTT shareholder holds an interest sufficient to give it a 10-percent-or-greater direct or indirect interest in NTT WT.

NTT WT has no interlocking directorates with any foreign carrier.

(5) Certification Regarding the Anti-Drug Abuse Act of 1988⁵

NTT WT certifies that no party to this application is subject to a denial of federal benefits under Section 5301 of the Anti-Drug Abuse Act of 1988, as amended.⁶

(6) Certification Regarding Foreign Carrier Status and Foreign Affiliations⁷

NTT WT certifies that it:

(A) is a foreign carrier in Japan;

(B) owns two cable landing stations in Japan, at Shin-Maruyama (which is separate from the Maruyama cable landing station controlled by SoftBank Corp.) and Shima;

(C) is affiliated with the following foreign carriers in Australia, Brazil, Hong Kong SAR, India, Indonesia, Japan, Korea, Malaysia, Russia, Singapore, Taiwan, Thailand, United Kingdom, and Vietnam, with an affiliate in Hong Kong SAR owning and controlling a cable landing station, as listed in Table 1 below:

TABLE 1: AFFILIATED FOREIGN CARRIERS

Entity	Country	Owens/Controls Cable Landing Station? Y/N
NTT Communications Corporation	Japan	Y
Nippon Telegraph and Telephone East Corporation	Japan	N

⁵ See *id.* §§ 1.767(a)(8)(i), 63.18(o).

⁶ 21 U.S.C. § 862(a). Pub. L. No. 100-690, title V, § 5301, 102 Stat. 4310 (1988), which related to denial of Federal benefits to drug traffickers and possessors—previously codified at 21 U.S.C. § 853(a)—was renumbered section 421 of the Controlled Substances Act by Public Law 101-647, title X, § 1002(d)(1), 104 Stat. 4827 (1990), and has been recodified as 21 U.S.C. § 862(a). 47 C.F.R. § 63.18(o) does not reflect this recodification.

⁷ See 47 C.F.R. § 1.767(a)(8)(ii).

Entity	Country	Owens/Controls Cable Landing Station? Y/N
Nippon Telegraph and Telephone West Corporation	Japan	N
NTT DATA Corporation	Japan	N
NTT DOCOMO, Inc.	Japan	N
NTT COMWARE CORPORATION	Japan	N
NTT Plala Inc.	Japan	N
NTT PC Communications Incorporated	Japan	N
NTT BizLink, Inc.	Japan	N
NTT do Brasil Telecomunicacoes Ltda.	Brazil	N
NTT Com Asia Ltd.	Hong Kong SAR, China	Y
HKNet Company Ltd.	Hong Kong SAR, China	N
NTT Taiwan Ltd.	Taiwan	N
NTT Korea Co., Ltd	Korea	N
NTT Communications India Private Ltd.	India	N
NTT Communications India Network Services Private Limited	India	N
PT NTT Indonesia	Indonesia	N
NTT MSC Sdn. Bhd	Malaysia	N
NTT Singapore Pte. Ltd	Singapore	N
NTT Communications World Network (S) Pte Ltd	Singapore	N
NTT Communications (Thailand) Co., Ltd.	Thailand	N
NTT Communications (Vietnam) Ltd.	Vietnam	N
NTT Australia Pty Ltd.	Australia	N
NTT EUROPE LTD.	United Kingdom	N
NTT Communications Russia LLC	Russia	N

(7) Certification Regarding Destination Countries⁸

Recognizing that NTT WT will hold no interest in JUPITER’s Philippines Branch, NTT WT certifies to the following: (A) it is a foreign carrier in Japan but not the Philippines, the two foreign destination markets in which the JUPITER cable system will land; (B) it does not control a foreign carrier in Japan or the Philippines; (C) an entity owning more than 25 percent of it or controlling it—its parent, NTT—controls foreign carriers in Japan but not in the Philippines; and

⁸ See *id.* § 1.767(a)(8)(iii).

(D) no grouping of two or more foreign carriers in Japan or the Philippines (or parties that control foreign carriers in Japan or the Philippines) own, in aggregate, more than 25 percent of it and are parties to, or beneficiaries of, a contractual relation affecting the provision or marketing of arrangements for the terms of acquisition, sale, lease, transfer, and use of capacity on the JUPITER cable system in the United States.

(8) Certifications Regarding WTO Status and Affiliations with Foreign Carriers Having Market Power in Foreign Destination Markets⁹

No response is required, as Japan is a member of the World Trade Organization.¹⁰

(9) Certification Regarding Routine Conditions¹¹

NTT WT certifies that it accepts and will abide by the routine conditions specified in 47 C.F.R. § 1.767(g).

(10) Streamlining—Market Power¹²

NTT WT requests streamlined processing pursuant to 47 C.F.R. § 1.767(k)(3). NTT WT is affiliated with Nippon Telephone and Telegraph East Corporation (“NTT East”) and Nippon Telephone and Telegraph West Corporation (“NTT West”) in Japan, where NTT East and NTT West each has a greater-than-50-percent share of the local access-market in its geographic service area in Japan. NTT WT qualifies for streamlining pursuant to 47 C.F.R. § 1.767(k)(3) because (A) Japan is a WTO member country and (B) NTT Com agrees to comply with the reporting requirements in 47 C.F.R. § 1.767(l).

⁹ See *id.* § 1.767(a)(8)(iv).

¹⁰ See *Members and Observers*, World Trade Organization (as of July 29, 2016), http://www.wto.org/english/thewto_e/whatis_e/tif_e/org6_e.htm.

¹¹ See 47 C.F.R. § 1.767(a)(9).

¹² See *id.* § 1.767(j), (k).

(11) Streamlining—CZMA¹³

NTT WT certifies that it is not required to submit a consistency certification to any state pursuant to Section 1456(c)(3)(A) of the Coastal Zone Management Act, codified at 16 U.S.C. § 1456(c)(3)(A). California and Oregon, the only U.S. states in which the JUPITER cable system will land, do not list, and have never proposed to list, a cable landing license as a federal activity requiring a consistency certification.¹⁴

¹³ *See id.*

¹⁴ *See* California Coastal Commission, California Coastal Management Program, List of Federal Licenses and Permits Subject to Certification for Consistency, https://www.coastal.ca.gov/fedcd/listlic_2015.pdf; Federal Licenses and Permits Which Must Be Certified for Consistency with the Oregon Coastal Management Program, http://www.oregon.gov/LCD/OCMP/docs/General/Table7_final.pdf; National Oceanic and Atmospheric Administration, National Coastal Zone Management Program, Oregon's Listed Federal Actions <https://coast.noaa.gov/czm/consistency/media/or.pdf>.

CERTIFICATION

On behalf of NTT Com, I certify that all of the information contained in the Application and Appendix B is true and correct to the best of my knowledge and belief.

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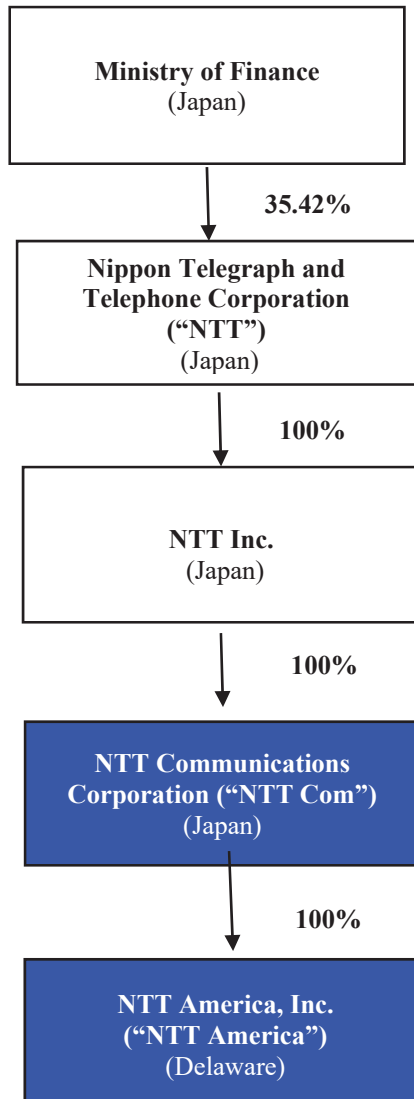
*Counsel for NTT Worldwide
Telecommunications Co. Ltd.*


August ~~18~~²¹, 2019



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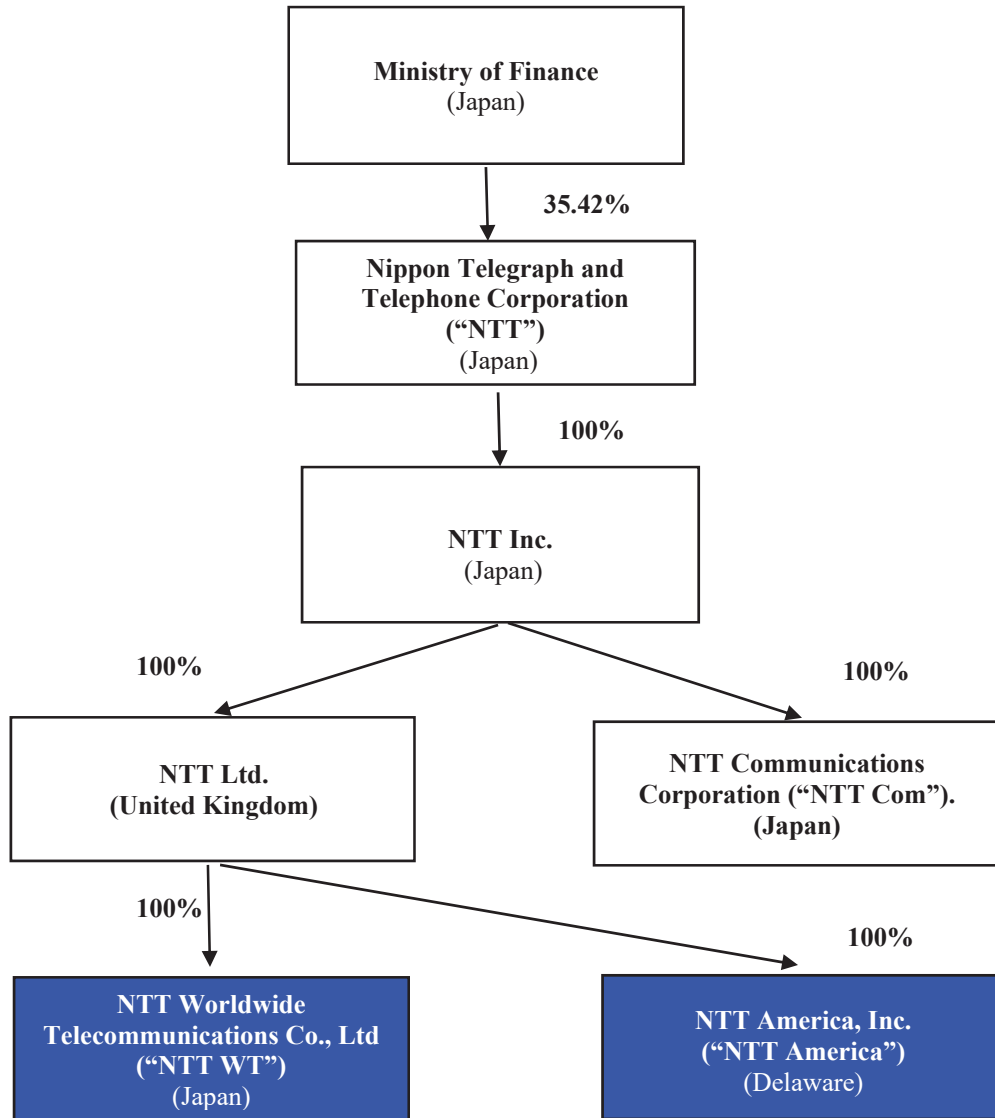
Appendix C: Ownership of Relevant Parts of NTT Group Prior to De-Merger



 Denotes original Applicants

Note: percentages represent both voting and economic interests

**Appendix D: Ownership of Relevant Parts of NTT Group
Following Consummation of De-Merger**



 Denotes Applicants following Second Amendment

Note: percentages represent both voting and economic interests

CERTIFICATE OF SERVICE

I, Kent Bressie, hereby certify that consistent with 47 C.F.R. § 1.767(j), I have served copies of the foregoing amendment to the cable landing license application for the JUPITER submarine cable system, by hand delivery or electronic mail this 28th day of August, 2019, to the following:

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