

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.

In the Matter of

EDGE CABLE HOLDINGS USA, LLC,
AQUA COMMS (AMERICAS) INC.,
AQUA COMMS (IRELAND) LIMITED,
CABLE & WIRELESS AMERICAS SYSTEMS, INC.,
AND
MICROSOFT INFRASTRUCTURE GROUP, LLC,

Application for a License to Land and Operate
a Private Fiber-Optic Submarine Cable System
Connecting the United States, the United
Kingdom, and France, to Be Known as

THE AMITIÉ CABLE SYSTEM

File No. SCL-LIC-20200807-00036
File No. SCL-AMD-2021_____

AMENDMENT

Pursuant to 47 U.S.C. § 34, Executive Order No. 10,530, and 47 C.F.R. § 1.767, Aqua Comms (Americas) Inc. (“Aqua Comms Americas”) and Aqua Comms (Ireland) Limited (“Aqua Comms Ireland,” together with Aqua Comms Americas and their affiliates, “Aqua Comms”) hereby amend the cable landing license application for the Amitié system¹ to remove Aqua Comms Ireland as a joint applicant. Aqua Comms Ireland was originally included as an applicant based on the understanding that it would hold a 5.63-percent voting and participation interest in the international waters portion of the system and use the U.S. end point of the system,² thereby satisfying the applicant criteria in 47 C.F.R. § 1.767(h)(2). Aqua Comms’ plans

¹ Joint Application for a Cable Landing License for the Amitié Submarine Cable System, File No. SCL-LIC-20200807-00036 (filed Aug. 7, 2020) (“Application”).

² See Application at 7, Table 1.

with respect to the Amitié system have evolved, however. Although Aqua Comms Ireland will continue to hold a 5.63-percent voting and participation interest in the international waters portion of the system, it will not use the U.S. end point of the Amitié system or offer capacity services to customers between the United States and the foreign end points of the Amitié system in the United Kingdom and France. Among the Aqua Comms entities, only Aqua Comms Americas will satisfy the criteria in 47 C.F.R. § 1.767(h)(2), and Aqua Comms Americas will remain a joint applicant for the cable landing license.

Consequently, Aqua Comms Ireland no longer satisfies the Applicant criteria in 47 C.F.R. § 1.767(h)(2), and Aqua Comms believes there is no other public-interest reason for retaining Aqua Comms Ireland as an applicant. This amendment has no effect on the system description, landing points, regulatory classification, cable ownership, streamlining requests, or waiver request made with respect to 47 C.F.R. § 1.767(h)(1), as set forth in the Application. It also has no impact on the ability of the Commission to enforce its rules and any licensing conditions with respect to the Amitié system.

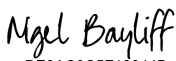
Aqua Comms therefore requests that the Commission omit Aqua Comms Ireland from consideration as an applicant and disregard the references to Aqua Comms Ireland in Appendix B to the Application. Aqua Comms has separately apprised the Committee for the Assessment of Foreign Participation in the United States Telecommunications Services Sector (aka Team Telecom) of this development.

CONCLUSION

For the foregoing reasons, the Commission should expeditiously grant the amended cable landing license application for the Amitié system.

Respectfully submitted,

Aqua Comms (Americas) Inc.
Aqua Comms (Ireland) Limited

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March 19, 2021

Nigel Bayliff
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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 Amitié cable landing license application by hand delivery or electronic mail this [●]th day of March, 2021, to the following:

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A handwritten signature in black ink, appearing to read 'Kent Bressie', is written over a horizontal line.

Kent Bressie