

March 8, 2019

1919 M STREET NW SUITE 800 WASHINGTON DC 20036

TEL +1 202 730 1300 FAX +1 202 730 1301 HWGLAW.COM

ATTORNEYS AT LAW

BY ELECTRONIC FILING

Marlene H. Dortch Secretary Federal Communications Commission 445 12th Street, S.W. Washington, D.C. 20554

Re: Pro Forma Assignment of Cable Landing License for the Paniolo Cable System,

File No. SCL-LIC-20070223-00003, from Paniolo Cable Company, LLC, to Paniolo Cable Company, LLC, as Debtor Under the Control of Michael Katzenstein as Chapter 11 Trustee of the Bankruptcy Estate of Paniolo Cable

Company, LLC

Dear Ms. Dortch:

Pursuant to 47 U.S.C. § 34, Executive Order No. 10,530, and 47 C.F.R. § 1.767(g)(7), Michael Katzenstein, as Chapter 11 Trustee of the Bankruptcy Estate of Paniolo Cable Company, LLC (the "Chapter 11 Trustee") (FRN 0028274850), hereby notifies the Commission of the *pro forma* assignment of the cable landing license held by Paniolo Cable Company, LLC (FRN 0016137721), for the Paniolo Cable System to Paniolo Cable Company, LLC, as debtor under the control of the Chapter 11 Trustee (the "Debtor"). The United States Bankruptcy Court for the District of Hawaii appointed the Chapter 11 Trustee effective February 11, 2019. The Chapter 11 Trustee has extensive experience in restructuring in the telecommunications sector and will oversee the Debtor's operations and the Paniolo Cable System during the pendency of that company's bankruptcy proceeding. The Chapter 11 Trustee's contact information is as follows:

Mr. Michael Katzenstein
Chapter 11 Trustee of the Bankruptcy Estate
of Paniolo Cable Company, LLC
c/o FTI Consulting, Inc.
Three Times Square, 9th Floor
New York, New York 10036
+1 212 247 1010
mike.katzenstein@fticonsulting.com

Correspondence concerning this filing should be sent to Mr. Kazenstein at the address listed above, with a copy to:

HARRIS, WILTSHIRE & GRANNIS LLP

Ms. Marlene H. Dortch Federal Communications Commission March 8, 2019 Page 2 of 2

> Kent Bressie Harris, Wiltshire & Grannis LLP 1919 M Street, N.W., Suite 800 Washington, D.C. 20036 +1 202 730 1337 kbressie@hwglaw.com

On November 13, 2018, HSBC Securities (USA) Inc., Sunrise Partners Limited Partnership, and Deutsche Bank Trust Company Americas (collectively, the "Petitioning Creditors"), jointly filed an involuntary Chapter 11 petition against Paniolo Cable Company, LLC. On November 29, 2018, the Petitioning Creditors filed a motion seeking the appointment of a Chapter 11 trustee. With respect to the Chapter 11 petition, the bankruptcy court issued an order for relief against the Debtor on January 30, 2019. On February 11, 2019, the court entered an order appointing the Chapter 11 Trustee. The Chapter 11 Trustee will serve during the pendency of the Debtor's bankruptcy. The cable landing license for the Paniolo Cable System is the only Commission license or authorization held by the Debtor.

As required by 47 C.F.R. § 1.767(g)(7), the Chapter 11 Trustee certifies in the attached certification that this assignment is *pro forma* in nature (as defined in 47 C.F.R. § 63.24(f)(2)(ii)) and would not, when considered together with all previous pro forma transactions, would not result in a change of the licensee's ultimate control.

Yours sincerely,

Little Francis

Kent Bressie Colleen Sechrest

Counsel to Michael Katzenstein as Chapter 11 Trustee of the Bankruptcy Estate of Paniolo Cable Company, LLC

Attachment

CERTIFICATION

I, Michael Katzenstein, as Chapter 11 Trustee of the Bankruptcy Estate of Paniolo Cable Company, LLC, hereby certify as follows:

- 1. I have reviewed the attached *pro forma* assignment notification and believe that it states fully and accurately the circumstances of the *pro forma* assignment of the cable landing license for the Paniolo Cable System.
- 2. This assignment described therein is *pro forma* in nature under the Commission's rules and, together with all previous pro forma transactions, would not result in a change in the ultimate control of debtor Paniolo Cable Company, LLC.

I certify under penalty of perjury that the foregoing is true and correct.

Michael Katzenstein

Morn

Chapter 11 Trustee of the Bankruptcy Estate of Paniolo Cable Company, LLC c/o FTI Consulting

Three Times Square, 9th Floor New York, New York 10036

+1 212 247 1010

mike.katzenstein@fticonsulting.com

Executed March 8, 2019