## BINGHAM

Catherine Wang Kimberly A. Lacey Lauren B. Wideman

Phone:

Fax:

lauren.wideman@bingham.comFederal Communications Secretary

202.373.6037 202.373.6037 010S 0 & DUA

August 30, 2010

### Via Courier

Marlene H. Dortch, Secretary Federal Communications Commission 445 12th Street, S.W. Room TW-A325 Washington, DC 20554

Attn: International Bureau

Re: SCL-LIC-19930503-00004 (CANUS-1) - Notification of TATA

Communications (America), Inc. of Discontinuance of Certain International

Services

Dear Ms. Dortch:

Tata Communications (America), Inc. ("Tata Communications"), through its undersigned counsel and pursuant to Section 63.19 of the Commission's rules, 47 C.F.R. § 63.19, hereby notifies the Commission of Tata Communication's intent to discontinue international services via the CANUS-1 subsea cable system. In support, Tata Communications submits the following information:

### I. **Description of Discontinuance**

#### 1. Name and address of carrier

Tata Communications (America), Inc. 2355 Dulles Corner Blvd., Suite 700 Herndon, VA 20171

#### 2. Date of planned service discontinuance

The anticipated date for the proposed discontinuance of service is September 30, 2010.

**Boston** Hartford Hong Kong London Los Angeles New York Orange County San Francisco Santa Monica Silicon Valley Tokyo Washington

Bingham McCutchen LLP 2020 K Street NW Washington, DC 20006-1806

> T 202.373.6000 F 202.373.6001 bingham.com

## 3. Brief description of the type of service affected

Tata Communications proposes to discontinue the provision of services using the CANUS-1 subsea cable system in anticipation of its decommissioning of the CANUS-1 system.

# 4. Brief description of the dates and methods of notice to all affected customers

Written notice has been sent to all customers holding rights to capacity over the CANUS-1 subsea cable system. Attached as Exhibit A is a copy of the customer notice letter. (The attached customer notice letter also references the CANTAT-3 undersea cable system. That system is not a U.S. jurisdictional cable.)

# 5. Additional questions regarding this notification may be addressed to the undersigned or:

Jeffrey A. Marks
Senior Legal Counsel
Tata Communications (America) Inc.
2355 Dulles Corner Boulevard
Suite 700
Herndon, VA 20171
Tel: 703.657.8412
jeffrey.marks@tatacommunications.com

### II. <u>Circumstances of Discontinuance</u>

Tata Communications has determined to decommission the CANUS-1 system before the end of this calendar year. To facilitate the decommissioning, service over that system will be discontinued on or about September 30, 2010, but no earlier than September 30, 2010. The discontinuance of services over the CANUS-1 system will not adversely affect the public convenience and necessity. The public will not be unduly harmed by discontinuance of the service described above because customers have been given notice that affords them an ample opportunity to work with Tata Communications to use alternative Tata Communications facilities or transfer to a new carrier.

### III. Conclusion

Tata Communications believes that the proposed discontinuance is reasonable. As described herein, Tata Communications will take all commercially reasonable steps to assure that the discontinuance of service is not unduly disruptive to the present or future public convenience and necessity.

Marlene Dortch August 30, 2010 Page 3

An original and five (5) copies of this letter are enclosed for filing. Please date-stamp and return the extra copy. Please feel free to contact us if you have any questions regarding this matter or believe any further action is required.

Respectfully submitted,

Tauxen B. Wideman

Catherine Wang Kimberly A. Lacey Lauren B. Wideman

Counsel for Tata Communications (America), Inc.

cc: Jeffrey Marks, Tata Communications (America), Inc.

## **EXHIBIT A**

**Customer Notice Letter** 



August \_\_\_, 2010

Name Address

### Dear Customer:

Re: Notice of Discontinuance of Service on the CANTAT-3 and CANUS-1 Cable Systems

This notice is being sent to companies that, according to our records, hold rights to capacity on the CANTAT-3 and/or CANUS-1 subsea cable systems. *See* SCL-LIC-19930503-00004 (Apr. 4, 1993), *as amended* (FCC authorization for CANUS-1). A determination has been made to decommission the CANTAT-3 and CANUS-1 systems before the end of this calendar year. To facilitate the decommissioning, service over those systems will be discontinued on or about September 30, 2010, but no earlier than September 30, 2010.

If you have any questions regarding this discontinuance, please contact your account manager.

Sincerely,

Jeffrey A. Marks
Tata Communications (America) Inc.

### VERIFICATION

I, Jeffrey A. Marks, state that I am Senior Legal Counsel of Tata Communications (America) Inc.; that I am authorized to make this Verification on behalf of Tata Communications (America) Inc.; that the foregoing filing was prepared under my direction and supervision; and that the contents are true and correct to the best of my knowledge, information, and belief.

I declare under penalty of perjury that the foregoing is true and correct. Executed this

day of August, 2010.

. . .

Jeffrey A. Marks

Senior Legal Counsel

Tata Communications (America) Inc.