

## **APPENDIX A:**

### **Globe Telecom, Inc.**

Globe Telecom, Inc. (“Globe”), is a Philippines corporation with its principal place of business in Metro Manila, Philippines. Globe offers domestic and international mobile, fixed line, and broadband services in the Philippines, where it competes with the incumbent, Philippine Long Distance Telephone Company (“PLDT”). Globe has previously invested in the Southeast-Asia Japan Cable system and controls capacity on a number of other submarine cable systems. Globe does not offer any services in the United States and has not previously received any FCC authorizations.

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

##### **(1) Applicants’ Names, Addresses, and Telephone Numbers<sup>1</sup>**

Globe Telecom, Inc.  
27th floor, The Globe Tower  
32nd Street, Corner 7th Avenue  
Bonifacio Global City  
1634, Taguig City, Philippines  
+632 797 4307

##### **(2) Applicants’ Places of Incorporation<sup>2</sup>**

Globe is a corporation organized under the law of the Philippines.

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<sup>1</sup> See 47 C.F.R. § 1.767(a)(1).

<sup>2</sup> See *id.* § 1.767(a)(2).

**(3) Contact Information<sup>3</sup>**

Vicente Froilan M. Castelo  
General Counsel  
Globe Telecom, Inc.  
28th floor, The Globe Tower  
32nd Street corner 7th Avenue  
Bonifacio Global City  
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*with a copy to:*

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Patricia Paoletta  
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+1 202 730 1337  
kbressie@hwglaw.com

*Counsel for Globe Telecom, Inc.*

**(4) Certification Regarding Ownership, Citizenship, Principal Business, and Interlocking Directorates<sup>4</sup>**

By the signature below, Globe certifies to the following. Globe has the following 10-percent-or-greater direct or indirect interest holders:

**Singapore Telecommunications International Private Ltd. (“SingTel International”)**  
*Address:* 31 Exeter Road, Comcentre, Singapore 0923  
*Citizenship:* Singapore  
*Principal Business:* telecommunications  
*Relationship:* SingTel International owns 47.2 percent of Globe’s common shares, equal to a 21.5-percent total interest in Globe.

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<sup>3</sup> See *id.* § 1.767(a)(3).

<sup>4</sup> See *id.* §§ 1.767(a)(8)(i), 63.18(h).

**Ayala Corporation**

*Address:* 33rd Floor, Ayala Tower One & Exchange Plaza, Ayala Triangle, Ayala Avenue, Makati City, Philippines

*Citizenship:* Philippines

*Principal Business:* holding company

*Relationship:* Ayala Corporation owns 30.4 percent of Globe’s common shares, equal to a 13.9-percent total interest in Globe.

**Asiacom Philippines, Inc. (“Asiacom”)**

*Address:* 2nd Floor, Globe Telecom Plaza 1, Pioneer Highlands, Pioneer corner Madison Streets, Madaluyong City, Philippines 1552

*Citizenship:* Philippines

*Principal Business:* holding company

*Relationship:* Asiacom Philippines owns 100 percent of Globe’s preferred shares, equal to a 54.4-percent total interest in Globe. SingTel International owns 40 percent of Asiacom and Ayala Corporation owns 60 percent of Asiacom.

**Singapore Telecommunications Limited (“SingTel”)**

*Address:* 31 Exeter Road, Comcentre, Singapore 0923

*Citizenship:* Singapore

*Principal Business:* holding company

*Relationship:* SingTel owns 100 percent of SingTel International.

**Temasek Holdings (Private) Ltd (“Temasek”)**

*Address:* 60B Orchard Road #06-18, The Atrium@Orchard, Singapore 238891

*Citizenship:* Singapore

*Principal Business:* investment holding company

*Relationship:* Temasek owns 52 percent of SingTel.

Temasek is wholly owned by the Government of Singapore through the Ministry for Finance.

Other public shareholders own 22.4 percent in aggregate of Globe’s common shares, equal to a 10.2-percent total interest in Globe.

The following corporate officers and directors of Globe are also officers or directors of other foreign carriers:

**Samba Natarajan**

*Position with Globe:* Director

*Position with SingTel:* Managing Director of Digital Enterprise

**Mark Chong**

*Position with Globe:* Director

*Position with SingTel:* CEO International

**(5) Certification Regarding the Anti-Drug Abuse Act of 1988<sup>5</sup>**

By its signature below, Globe 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.<sup>6</sup>

**(6) Certification Regarding Foreign Carrier Status and Foreign Affiliations<sup>7</sup>**

By the signature below, Globe certifies that it:

(A) is a foreign carrier in the Philippines;

(B) owns or controls cable stations in the Philippines;

(C) is affiliated with foreign carriers in Australia, Bangladesh, China, Hong Kong, India, Indonesia, Japan, Korea, Malaysia, Pakistan, the Philippines, Singapore, Sri Lanka, Taiwan, Thailand, and the United Kingdom, none of which owns or controls a cable landing station in the Philippines or Indonesia, as identified in Table 1 below:

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<sup>5</sup> See *id.* §§ 1.767(a)(8)(i), 63.18(o).

<sup>6</sup> 21 U.S.C. § 862(a). Pub. L. 100-690, title V, Section 5301 (Nov. 18, 1988), 102 Stat. 4310, 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, Section 1002(d)(1) (Nov. 29, 1990), 104 Stat. 4827, and has been recodified as 21 U.S.C. § 862(a). 47 C.F.R. § 63.18(o) does not reflect this recodification.

<sup>7</sup> See 47 C.F.R. § 1.767(a)(8)(ii).

**Table 1: Globe Foreign-Carrier Affiliates**

<b>Entity</b>	<b>Country</b>	<b>Owns/Controls Cable Landing Station?</b>
Optus Mobile Pty Limited	Australia	No
Optus Networks Pty Limited	Australia	No
Optus Satellite Network Pty Ltd	Australia	No
Optus Vision Pty Limited	Australia	No
Simplus Mobile Pty Limited	Australia	No
Uecomm Operations Pty Limited	Australia	No
Uecomm Pty Limited	Australia	No
Virgin Mobile (Australia) Pty Limited	Australia	No
XYZed Pty Limited	Australia	No
SingTel Optus Pty Limited	Australia	No
Pacific Bangladesh Telecom	Bangladesh	No
Singapore Telecom Japan Co. Ltd.	China	No
GB21 (Hong Kong) Limited	Hong Kong	No
Singapore Telecom Hong Kong Limited	Hong Kong	No
Singapore Telecom Japan Co. Ltd.	Hong Kong	No
StarHub (Hong Kong) Limited	Hong Kong	No
Bharti Group	India	No
Singapore Global (India) Private Limited	India	No
Singapore Telecom Japan Co. Ltd.	India	No
PT Telekomunikasi Selular	Indonesia	No
Singapore Telecom Japan Co. Ltd.	Japan	No
Singapore Telecom Korea Limited	Korea	No
Information Network Services Sdn Bhd	Malaysia	No
Singapore Telecom (Malaysia) Sdn Bhd	Malaysia	No
Singapore Telecom Japan Co. Ltd.	Malaysia	No
Warid Telecom	Pakistan	No
Innove Communications, Inc.	Philippines	No
Singapore Telecommunications Mobile Private Ltd.	Singapore	No
Singapore Telecommunications Ltd.	Singapore	No
Lanka Communication Services (Pvt) Limited	Sri Lanka	No
Singapore Telecom Japan Co. Ltd.	Taiwan	No
SingTel Taiwan Limited	Taiwan	No
ST-2 Satellite Ventures Private Limited	Taiwan	No
Singapore Telecom Japan Co. Ltd.	Thailand	No
SingTel (Europe) Limited	United Kingdom	No
Singapore Telecom Japan Co. Ltd.	United Kingdom	No

**(7) Certification Regarding Destination Countries<sup>8</sup>**

By the signature below, Globe certifies to the following:

(A) it is a foreign carrier in the Philippines, one of the two foreign destination markets in which the SEA-US system will land;

(B) it controls Innove Communications, Inc., a foreign carrier in the Philippines;

(C) SingTel, which indirectly owns more than 25 percent of Globe, also owns and/or controls PT Telekomunikasi Selular (“Telkomsel”), a foreign carrier in Indonesia (listed in part I(6) above); and

(D) no grouping of two or more foreign carriers in Indonesia or the Philippines (or parties that control foreign carriers in Indonesia 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 SEA-US system in the United States.

**(8) Certifications Regarding WTO Status and Affiliations with Foreign Carriers Having Market Power in Foreign Destination Markets<sup>9</sup>**

By its signature below, Globe certifies that the Philippines and Indonesia, the two countries identified above in response to 47 C.F.R. § 1.767(a)(8), are members of the World Trade Organization.<sup>10</sup>

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<sup>8</sup> See *id.* § 1.767(a)(8)(iii).

<sup>9</sup> See *id.* § 1.767(a)(8)(iv).

<sup>10</sup> See World Trade Organization, *Members and Observers* (as of April 26, 2015), [http://www.wto.org/english/thewto\\_e/whatis\\_e/tif\\_e/org6\\_e.htm](http://www.wto.org/english/thewto_e/whatis_e/tif_e/org6_e.htm).

**(9) Certification Regarding Routine Conditions<sup>11</sup>**

By the signature below, Globe certifies that it accepts and will abide by the routine conditions specified in 47 C.F.R. § 1.767(g).

**(10) Streamlining—Market Power<sup>12</sup>**

Globe requests streamlined processing pursuant to 47 C.F.R. § 1.767(k)(2). Globe and its wholly-owned subsidiary, Innove, are foreign carriers in the Philippines, where they compete with incumbent carrier PLDT and its subsidiary Smart Communications, Inc. Globe and Innove each have far less than a fifty-percent market share in either the international-transport or local-access market of the Philippines. Moreover, neither Globe nor Innove appears on the Commission’s list of foreign carriers presumed to have market power in foreign destination markets.<sup>13</sup> Therefore neither Globe nor Innove poses a risk to competition on the U.S.-Philippines route, and each qualifies for presumptive non-dominant treatment pursuant to 47 C.F.R. §§ 63.10(a)(3) and 63.12(c)(ii).<sup>14</sup>

Globe is affiliated with Telkomsel, a foreign carrier in Indonesia. Telkomsel lacks market power in Indonesia, as it has less than 50-percent market share in either the international-transport or local-access market of Indonesia. Moreover, Telkomsel does not appear on the

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<sup>11</sup> See 47 C.F.R. § 1.767(a)(9).

<sup>12</sup> See *id.* §§ 1.767(j), (k).

<sup>13</sup> See *International Bureau Revises and Reissues the Commission’s List of Foreign Telecommunications Carriers that Are Presumed to Possess Market Power in Foreign Telecommunications Markets*, Public Notice, 22 FCC Rcd. 945 (Int’l Bur. 2007) (“Foreign Market Power List”).

<sup>14</sup> See GTI Corporation, International Section 214 Authorization Application, File No. ITC-214-20090831-00403 (disclosing foreign carrier affiliation with Globe and requesting non-dominant treatment on the U.S.-Philippines route); *International Authorizations Granted*, Public Notice, 25 FCC Rcd. 1860 (2010) (granting application and granting non-dominant treatment on the U.S.-Philippines route).

Commission’s list of foreign carriers presumed to have market power in foreign destination markets.<sup>15</sup> Globe’s affiliation with Telkomsel therefore poses no risk to competition on the U.S.-Indonesia route and Globe qualifies for presumptive non-dominant treatment pursuant to 47 C.F.R. §§ 63.10(a)(3) and 63.12(c)(ii).<sup>16</sup>

**(11) Streamlining—CZMA<sup>17</sup>**

By the signature below, Globe certifies that it is not required to submit a consistency certification to any state or territory pursuant to Section 1456(c)(3)(A) of the Coastal Zone Management Act, codified at 16 U.S.C. § 1456(c)(3)(A). California, Hawaii, and Guam, the U.S. states and territory in which the SEA-US system will land, do not list, and have never proposed to list, a cable landing license as a federal activity requiring a consistency certification.<sup>18</sup>

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<sup>15</sup> See Foreign Market Power List.

<sup>16</sup> See Global Crossing Bandwidth, Inc., Modification, File No. ITC-MOD-20091027-00557 (requesting that the FCC reclassify Global Crossing Limited’s subsidiaries as non-dominant on the U.S.-Indonesia route despite affiliation with Telkomsel, which lacked market power in Indonesia); *International Authorizations Granted*, Public Notice, 25 FCC Rcd. 1860 (2010) (granting modification and granting non-dominant treatment on the U.S.-Indonesia route).

<sup>17</sup> See 47 C.F.R. §§ 1.767(j), (k).

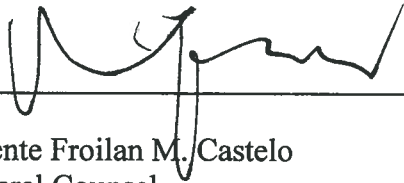
<sup>18</sup> See California Coastal Commission, California Coastal Management Program, List of Federal Licenses and Permits Subject to Certification for Consistency, <http://coast.noaa.gov/czm/consistency/media/ccc.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Guam’s Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/guam.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Hawaii’s Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/hi.pdf>.



## CERTIFICATION

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

### **Globe Telecom, Inc.**



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*Counsel for Globe Telecom, Inc.*

**APPENDIX B:**  
**GTI Corporation**

GTI Corporation (“GTI”) is a Delaware corporation with its principal place of business in Glendale, California. Pursuant to international Section 214 authority granted by the Commission, GTI provides U.S. facilities-based and resale international telecommunications services to all international points except Singapore, Australia, Bangladesh, India, Indonesia, and Pakistan.<sup>1</sup> At this time, GTI offers international prepaid initially international direct dial (“IDD”) calling services, virtual U.S. telephone services, SIM cards designed for use at sea, and international call-on-demand services.

GTI is indirectly wholly owned by Globe Telecom, Inc. (“Globe”), a Philippine corporation that offers domestic and international mobile, fixed line, and broadband services in the Philippines. Globe has previously invested in the Southeast-Asia Japan Cable system and controls capacity on a number of other submarine cable systems.

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

**(1) Applicants’ Names, Addresses, and Telephone Numbers<sup>2</sup>**

GTI Corporation  
700 North Central Avenue, Suite 205  
Glendale, California 91203 USA+1 213 259 0500

**(2) Applicants’ Places of Incorporation<sup>3</sup>**

GTI is a corporation organized under Delaware law.

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<sup>1</sup> FCC File No. ITC-214-20090831-00403.

<sup>2</sup> See 47 C.F.R. § 1.767(a)(1).

<sup>3</sup> See *id.* § 1.767(a)(2).

**(3) Contact Information<sup>4</sup>**

Maria Olivia Clavio  
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GTI Corporation  
700 North Central Avenue, Suite 205  
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+1 213 259 0500  
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*with a copy to:*

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kbressie@hwglaw.com

*Counsel for GTI Corporation*

**(4) Certification Regarding Ownership, Citizenship, Principal Business, and Interlocking Directorates<sup>5</sup>**

By the signature below, GTI certifies to the following. GTI has the following 10-percent-or-greater direct or indirect interest holders:

**GTI Business Holdings Inc.**

*Address:* 5th Floor, Globe Telecom Plaza, Pioneer Street, Mandaluyong City, Philippines  
*Citizenship:* Philippines  
*Principal Business:* VoIP services; investment  
*Relationship:* GTI Business Holdings Inc. directly owns 100 percent of GTI.

**Globe Telecom, Inc. (“Globe”)**

*Address:* 27th floor, The Globe Tower, 32nd Street corner 7th Avenue, Bonifacio Global City 1634, Taguig City, Philippines  
*Citizenship:* Philippines  
*Principal Business:* telecommunications  
*Relationship:* Globe directly owns 100 percent of GTI Business Holdings Inc. and therefore indirectly owns 100 percent of GTI.

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<sup>4</sup> See *id.* § 1.767(a)(3).

<sup>5</sup> See *id.* §§ 1.767(a)(8)(i), 63.18(h).

**Singapore Telecommunications International Private Ltd. (“SingTel International”)**

*Address:* 31 Exeter Road, Comcentre, Singapore 0923

*Citizenship:* Singapore

*Principal Business:* telecommunications

*Relationship:* SingTel International owns 47.2 percent of Globe’s common shares, equal to a 21.5-percent total interest in Globe.

**Ayala Corporation**

*Address:* 33rd Floor, Ayala Tower One & Exchange Plaza, Ayala Triangle, Ayala Ave. Makati City, Philippines

*Citizenship:* Philippines

*Principal Business:* holding company

*Relationship:* Ayala Corporation owns 30.4 percent of Globe’s common shares, equal to a 13.9-percent total interest in Globe.

**Asiacom Philippines, Inc. (“Asiacom”)**

*Address:* 2nd Floor, Globe Telecom Plaza 1, Pioneer Highlands, Pioneer corner Madison Streets, Madaluyong City, Philippines 1552

*Citizenship:* Philippines

*Principal Business:* holding company

*Relationship:* Asiacom Philippines owns 100 percent of Globe’s preferred shares, equal to a 54.4-percent total interest in Globe. SingTel International owns 40 percent of Asiacom and Ayala Corporation owns 60 percent of Asiacom.

**Singapore Telecommunications Limited (“SingTel”)**

*Address:* 31 Exeter Road, Comcentre, Singapore 0923

*Citizenship:* Singapore

*Principal Business:* holding company

*Relationship:* SingTel owns 100 percent of SingTel International.

**Temasek Holdings (Private) Ltd (“Temasek”)**

*Address:* 60B Orchard Road #06-18, The Atrium@Orchard, Singapore 238891

*Citizenship:* Singapore

*Principal Business:* investment holding company

*Relationship:* Temasek owns 52 percent of SingTel.

Temasek is wholly owned by the Government of Singapore through the Ministry for Finance.

Note that the public also owns 22.22 percent of Globe’s common shares, equal to a 10.12-percent total interest in Globe.

GTI has no interlocking directorates with any foreign carrier.

**(5) Certification Regarding the Anti-Drug Abuse Act of 1988<sup>6</sup>**

By its signature below, GTI 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.<sup>7</sup>

**(6) Certification Regarding Foreign Carrier Status and Foreign Affiliations<sup>8</sup>**

By the signature below, GTI certifies that it:

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

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

(C) is affiliated with foreign carriers in Australia, Bangladesh, China, Hong Kong, India, Indonesia, Japan, Korea, Malaysia, Pakistan, the Philippines, Singapore, Sri Lanka, Taiwan, Thailand, and the United Kingdom, one of which owns or controls cable landing stations in the Philippines, as identified in Table 1 below:

**Table 1: GTI Foreign-Carrier Affiliates**

<b>Entity</b>	<b>Country</b>	<b>Owns/Controls Cable Landing Station?</b>
Optus Mobile Pty Limited	Australia	No
Optus Networks Pty Limited	Australia	No
Optus Satellite Network Pty Ltd	Australia	No
Optus Vision Pty Limited	Australia	No
SIMplus Mobile Pty Limited	Australia	No
Uecomm Operations Pty Limited	Australia	No
Uecomm Pty Limited	Australia	No

<sup>6</sup> See *id.* §§ 1.767(a)(8)(i), 63.18(o).

<sup>7</sup> 21 U.S.C. § 862(a). Pub. L. 100-690, title V, Section 5301 (Nov. 18, 1988), 102 Stat. 4310, 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, Section 1002(d)(1) (Nov. 29, 1990), 104 Stat. 4827, and has been recodified as 21 U.S.C. § 862(a). 47 C.F.R. § 63.18(o) does not reflect this recodification.

<sup>8</sup> See 47 C.F.R. § 1.767(a)(8)(ii).

Entity	Country	Owens/Controls Cable Landing Station?
Virgin Mobile (Australia) Pty Limited	Australia	No
XYZed Pty Limited	Australia	No
SingTel Optus Pty Limited	Australia	No
Pacific Bangladesh Telecom	Bangladesh	No
Singapore Telecom Japan Co Ltd	China	No
GB21 (Hong Kong) Limited	Hong Kong	No
Singapore Telecom Hong Kong Limited	Hong Kong	No
Singapore Telecom Japan Co Ltd	Hong Kong	No
StarHub (Hong Kong) Limited	Hong Kong	No
Bharti Group	India	No
Singapore Global (India) Private Limited	India	No
Singapore Telecom Japan Co. Ltd.	India	No
PT Telekomunikasi Selular	Indonesia	No
Singapore Telecom Japan Co Ltd	Japan	No
Singapore Telecom Korea Limited	Korea	No
Information Network Services Sdn Bhd	Malaysia	No
Singapore Telecom (Malaysia) Sdn Bhd	Malaysia	No
Singapore Telecom Japan Co Ltd	Malaysia	No
Warid Telecom	Pakistan	No
Globe Telecom	Philippines	Yes
Innove Communications, Inc.	Philippines	No
Singapore Telecommunications Mobile Private Ltd	Singapore	No
Singapore Telecommunications Ltd.	Singapore	No
Lanka Communication Services (Pvt) Limited	Sri Lanka	No
Singapore Telecom Japan Co. Ltd.	Taiwan	No
SingTel Taiwan Limited	Taiwan	No
ST-2 Satellite Ventures Private Limited	Taiwan	No
Singapore Telecom Japan Co Ltd	Thailand	No
SingTel (Europe) Limited	United Kingdom	No
Singapore Telecom Japan Co Ltd	United Kingdom	No

**(7) Certification Regarding Destination Countries<sup>9</sup>**

By the signature below, GTI certifies to the following:

(A) it is not a foreign carrier in Indonesia or the Philippines, the two foreign destination markets in which the SEA-US system will land;

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<sup>9</sup> See *id.* § 1.767(a)(8)(iii).

(B) it does not control a foreign carrier in Indonesia or the Philippines;

(C) Globe, which indirectly owns more than 25 percent of GTI and which controls it, also owns and/or controls Innove Communications, Inc. (“Innove”), a foreign carrier in the Philippines (listed in part I(6) above). SingTel, which indirectly owns more than 25 percent of GTI, also owns and/or controls Globe and Innove, foreign carriers in the Philippines, and PT Telekomunikasi Selular (“Telkomsel”), a foreign carrier in Indonesia (listed in part I(6) above); and

(D) no grouping of two or more foreign carriers in Indonesia or the Philippines (or parties that control foreign carriers in Indonesia 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 SEA-US system in the United States.

**(8) Certifications Regarding WTO Status and Affiliations with Foreign Carriers Having Market Power in Foreign Destination Markets<sup>10</sup>**

By its signature below, GTI certifies that the Philippines and Indonesia, the two countries identified above in response to 47 C.F.R. § 1.767(a)(8), are members of the World Trade Organization.<sup>11</sup>

**(9) Certification Regarding Routine Conditions<sup>12</sup>**

By the signature below, GTI certifies that it accepts and will abide by the routine conditions specified in 47 C.F.R. § 1.767(g).

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<sup>10</sup> See *id.* § 1.767(a)(8)(iv).

<sup>11</sup> See World Trade Organization, *Members and Observers* (as of April 26, 2015), [http://www.wto.org/english/thewto\\_e/whatis\\_e/tif\\_e/org6\\_e.htm](http://www.wto.org/english/thewto_e/whatis_e/tif_e/org6_e.htm).

<sup>12</sup> See 47 C.F.R. § 1.767(a)(9).

**(10) Streamlining—Market Power<sup>13</sup>**

GTI requests streamlined processing pursuant to 47 C.F.R. § 1.767(k)(2). GTI is affiliated with Globe and its wholly-owned subsidiary Innove, both foreign carriers in the Philippines, where they compete with the incumbent carrier, Philippine Long Distance Telephone Company and its subsidiary Smart Communications Inc. Globe and Innove each have far less than a fifty-percent market share in either the international-transport or local-access market of the Philippines. Moreover, neither Globe nor Innove appears on the Commission’s list of foreign carriers presumed to have market power in foreign destination markets.<sup>14</sup> Therefore neither Globe nor Innove poses a risk to competition on the U.S.-Philippines route and qualifies for presumptive non-dominant treatment pursuant to 47 C.F.R. §§ 63.10(a)(3) and 63.12(c)(ii).<sup>15</sup>

GTI is also affiliated with Telkomsel, a foreign carrier in Indonesia. Telkomsel lacks market power in Indonesia, as it has less than 50-percent market share in the international transport market or local access market in Indonesia. Moreover, Telkomsel does not appear on the Commission’s list of foreign carriers presumed to have market power in foreign destination markets.<sup>16</sup> GTI’s affiliation with Telkomsel therefore poses no risk to competition on the U.S.-

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<sup>13</sup> See *id.* §§ 1.767(j), (k).

<sup>14</sup> See *International Bureau Revises and Reissues the Commission’s List of Foreign Telecommunications Carriers that Are Presumed to Possess Market Power in Foreign Telecommunications Markets*, Public Notice, 22 FCC Rcd. 945 (Int’l Bur. 2007) (“Foreign Market Power List”).

<sup>15</sup> See GTI Corporation, International Section 214 Authorization Application, File No. ITC-214-20090831-00403 (disclosing foreign carrier affiliation with Globe and requesting non-dominant treatment on the U.S.-Philippines route); *International Authorizations Granted*, Public Notice, 25 FCC Rcd. 1860 (2010) (granting application and granting non-dominant treatment on the U.S.-Philippines route).

<sup>16</sup> See Foreign Market Power List.



Indonesia route and GTI qualifies for presumptive non-dominant treatment pursuant to 47 C.F.R. §§ 63.10(a)(3) and 63.12(c)(ii).<sup>17</sup>

**(11) Streamlining—CZMA**<sup>18</sup>

By the signature below, GTI certifies that it is not required to submit a consistency certification to any state or territory pursuant to Section 1456(c)(3)(A) of the Coastal Zone Management Act, codified at 16 U.S.C. § 1456(c)(3)(A). California, Hawaii, and Guam, the U.S. states and territory in which the SEA-US system will land, do not list, and have never proposed to list, a cable landing license as a federal activity requiring a consistency certification.<sup>19</sup>

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<sup>17</sup> See Global Crossing Bandwidth, Inc., Modification, File No. ITC-MOD-20091027-00557 (requesting that the FCC reclassify Global Crossing Limited’s subsidiaries as non-dominant on the U.S.-Indonesia route despite affiliation with Telkomsel, which lacked market power in Indonesia); *International Authorizations Granted*, Public Notice, 25 FCC Rcd. 1860 (2010) (granting modification and granting non-dominant treatment on the U.S.-Indonesia route).

<sup>18</sup> See 47 C.F.R. §§ 1.767(j), (k).

<sup>19</sup> See California Coastal Commission, California Coastal Management Program, List of Federal Licenses and Permits Subject to Certification for Consistency, <http://coast.noaa.gov/czm/consistency/media/ccf.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Guam’s Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/guam.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Hawaii’s Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/hi.pdf>.

## CERTIFICATION

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

### GTI Corporation



---

Kent Bressie  
Patricia Paoletta  
Danielle Piñeres  
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*Counsel for GTI Corporation*

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## **APPENDIX C:**

### **Hawaiian Telcom Services Company, Inc.**

Hawaiian Telcom Services Company, Inc. (“HTSC”) is a Delaware corporation with its principal place of business in Honolulu, Hawaii. HTSC provides long distance telephone services, Internet services, television services, advanced communications and network services, managed services, data center services including colocation and virtual private cloud, and cloud-based services. HTSC holds a variety of Commission authorizations, including international Section 214 authority to provide facilities-based and resale services.<sup>1</sup>

HTSC is wholly owned by Hawaiian Telcom Communications, Inc., which in turn is wholly owned by Hawaiian Telcom Holdco, Inc. (“HT Holdco”), a company whose shares of common stock are listed on the NASDAQ Stock Market (“NASDAQ”). HT Holdco is aware of only two shareholders with a 10-percent-or-greater interest in HT Holdco, Black Diamond Capital Management, L.L.C. and Twin Haven Capital Partners, L.L.C.

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

##### **(1) Applicants’ Names, Addresses, and Telephone Numbers<sup>2</sup>**

Hawaiian Telcom Services Company, Inc.  
1177 Bishop Street Honolulu, Hawaii 96813  
+1 808 546 4511

##### **(2) Applicants’ Places of Incorporation<sup>3</sup>**

HTSC is a corporation organized under Delaware law.

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<sup>1</sup> FCC File Nos. ITC-214-20040630-00512 and ITC-214-20040630-00513.

<sup>2</sup> See 47 C.F.R. § 1.767(a)(1).

<sup>3</sup> See *id.* § 1.767(a)(2).

**(3) Contact Information<sup>4</sup>**

Les Ueoka  
Executive Director and Assistant General Counsel  
Hawaiian Telcom Services Company, Inc.  
1177 Bishop Street  
Honolulu, Hawaii 96813  
+1 808 546 2898  
les.ueoka@hawaiiantel.com

*with a copy to:*

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+1 202 730 1337  
kbressie@hwglaw.com

*Counsel for Hawaiian Telcom Services Company, Inc.*

**(4) Certification Regarding Ownership, Citizenship, Principal Business, and Interlocking Directorates<sup>5</sup>**

By the signature below, HTSC certifies to the following. HTSC has the following 10-percent-or-greater direct or indirect interest holders:

**Hawaiian Telcom Communications, Inc. (“HTCI”)**  
*Address:* 1177 Bishop Street, Honolulu, Hawaii 96813  
*Citizenship:* Delaware  
*Principal Business:* telecommunications  
*Relationship:* HTCI directly owns 100 percent of HTSC.

**Hawaiian Telcom Holdco, Inc. (“HT Holdco”)**  
*Address:* 1177 Bishop Street, Honolulu, Hawaii 96813  
*Citizenship:* Delaware  
*Principal Business:* telecommunications  
*Relationship:* HT Holdco directly owns 100 percent of HTCI and therefore indirectly owns 100 percent of HTSC.

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<sup>4</sup> See *id.* § 1.767(a)(3).

<sup>5</sup> See *id.* §§ 1.767(a)(8)(i), 63.18(h).

Shares of HT Holdco’s common stock are listed on the NASDAQ under the symbol “HCOM.” As there is an active market in HT Holdco’s shares, HT Holdco’s share ownership is fluid. Moreover, HT Holdco can ascertain its significant shareholders only on the basis of its stock records and SEC reports and may not know of possibly related or affiliated shareholders that are not disclosed to it. Recognizing these limitations, as of the most recent measurable dates listed below, HT Holdco has the following 10-percent-or-greater shareholders:

**Black Diamond Capital Management, L.L.C.**

*Address:* One Sound Shore Drive, Suite 200, Greenwich, Connecticut 06830

*Citizenship:* Delaware

*Principal Business:* investment

*Relationship:* As of March 31, 2015, Black Diamond Capital Management, L.L.C. owns 24.6 percent of HT Holdco’s shares, which represents an indirect interest of 24.6 percent in HTSC.

**Twin Haven Capital Partners, L.L.C.**

*Address:* 33 Riverside Avenue, 3rd Floor, Westport, Connecticut 06880

*Citizenship:* Delaware

*Principal Business:* investment

*Relationship:* As of June 22, 2015, Twin Haven Capital Partners, L.L.C. owns 19.6 percent of HT Holdco’s shares, which represents an indirect interest of 19.6 percent in HTSC.

HTSC has no interlocking directorates with any foreign carriers.

**(5) Certification Regarding the Anti-Drug Abuse Act of 1988<sup>6</sup>**

By its signature below, HTSC 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.<sup>7</sup>

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<sup>6</sup> See *id.* §§ 1.767(a)(8)(i), 63.18(o).

<sup>7</sup> 21 U.S.C. § 862(a). Pub. L. 100-690, title V, Section 5301 (Nov. 18, 1988), 102 Stat. 4310, 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, Section 1002(d)(1) (Nov. 29, 1990), 104 Stat. 4827, and has been recodified as 21 U.S.C. § 862(a). 47 C.F.R. § 63.18(o) does not reflect this recodification.

**(6) Certification Regarding Foreign Carrier Status and Foreign Affiliations<sup>8</sup>**

By the signature below, HTSC certifies that it:

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

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

(C) is not affiliated with any foreign carrier and is not affiliated with any entity owning or controlling a cable landing station in any foreign country.

**(7) Certification Regarding Destination Countries<sup>9</sup>**

By the signature below, HTSC certifies to the following:

(A) it is not a foreign carrier in Indonesia or the Philippines, the two foreign destination markets in which the SEA-US system will land;

(B) it does not control a foreign carrier in Indonesia or the Philippines;

(C) no entity owning more than 25 percent of it or controlling it controls a foreign carrier in Indonesia or the Philippines; and

(D) no grouping of two or more foreign carriers in Indonesia or the Philippines (or parties that control foreign carriers in Indonesia 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 SEA-US system in the United States.

**(8) Certifications Regarding WTO Status and Affiliations with Foreign Carriers Having Market Power in Foreign Destination Markets<sup>10</sup>**

No response required.

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<sup>8</sup> See 47 C.F.R. § 1.767(a)(8)(ii).

<sup>9</sup> See *id.* § 1.767(a)(8)(iii).

<sup>10</sup> See *id.* § 1.767(a)(8)(iv).

**(9) Certification Regarding Routine Conditions<sup>11</sup>**

By the signature below, HTSC certifies that it accepts and will abide by the routine conditions specified in 47 C.F.R. § 1.767(g).

**(10) Streamlining—Market Power<sup>12</sup>**

HTSC requests streamlined processing pursuant to 47 C.F.R. § 1.767(k)(1). HTSC certifies that it is not a foreign carrier and is not affiliated with a foreign carrier in Indonesia or the Philippines, the two foreign destination markets in which the SEA-US system will land.

**(11) Streamlining—CZMA<sup>13</sup>**

By the signature below, HTSC certifies that it is not required to submit a consistency certification to any state or territory pursuant to Section 1456(c)(3)(A) of the Coastal Zone Management Act, codified at 16 U.S.C. § 1456(c)(3)(A). California, Hawaii, and Guam, the U.S. states and territory in which the SEA-US system will land, do not list, and have never proposed to list, a cable landing license as a federal activity requiring a consistency certification.<sup>14</sup>

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<sup>11</sup> *See id.* § 1.767(a)(9).

<sup>12</sup> *See id.* §§ 1.767(j), (k).

<sup>13</sup> *See id.* §§ 1.767(j), (k).

<sup>14</sup> *See* California Coastal Commission, California Coastal Management Program, List of Federal Licenses and Permits Subject to Certification for Consistency, <http://coast.noaa.gov/czm/consistency/media/ccc.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Guam's Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/guam.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Hawaii's Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/hi.pdf>.

## CERTIFICATION

On behalf of HTSC, I certify that all of the information contained in this application and Appendix C is true and correct to the best of my knowledge and belief.

**Hawaiian Telcom Services Company, Inc.**



Kent Bressie  
Danielle Piñeres  
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*Counsel for Hawaiian Telcom Services  
Company, Inc.*

Les Ueoka  
Executive Director and Assistant  
General Counsel  
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+1 808 546 2898  
les.ueoka@hawaiiantel.com



## **APPENDIX D:**

### **RAM Telecom International, Inc.**

RAM Telecom International, Inc. d/b/a RTI (“RTI”), is a Delaware corporation with its principal place of business in San Francisco, California. RTI develops global telecommunications infrastructure and large-scale data connectivity in selected markets and offers neutral services to telecommunications carriers, large multinational enterprises, content providers, and government entities. RTI has not previously applied for or received any Commission authorizations. Although RTI is a new entrant in the submarine cable industry, members of RTI’s management team, directors, and investors have significant experience in the industry. For example, RTI’s founder and majority owner, Russell Matulich, was the head of Asia-Pacific sales for the submarine cable systems and services supplier Tyco Electronics Subsea Communications, LLC from January 2002 to December 2010.

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

##### **(1) Applicants’ Names, Addresses, and Telephone Numbers<sup>1</sup>**

RAM Telecom International, Inc.  
268 Bush Street #77  
San Francisco, California 94104

##### **(2) Applicants’ Places of Incorporation<sup>2</sup>**

RTI is a corporation organized under Delaware law.

##### **(3) Contact Information<sup>3</sup>**

Russell Matulich  
Chief Executive Officer  
RAM Telecom International, Inc.

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<sup>1</sup> See 47 C.F.R. § 1.767(a)(1).

<sup>2</sup> See *id.* § 1.767(a)(2).

<sup>3</sup> See *id.* § 1.767(a)(3).

268 Bush Street #77  
San Francisco, California 94104  
+1 415 837 3511  
russ.matulich@rticable.com

*with a copy to:*

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Washington, D.C. 20036-3537  
+1 202 730 1337  
kbressie@hwglaw.com

*Counsel for RAM Telecom International, Inc.*

**(4) Certification Regarding Ownership, Citizenship, Principal Business, and Interlocking Directorates<sup>4</sup>**

By the signature below, RTI certifies to the following. RTI has the following 10-percent-or-greater direct or indirect interest holders:

**Russell Matulich**

*Address:* 16 Walkabout Lane, Napa, California 94558

*Citizenship:* USA

*Relationship:* Mr. Matulich owns 75.1 percent of RTI's common shares, representing a 52.6-percent, fully diluted interest in RTI.

**David Yuile**

*Address:* 1D Heeley Street, Paddington, NSW 2021, Australia

*Citizenship:* Australia

*Relationship:* Mr. Yuile owns 13.9 percent of RTI's common shares, representing a 9.7-percent, fully diluted interest in RTI.

**LSF Capital Pte Ltd**

*Address:* 438 Alexandra Road #04-02, Alexandra Point, Singapore 199958

*Citizenship:* Singapore

*Principal Business:* Investment

*Relationship:* LSF Capital Pte Ltd owns 83.3 percent of RTI's preferred shares, representing a 25-percent, fully diluted interest in RTI.

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<sup>4</sup> See *id.* §§ 1.767(a)(8)(i), 63.18(h).

RTI does not have interlocking directorates with any foreign carrier.

**(5) Certification Regarding the Anti-Drug Abuse Act of 1988<sup>5</sup>**

By its signature below, RTI 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.<sup>6</sup>

**(6) Certification Regarding Foreign Carrier Status and Foreign Affiliations<sup>7</sup>**

By the signature below, RTI certifies that it:

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

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

(C) is not affiliated with any foreign carrier and is not affiliated with any entity owning or controlling a cable landing station in any foreign country.

**(7) Certification Regarding Destination Countries<sup>8</sup>**

By the signature below, RTI certifies to the following:

(A) it is not a foreign carrier in Indonesia or the Philippines, the two foreign destination markets in which the SEA-US system will land;

(B) it does not control a foreign carrier in Indonesia or the Philippines;

(C) no entity owning more than 25 percent of it or controlling it controls a foreign carrier in Indonesia or the Philippines; and

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<sup>5</sup> See *id.* §§ 1.767(a)(8)(i), 63.18(o).

<sup>6</sup> 21 U.S.C. § 862(a). Pub. L. 100-690, title V, Section 5301 (Nov. 18, 1988), 102 Stat. 4310, 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, Section 1002(d)(1) (Nov. 29, 1990), 104 Stat. 4827, and has been recodified as 21 U.S.C. § 862(a). 47 C.F.R. § 63.18(o) does not reflect this recodification.

<sup>7</sup> See 47 C.F.R. § 1.767(a)(8)(ii).

<sup>8</sup> See *id.* § 1.767(a)(8)(iii).

(D) no grouping of two or more foreign carriers in Indonesia or the Philippines (or parties that control foreign carriers in Indonesia 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 SEA-US system in the United States.

**(8) Certifications Regarding WTO Status and Affiliations with Foreign Carriers Having Market Power in Foreign Destination Markets<sup>9</sup>**

No response required.

**(9) Certification Regarding Routine Conditions<sup>10</sup>**

By the signature below, RTI certifies that it accepts and will abide by the routine conditions specified in 47 C.F.R. § 1.767(g).

**(10) Streamlining—Market Power<sup>11</sup>**

RTI requests streamlined processing pursuant to 47 C.F.R. § 1.767(k)(1). RTI certifies that it is not a foreign carrier and is not affiliated with a foreign carrier in Indonesia or the Philippines, the two foreign destination markets in which SEA-US will land.

**(11) Streamlining—CZMA<sup>12</sup>**

By the signature below, RTI certifies that it is not required to submit a consistency certification to any state or territory pursuant to Section 1456(c)(3)(A) of the Coastal Zone Management Act, codified at 16 U.S.C. § 1456(c)(3)(A). California, Hawaii, and Guam, the U.S. states and territory in which the SEA-US system will land, do not list, and have never

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<sup>9</sup> See *id.* § 1.767(a)(8)(iv).

<sup>10</sup> See *id.* § 1.767(a)(9).

<sup>11</sup> See *id.* §§ 1.767(j), (k).

<sup>12</sup> See *id.* §§ 1.767(j), (k).

proposed to list, a cable landing license as a federal activity requiring a consistency certification.<sup>13</sup>

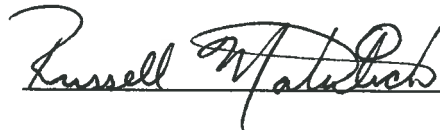
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<sup>13</sup> See California Coastal Commission, California Coastal Management Program, List of Federal Licenses and Permits Subject to Certification for Consistency, <http://coast.noaa.gov/czm/consistency/media/ccp.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Guam's Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/guam.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Hawaii's Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/hi.pdf>.

## CERTIFICATION

On behalf of RTI, I certify that all of the information contained in this application and Appendix D is true and correct to the best of my knowledge and belief.

**RAM Telecom International, Inc.**



Kent Bressie  
Patricia Paoletta  
Danielle Piñeres  
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russ.matulich@rticable.com

*Counsel for RAM Telecom International,  
Inc.*

## **APPENDIX E:**

### **TeleGuam Holdings, LLC**

TeleGuam Holdings, LLC, d/b/a GTA TeleGuam (“GTA”), is a limited-liability company organized under Delaware law with its principal place of business in Tamuning, Guam. GTA is a full-service communications company offering wireline telephone, wireless voice and data, Internet access, and television services to business, residential, military, and government customers in Guam. GTA holds international Section 214 authority to provide global or limited global facilities-based and resale services<sup>1</sup> and a number of licenses for commercial mobile radio services.

GTA is wholly owned by AP TeleGuam Holdings, Inc. (“APTH”), a Delaware corporation and holding company. APTH is owned, directly and indirectly, by a series of investment companies organized under the laws of the Cayman Islands, Hong Kong, Ireland, and Japan. These investment companies are ultimately owned primarily by three individuals: Douglas Stringer (a U.S. citizen), Richard L. Folsom (a U.S. citizen), and Taisuke Sasanuma (a Japanese citizen), as described in further detail below.

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

##### **(1) Applicants’ Names, Addresses, and Telephone Numbers<sup>2</sup>**

TeleGuam Holdings, LLC  
624 North Marine Corps Dr.  
Tamuning, Guam 96913  
+1 671 687 9363

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<sup>1</sup> FCC File Nos. ITC-214-20041117-00453 and ITC-214-20060202-00082.

<sup>2</sup> See 47 C.F.R. § 1.767(a)(1).

**(2) Applicants' Places of Incorporation<sup>3</sup>**

GTA is a limited-liability company organized under Delaware law.

**(3) Contact Information<sup>4</sup>**

Roland Certeza  
Executive Vice President of Sales & Marketing  
TeleGuam Holdings, LLC  
624 North Marine Corps Dr.  
Tamuning, Guam 96913  
+1 671 644 1035  
rcerteza@gta.net

*with a copy to:*

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kbressie@hwglaw.com

*Counsel for TeleGuam Holdings, LLC*

**(4) Certification Regarding Ownership, Citizenship, Principal Business, and Interlocking Directorates<sup>5</sup>**

By the signature below, GTA certifies to the following. GTA has the following 10-percent-or-greater direct or indirect interest holders:

**AP TeleGuam Holdings, Inc. ("APTH")**

*Address:* c/o Stanley Emmett Thomas, III, 160 Greentree Drive, Suite 101, Dover, Delaware 19904

*Citizenship:* Delaware

*Principal Business:* holding company

*Relationship:* APTH directly owns 100 percent of GTA.

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<sup>3</sup> See *id.* § 1.767(a)(2).

<sup>4</sup> See *id.* § 1.767(a)(3).

<sup>5</sup> See *id.* §§ 1.767(a)(8)(i), 63.18(h).



**AP Cayman Partners II, L.P.**

*Address:* 190 Elgin Avenue, George Town, Grand Cayman, KY19005, Cayman Islands

*Citizenship:* Cayman Islands

*Principal Business:* investment

*Relationship:* AP Cayman Partners II, L.P. directly owns 24.73 percent of APTH and therefore has a 24.73-percent indirect interest in GTA.

**Advantage Partners IV, ILP**

*Address:* 17 F Toranomom Towers Office, 4-1-28 Toranomom Minato-ku Tokyo, 105-0001, Japan

*Citizenship:* Japan

*Principal Business:* investment

*Relationship:* Advantage Partners IV, ILP directly owns 42.08 percent of APTH and therefore has a 42.08-percent indirect interest in GTA.

**Japan Ireland Investment Partners**

*Address:* 33 Sir John Rogerson's Quay, Dublin 2, Ireland

*Citizenship:* Ireland

*Principal Business:* investment

*Relationship:* Japan Ireland Investment Partners directly owns 25.52 percent of APTH and therefore has a 25.52-percent indirect interest in GTA.

**AP Cayman Partners II General Partner, L.P.**

*Address:* 190 Elgin Avenue, George Town, Grand Cayman, KY19005, Cayman Islands

*Citizenship:* Cayman Islands

*Principal Business:* investment

*Relationship:* AP Cayman Partners II General Partner, L.P. is the general partner of, and holds a 0.1-percent equity interest in, AP Cayman Partners II, L.P. It is also the general partner of, and holds a 0.1-percent equity interest in, a separate U.S. partnership that holds 4.64 percent of APTH's shares. Accordingly, AP Cayman Partners II General Partner, L.P. has a total 29.37-percent indirect interest in APTH. The remaining 99.9 percent of AP Cayman Partners II, L.P.'s equity is held by numerous limited partners, none of which holds a 10-percent-or-greater interest in APTH.

**Cayman Capital Management II, Inc.**

*Address:* 190 Elgin Avenue, George Town, Grand Cayman, KY19005, Cayman Islands

*Citizenship:* Cayman Islands

*Principal Business:* investment

*Relationship:* Cayman Capital Management II, Inc. is the general partner of, and holds a 1 percent equity interest in, AP Cayman Partners II General Partner, L.P. Accordingly, Cayman Capital Management II, Inc. has a 29.37-percent indirect interest in APTH. The remaining 99.9 percent of AP Cayman Partners II General Partner, L.P.'s equity is held by four individuals. Two of these individuals, Richard L. Folsom, a U.S. citizen, and Taisuke Sasanuma, a Japanese citizen, each hold a

42.966-percent equity interest in AP Cayman Partners II General Partner, L.P.  
Additional information about Mr. Folsom and Mr. Sasanuma is provided below.

**Douglas R. Stringer**

*Address:* 190 Elgin Avenue, George Town, Grand Cayman, KY19005, Cayman Islands

*Citizenship:* United States

*Relationship:* Douglas R. Stringer owns 100 percent of Cayman Capital Management II, Inc. Accordingly, Mr. Stringer has a 29.37-percent indirect interest in APTH.

**AP IV GP Partnership**

*Address:* 17 F Toranomom Towers Office, 4-1-28 Toranomom, Minato-ku Tokyo, 105-0001, Japan

*Citizenship:* Japan

*Principal Business:* investment

*Relationship:* AP IV GP Partnership is the general partner of and holds a 0.1-percent equity interest in Advantage Partners IV, ILP. Accordingly, AP IV GP Partnership has a 42.08-percent indirect interest in APTH. The remaining 99.9 percent of Advantage Partners IV, ILP's equity is held by numerous limited partners, none of which holds a 10 percent or greater interest in APTH.

**AP IV GP Co, Ltd**

*Address:* 17 F Toranomom Towers Office, 4-1-28 Toranomom, Minato-ku Tokyo, 105-0001, Japan

*Citizenship:* Japan

*Principal Business:* investment

*Relationship:* AP IV GP Co, Ltd is the general partner of and holds 1 percent of the equity of AP IV GP Partnership. Accordingly, AP IV GP Co, Ltd has a 42.08-percent indirect interest in APTH. The remaining 99 percent of AP IV GP Partnership's equity is held by four individuals. Two of these individuals, Richard L. Folsom, a U.S. citizen, and Taisuke Sasanuma, a Japanese citizen, each hold a 42.966-percent equity interest in AP IV GP Partnership. Additional information about Mr. Folsom and Mr. Sasanuma is provided below.

**Japan Ireland Investment Partners, Ltd**

*Address:* 190 Elgin Avenue, George Town, Grand Cayman, KY19005, Cayman Islands

*Citizenship:* Cayman Islands

*Principal Business:* investment

*Relationship:* Japan Ireland Investment Partners, Ltd directly holds 99 percent of the equity of Japan Ireland Investment Partners and indirectly holds the remaining 1 percent through its wholly owned subsidiary, JIIP, Ltd, a Cayman Islands corporation. Accordingly, Japan Ireland Investment Partners, Ltd has a 25.52-percent indirect equity and voting interest in APTH.

**AP5 Co., Ltd**

*Address:* 17 F Toranomom Towers Office, 4-1-28 Toranomom, Minato-ku Tokyo, 105-0001, Japan

*Citizenship:* Japan

*Principal Business:* investment

*Relationship:* AP5 Co., Ltd wholly owns Japan Ireland Investment Partners, Ltd.

Accordingly, AP5 Co., Ltd, has a 25.52-percent indirect equity and voting interest in APTH.

**Advantage Partners, Inc.**

*Address:* 17 F Toranomom Towers Office, 4-1-28 Toranomom, Minato-ku Tokyo, 105-0001, Japan

*Citizenship:* Japan

*Principal Business:* investment

*Relationship:* Advantage Partners, Inc. wholly owns the equity of AP5 Co., Ltd., resulting in a 25.52-percent indirect interest in APTH. In addition, Advantage Partners, Inc. wholly owns the equity of AP IV GP Co, Ltd., resulting in a 42.08-percent indirect interest in APTH. Accordingly, Advantage Partners, Inc. has a total indirect interest in APTH of 67.6 percent.

**Advantage Partners, Ltd.**

*Address:* Unit 2710, 27/F The Center, 99 Queens Road Central, Hong Kong

*Citizenship:* Hong Kong

*Principal Business:* Investment

*Relationship:* Advantage Partners, Ltd. wholly owns the equity of Advantage Partners, Inc. Accordingly, Advantage Partners, Ltd. has a total indirect interest in APTH of 67.6 percent.

**Richard L. Folsom**

*Address:* 17 F Toranomom Towers Office, 4-1-28 Toranomom, Minato-ku Tokyo, 105-0001, Japan

*Citizenship:* United States

*Relationship:* Richard L. Folsom holds a 43.4-percent equity interest in Advantage Partners, Ltd., resulting in a 29.34-percent indirect equity interest in APTH. In addition, as described above, Mr. Folsom holds a 42.966-percent limited partner interest in AP IV GP Partnership for an additional 18.08-percent indirect interest in APTH and a 42.966-percent limited partner interest in AP Cayman Partners II General Partner, L.P. for an additional 12.62-percent indirect interest in APTH. Accordingly, Mr. Folsom has a total indirect equity interest in APTH of 60.04 percent. Mr. Folsom and Mr. Sasanuma (discussed below) are attributed with an aggregate 67.6-percent voting interest in APTH because their limited interests in Advantage Partners, Ltd. are not insulated pursuant to the FCC rules. By virtue of their collective majority, indirect ownership of APTH, Mr. Folsom and Mr. Sasanuma, when voting together, but not separately, have the capability to appoint or terminate the appointment of the sole director of APTH.

**Taisuke Sasanuma**

*Address:* 17 F Toranomom Towers Office, 4-1-28 Toranomom, Minato-ku Tokyo, 105-0001, Japan

*Citizenship:* Japan

*Relationship:* Taisuke Sasanuma holds a 43.4-percent equity interest in Advantage Partners, Ltd., resulting in a 29.34-percent indirect equity interest in APTH. In addition, as described above, Mr. Sasanuma holds a 42.966-percent limited partner interest in AP IV GP Partnership for an additional 18.08-percent indirect interest in APTH and a 42.966-percent limited partner interest in AP Cayman Partners II General Partner, L.P. for an additional 12.62-percent indirect interest in APTH. Accordingly, Mr. Sasanuma has a total indirect equity interest in APTH of 60.04 percent. Mr. Sasanuma and Mr. Folsom (discussed above) are attributed with an aggregate 67.6-percent voting interest in APTH because their limited interests in Advantage Partners, Ltd. are not insulated pursuant to the FCC rules. By virtue of their collective majority, indirect ownership of APTH, Mr. Sasanuma and Mr. Folsom, when voting together, but not separately, have the capability to appoint or terminate the appointment of the sole director of APTH.

Stanley Emmett Thomas, III, a U.S. citizen and Hong Kong resident, is the sole director of APTH and has *de facto* control over GTA as the individual in control of the company's 100-percent interest owner. As the sole director of APTH, Mr. Thomas has the capability to appoint or terminate the appointment of GTA's board members.

On May 29, 2015, Telekomunikasi Indonesia International (USA) Inc. ("Telkom USA")—one of the other six members of the SEA-US consortium—executed a definitive agreement with investment funds serviced by Advantage Partners to acquire the equity held by those funds in GTA's parent, APTH. Post-consummation, GTA will exist as a wholly-owned, indirect subsidiary of Telkom USA. The parties have already applied for Commission consent to transfer control of GTA's licenses and authorizations.<sup>6</sup> The parties expect to consummate that transaction in the first quarter of 2016.

GTA does not have interlocking directorates with any foreign carrier.

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<sup>6</sup> See FCC File No. ITC-T/C-20150612-00146; WC Docket No. 15-148.

**(5) Certification Regarding the Anti-Drug Abuse Act of 1988<sup>7</sup>**

By its signature below, GTA 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.<sup>8</sup>

**(6) Certification Regarding Foreign Carrier Status and Foreign Affiliations<sup>9</sup>**

By the signature below, GTA certifies that it: (A) is not a foreign carrier in any foreign country; (B) does not own or control a cable station in any foreign country; and (C) is not affiliated with any foreign carrier and is not affiliated with any entity owning or controlling a cable landing station in any foreign country.

**(7) Certification Regarding Destination Countries<sup>10</sup>**

By the signature below, GTA certifies to the following: (A) it is not a foreign carrier in Indonesia or the Philippines, the two foreign destination markets in which the SEA-US system will land; (B) it does not control a foreign carrier in Indonesia or the Philippines; (C) no entity owning more than 25 percent of it or controlling it controls a foreign carrier in Indonesia or the Philippines; and (D) no grouping of two or more foreign carriers in Indonesia or the Philippines (or parties that control foreign carriers in Indonesia or the Philippines) own, in aggregate, more than 25 percent of it and are parties to, or beneficiaries of, a contractual relation affecting the

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<sup>7</sup> *See id.* §§ 1.767(a)(8)(i), 63.18(o).

<sup>8</sup> 21 U.S.C. § 862(a); Pub. L. 100-690, title V, Section 5301 (Nov. 18, 1988), 102 Stat. 4310, 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, Section 1002(d)(1) (Nov. 29, 1990), 104 Stat. 4827, and has been recodified as 21 U.S.C. § 862(a). 47 C.F.R. § 63.18(o) does not reflect this recodification.

<sup>9</sup> *See* 47 C.F.R. § 1.767(a)(8)(ii).

<sup>10</sup> *See id.* § 1.767(a)(8)(iii).

provision or marketing of arrangements for the terms of acquisition, sale, lease, transfer and use of capacity on the SEA-US system in the United States.

**(8) Certifications Regarding WTO Status and Affiliations with Foreign Carriers Having Market Power in Foreign Destination Markets<sup>11</sup>**

No response required.

**(9) Certification Regarding Routine Conditions<sup>12</sup>**

By the signature below, GTA certifies that it accepts and will abide by the routine conditions specified in 47 C.F.R. § 1.767(g).

**(10) Streamlining—Market Power<sup>13</sup>**

GTA requests streamlined processing pursuant to 47 C.F.R. § 1.767(k)(1). GTA certifies that it is not a foreign carrier and is not affiliated with a foreign carrier in Indonesia or the Philippines, the two foreign destination markets in which SEA-US will land.

**(11) Streamlining—CZMA<sup>14</sup>**

By the signature below, GTA certifies that it is not required to submit a consistency certification to any state or territory pursuant to Section 1456(c)(3)(A) of the Coastal Zone Management Act, codified at 16 U.S.C. § 1456(c)(3)(A). California, Hawaii, and Guam, the U.S. states and territory in which the SEA-US system will land, do not list, and have never

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<sup>11</sup> See *id.* § 1.767(a)(8)(iv).

<sup>12</sup> See *id.* § 1.767(a)(9).

<sup>13</sup> See *id.* §§ 1.767(j), (k).

<sup>14</sup> See *id.* §§ 1.767(j), (k).

proposed to list, a cable landing license as a federal activity requiring a consistency certification.<sup>15</sup>

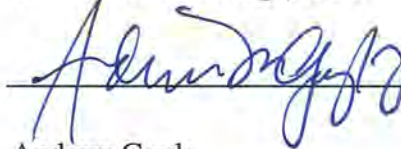
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<sup>15</sup> See California Coastal Commission, California Coastal Management Program, List of Federal Licenses and Permits Subject to Certification for Consistency, <http://coast.noaa.gov/czm/consistency/media/ccc.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Guam's Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/guam.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Hawaii's Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/hi.pdf>.

## CERTIFICATION

On behalf of GTA, I certify that all of the information contained in this application and Appendix E is true and correct to the best of my knowledge and belief.

**TeleGuam Holdings, LLC**



Andrew Gayle  
Chief Operating Officer  
TeleGuam Holdings, LLC  
624 North Marine Corps Dr.  
Tamuning, Guam 96913  
+1 671 644 1035  
agayle@gta.net

Kent Bressie  
Danielle Piñeres  
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kbressie@hwglaw.com

*Counsel for TeleGuam Holdings, LLC*



## **APPENDIX F:**

### **PT Telekomunikasi Indonesia International**

PT Telekomunikasi Indonesia International (“Telin”) is an Indonesian corporation with its principal place of business in Jakarta, Indonesia. Telin provides network services and international telecommunications services. Telin has not previously applied for or received any Commission authorizations.

Telin is wholly owned by Perusahaan Perseroan (Persero) PT Telekomunikasi Indonesia Tbk. (trading as PT Telekomunikasi Indonesia Tbk.) (“Telkom Indonesia”). Telkom Indonesia is Indonesia’s principal telecommunications carrier and network operator. Telkom Indonesia offers a complete range of telecommunications services in Indonesia, including fixed wireline and wireless, mobile, international, Internet, and data communications services. Telkom Indonesia and its subsidiaries also provide various services in the field of information, media and edutainment, including cloud-based and server-based managed services, e-payment services, e-commerce and other portal services.

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

##### **(1) Applicants’ Names, Addresses, and Telephone Numbers<sup>1</sup>**

PT Telekomunikasi Indonesia International  
Menara Jamsostek, North Tower, 24th floor  
Jl. Jendral Gatot Subroto, Kav. 38,  
Jakarta 12710, Indonesia  
+62 21 2995 2300

##### **(2) Applicants’ Places of Incorporation<sup>2</sup>**

Telin is a corporation organized under Indonesian law.

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<sup>1</sup> See 47 C.F.R. § 1.767(a)(1).

<sup>2</sup> See *id.* § 1.767(a)(2).

**(3) Contact Information<sup>3</sup>**

G.E. Dhany Widjajanta  
Vice President – Corporate Secretary  
PT Telekomunikasi Indonesia International  
Menara Jamsostek, North Tower, 24th floor  
Jl. Jendral Gatot Subroto, Kav. 38  
Jakarta 12710, Indonesia  
+62 21 29952300 ext 183  
dhany@telin.co.id

*with a copy to:*

Kent Bressie  
Harris, Wiltshire & Grannis LLP  
1919 M Street, N.W., Suite 800  
Washington, D.C. 20036-3537  
+1 202 730 1337  
kbressie@hwglaw.com

*Counsel for PT Telekomunikasi Indonesia International*

**(4) Certification Regarding Ownership, Citizenship, Principal Business, and Interlocking Directorates<sup>4</sup>**

By the signature below, Telin certifies to the following. Telin has the following 10-percent-or-greater direct or indirect interest holders:

**Perusahaan Perseroan (Persero) PT Telekomunikasi Indonesia Tbk. (“Telkom Indonesia”)**

*Address:* Jl. Japati No. 1, Bandung 40133 – Indonesia

*Citizenship:* Indonesia

*Principal Business:* telecommunications

*Relationship:* Telkom Indonesia directly owns 100 percent of Telin.

**Government of the Republic of Indonesia**

*Address:* Ministry of State-Owned Enterprise, Garuda Indonesia Building, Jl. Medan Merdeka Selatan, No. 13, Jakarta Pusat, 10110, Indonesia

*Citizenship:* Indonesia

*Principal Business:* government

*Relationship:* The Indonesian Government owns 52.56 percent of Telkom Indonesia’s Series B common shares and therefore indirectly owns 52.56 percent of Telin. The

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<sup>3</sup> See *id.* § 1.767(a)(3).

<sup>4</sup> See *id.* §§ 1.767(a)(8)(i), 63.18(h).

Indonesian Government's shares are vested in the Ministry of Finance and exercised by the Ministry of State-Owned Enterprises.

The Indonesian Government, through the Ministry of Finance, also holds the single Series A Dwiwarna share in Telkom Indonesia, which gives the Indonesian Government special voting rights, including the right to nominate and to veto the appointment and removal of any director or commissioner, and to issue new shares and amendments to Telkom Indonesia's Articles of Association (including amendments to merge or dissolve Telkom Indonesia prior to the expiry of its term of existence, to increase or decrease Telkom Indonesia's authorized capital, or to reduce Telkom Indonesia's subscribed capital). The Indonesian Government is prohibited from transferring the Dwiwarna share. The Indonesian Government's ownership of the Dwiwarna share gives it effective control over Telkom Indonesia even if the Indonesian Government reduces its ownership of Telkom Indonesia common stock. The Indonesian Government's rights with respect to the Dwiwarna share may only be modified by an amendment of Telkom Indonesia's Articles of Association, which the Indonesian Government may veto.

The remaining 47.44 percent of Telkom Indonesia's Series B common shares are owned by the public. Telkom Indonesia's shares trade publicly on the Indonesia Stock Exchange ("IDX") under the symbol "TLKM" and on the New York Stock Exchange ("NYSE") under the symbol "TLK." As there is an active market in Telkom Indonesia's shares, Telkom Indonesia's share ownership is always fluid. Moreover, Telkom Indonesia 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 the most recent measurable date, December 31, 2014, the only 10-percent-or-greater shareholder of Telkom Indonesia is the Government of the Republic of Indonesia, which owns 52.56 percent of Telkom Indonesia's shares, as discussed above.

The following corporate officers and directors of Telin are also officers or directors of other foreign carriers:

**Tulus Sudarsono**

*Position with Telin:* Director

*Position with Telekomunikasi Indonesia International (TL),S.A.:* Director

**S.P. Natigor Sitorus**

*Position with Telin:* Director

*Position with Telekomunikasi Indonesia International (Malaysia) Sdn. Bhd.:* Director

**Sunarto Parto**

*Position with Telin:* Director

*Position with Telekomunikasi Indonesia International Pte. Ltd.:* Director

*Position with Telekomunikasi Indonesia International (Hongkong) Ltd.:* Director

**Syarif Syarial Ahmad**

*Position with Telin:* President Director

*Position with Telekomunikasi Indonesia International Pte. Ltd.:* Chairman

*Position with Telekomunikasi Indonesia International (Hongkong) Ltd.:* Chairman

*Position with Telekomunikasi Indonesia International (TL),S.A.:* Chairman

**(5) Certification Regarding the Anti-Drug Abuse Act of 1988<sup>5</sup>**

By its signature below, Telin 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.<sup>6</sup>

**(6) Certification Regarding Foreign Carrier Status and Foreign Affiliations<sup>7</sup>**

By the signature below, Telin certifies that it:

(A) is a foreign carrier in Indonesia;

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<sup>5</sup> See *id.* §§ 1.767(a)(8)(i), 63.18(o).

<sup>6</sup> 21 U.S.C. § 862(a). Pub. L. 100-690, title V, Section 5301 (Nov. 18, 1988), 102 Stat. 4310, 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, Section 1002(d)(1) (Nov. 29, 1990), 104 Stat. 4827, and has been recodified as 21 U.S.C. § 862(a). 47 C.F.R. § 63.18(o) does not reflect this recodification.

<sup>7</sup> See 47 C.F.R. § 1.767(a)(8)(ii).

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

(C) is affiliated with foreign carriers in Hong Kong, Indonesia, Macau, Malaysia, Singapore, Taiwan, and Timor Leste, one of which owns or controls a cable landing station in Indonesia, and one of which owns or controls a cable landing station in Singapore, as identified in Table 1 below:

**Table 1: Foreign-Carrier Affiliates of Telin**

<b>Entity</b>	<b>Country</b>	<b>Owens/Controls Cable Landing Station?</b>
Telekomunikasi Indonesia International Ltd., Hong Kong	Hong Kong	No
PT Citra Sari Makmur	Indonesia	No
PT Multimedia Nusantara	Indonesia	No
PT Patra Telekomunikasi Indonesia	Indonesia	No
PT Satelit Multimedia Indonesia	Indonesia	No
Perusahaan Perseroan (Persero) PT Telekomunikasi Indonesia Tbk. (“Telkom Indonesia”)	Indonesia	Yes
PT Telekomunikasi Selular	Indonesia	No
Telekomunikasi Indonesia International (Malaysia) Sdn. Bhd.	Malaysia	No
Telekomunikasi Indonesia International Pte. Ltd.	Singapore	Yes
Telkom Taiwan Limited	Taiwan	No
Telekomunikasi Indonesia International S.A. (TL)	Timor Leste	No

**(7) Certification Regarding Destination Countries<sup>8</sup>**

By the signature below, Telin certifies to the following:

(A) it is a foreign carrier in Indonesia, one of the two foreign destination markets in which the SEA-US system will land;

(B) it does not control a foreign carrier in Indonesia or the Philippines;

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<sup>8</sup> See *id.* § 1.767(a)(8)(iii).

(C) Telkom Indonesia, which directly owns more than 25 percent of Telin and which controls it, also owns and/or controls the foreign carriers in Indonesia listed in part I(6) above; and

(D) no grouping of two or more foreign carriers in Indonesia or the Philippines (or parties that control foreign carriers in Indonesia 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 SEA-US system in the United States.

**(8) Certifications Regarding WTO Status and Affiliations with Foreign Carriers Having Market Power in Foreign Destination Markets<sup>9</sup>**

By its signature below, Telin certifies that Indonesia, the country identified above in response to 47 C.F.R. § 1.767(a)(8), is a member of the World Trade Organization.<sup>10</sup>

**(9) Certification Regarding Routine Conditions<sup>11</sup>**

By the signature below, Telin certifies that it accepts and will abide by the routine conditions specified in 47 C.F.R. § 1.767(g).

**(10) Streamlining—Market Power<sup>12</sup>**

Telin requests streamlined processing pursuant to 47 C.F.R. § 1.767(k)(3). Telin is a foreign carrier in Indonesia, where it has a greater-than-fifty-percent market share in the international transport market in Indonesia. It is also affiliated with, and controlled by, Telkom Indonesia, which has a greater-than-fifty-percent market share in Indonesia's local access

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<sup>9</sup> See *id.* § 1.767(a)(8)(iv).

<sup>10</sup> See World Trade Organization, *Members and Observers* (as of April 26, 2015), [http://www.wto.org/english/thewto\\_e/whatis\\_e/tif\\_e/org6\\_e.htm](http://www.wto.org/english/thewto_e/whatis_e/tif_e/org6_e.htm).

<sup>11</sup> See 47 C.F.R. § 1.767(a)(9).

<sup>12</sup> See *id.* §§ 1.767(j), (k).

market. As noted in part I(8) above, Indonesia is a WTO member. Telin agrees to accept and abide by the reporting requirements set forth in 47 C.F.R. § 1.767(l).

**(11) Streamlining—CZMA<sup>13</sup>**

By the signature below, Telin certifies that it is not required to submit a consistency certification to any state or territory pursuant to Section 1456(c)(3)(A) of the Coastal Zone Management Act, codified at 16 U.S.C. § 1456(c)(3)(A). California, Hawaii, and Guam, the U.S. states and territory in which the SEA-US system will land, do not list, and have never proposed to list, a cable landing license as a federal activity requiring a consistency certification.<sup>14</sup>

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<sup>13</sup> *See id.* §§ 1.767(j), (k).

<sup>14</sup> *See* California Coastal Commission, California Coastal Management Program, List of Federal Licenses and Permits Subject to Certification for Consistency, <http://coast.noaa.gov/czm/consistency/media/ccc.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Guam's Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/guam.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Hawaii's Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/hi.pdf>.

## CERTIFICATION

On behalf of Telin, I certify that all of the information contained in this application and Appendix F is true and correct to the best of my knowledge and belief.

**PT Telekomunikasi Indonesia International**



Kent Bressie  
Danielle Piñeres  
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*Counsel for PT Telekomunikasi Indonesia  
International*

Tulus Sudarsono  
Network Operation Director  
PT Telekomunikasi Indonesia International  
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Jl. Jendral Gatot Subroto Street, Kav. 38  
Jakarta 12710, Indonesia  
+62 21 29952300 ext 107  
tulus@telin.co.id



## **APPENDIX G:**

### **Telekomunikasi Indonesia International (USA) Inc.**

Telekomunikasi Indonesia International (USA) Inc. (“Telkom USA”) is a Delaware corporation with its principal place of business in Los Angeles, California. Telkom USA is currently seeking to provide U.S. international telecommunications services, as described in its pending application for international Section 214 authority.<sup>1</sup>

Telkom USA is wholly owned by PT Telekomunikasi Indonesia International (“Telin”), an Indonesian provider of network services and international telecommunications services. Telin, in turn, is wholly owned by Perusahaan Perseroan (Persero) PT Telekomunikasi Indonesia Tbk. (trading as PT Telekomunikasi Indonesia Tbk.) (“Telkom Indonesia”). Telkom Indonesia is Indonesia’s principal telecommunications carrier and network operator. Telkom Indonesia offers a complete range of telecommunications services in Indonesia, including fixed wireline and wireless, mobile, international, Internet, and data communications services. Telkom Indonesia and its subsidiaries also provide various services in the field of information, media and edutainment, including cloud-based and server-based managed services, e-payment services, e-commerce and other portal services.

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

##### **(1) Applicants’ Names, Addresses, and Telephone Numbers<sup>2</sup>**

Telekomunikasi Indonesia International (USA) Inc.  
The Bloc Executive Suites  
700 South Flower Street, 11th floor, No. 36,37 A-B  
Los Angeles, California 90017 USA  
+1 213 232 1126

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<sup>1</sup> FCC File No. ITC-214-20140918-00265.

<sup>2</sup> See 47 C.F.R. § 1.767(a)(1).

**(2) Applicants' Places of Incorporation<sup>3</sup>**

Telkom USA is a corporation organized under Delaware law.

**(3) Contact Information<sup>4</sup>**

Joseph Sahat Raja Panggabean  
Chief Executive Officer  
Telekomunikasi Indonesia International (USA) Inc.  
The Bloc Executive Suites  
700 South Flower Street, 11th floor, No. 36,37 A-B  
Los Angeles, California 90017 USA  
+1 213 232 1126  
joss@telin.co.id

*with a copy to:*

Kent Bressie  
Harris, Wiltshire & Grannis LLP  
1919 M Street, N.W., Suite 800  
Washington, D.C. 20036-3537  
+1 202 730 1337  
kbressie@hwglaw.com

*Counsel for Telekomunikasi Indonesia International (USA) Inc.*

**(4) Certification Regarding Ownership, Citizenship, Principal Business, and Interlocking Directorates<sup>5</sup>**

By the signature below, Telkom USA certifies to the following. Telkom USA has the following 10-percent-or-greater direct or indirect interest holders:

**PT Telekomunikasi Indonesia International (“Telin”)**

*Address:* Menara Jamsostek, North Tower 24th Floor, Jl. Jend. Gatot Subroto Kav.38  
Jakarta 12710 - Indonesia

*Citizenship:* Indonesia

*Principal Business:* Telecommunications

*Relationship:* Telin directly owns 100 percent of Telkom USA.

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<sup>3</sup> See *id.* § 1.767(a)(2).

<sup>4</sup> See *id.* § 1.767(a)(3).

<sup>5</sup> See *id.* §§ 1.767(a)(8)(i), 63.18(h).

**Perusahaan Perseroan (Persero) PT Telekomunikasi Indonesia Tbk. (“Telkom Indonesia”)**

*Address:* Jl. Japati No. 1, Bandung 40133 – Indonesia

*Citizenship:* Indonesia

*Principal Business:* Telecommunications

*Relationship:* Telkom Indonesia directly owns 100 percent of Telin and therefore indirectly owns 100 percent of Telkom USA.

**Government of the Republic of Indonesia**

*Address:* Ministry of State-Owned Enterprise, Garuda Indonesia Building, JL Medan Merdeka Selatan, No. 13, Jakarta Pusat, 10110, Indonesia

*Citizenship:* Indonesia

*Principal Business:* Government

*Relationship:* The Indonesian Government owns 52.56 percent of Telkom Indonesia’s Series B common shares and therefore indirectly owns 52.56 percent of Telkom USA. The Indonesian Government’s shares are vested in the Ministry of Finance and exercised by the Ministry of State-Owned Enterprises.

The Indonesian Government, through the Ministry of Finance, also holds the single Series A Dwiwarna share in Telkom Indonesia, which gives the Indonesian Government special voting rights, including the right to nominate and to veto the appointment and removal of any director or commissioner, and to issue new shares and amendments to Telkom Indonesia’s Articles of Association (including amendments to merge or dissolve Telkom Indonesia prior to the expiry of its term of existence, to increase or decrease Telkom Indonesia’s authorized capital, or to reduce Telkom Indonesia’s subscribed capital). The Indonesian Government is prohibited from transferring the Dwiwarna share. The Indonesian Government’s ownership of the Dwiwarna share gives it effective control over Telkom Indonesia even if the Indonesian Government reduces its ownership of Telkom Indonesia common stock. The Indonesian Government’s rights with respect to the Dwiwarna share may only be modified by an amendment of Telkom Indonesia’s Articles of Association, which the Indonesian Government may veto.

The remaining 47.44 percent of Telkom Indonesia’s Series B common shares are owned by the public. Telkom Indonesia’s shares trade publicly on the Indonesia Stock Exchange

(“IDX”) under the symbol “TLKM” and on the New York Stock Exchange (“NYSE”) under the symbol “TLK.” As there is an active market in Telkom Indonesia’s shares, Telkom Indonesia’s share ownership is always fluid. Moreover, Telkom Indonesia 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 the most recent measurable date, December 31, 2014, the only 10-percent-or-greater shareholder of Telkom Indonesia is the Government of the Republic of Indonesia, which owns 52.56 of Telkom Indonesia’s shares, as discussed above.

The following corporate officers and directors of Telkom USA are also officers or directors of other foreign carriers:

**Tulus Sudarsono**

*Position with Telkom USA:* Director

*Position with Telekomunikasi Indonesia International (TL), S.A.:* Director

*Position with PT Telekomunikasi Indonesia International:* Director

**Budi Satria Dharma Purba**

*Position with Telkom USA:* Director

*Position with Telekomunikasi Indonesia International (Malaysia) Sdn. Bhd.:* Director

On May 29, 2015, Telkom USA executed a definitive agreement with investment funds serviced by Advantage Partners to acquire the equity held by those funds in the parent company of TeleGuam Holdings, LLC (“GTA”)—one of the other six members of the SEA-US consortium. Post-consummation, GTA will exist as a wholly-owned, indirect subsidiary of Telkom USA. The parties have already applied for Commission consent to transfer control of GTA’s licenses and authorizations.<sup>6</sup> The parties expect to consummate that transaction in the first quarter of 2016.

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<sup>6</sup> See FCC File No. ITC-T/C-20150612-00146; WC Docket No. 15-148.

**(5) Certification Regarding the Anti-Drug Abuse Act of 1988<sup>7</sup>**

By its signature below, Telkom USA 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.<sup>8</sup>

**(6) Certification Regarding Foreign Carrier Status and Foreign Affiliations<sup>9</sup>**

By the signature below, Telkom USA certifies that it:

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

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

(C) is affiliated with foreign carriers in Hong Kong, Indonesia, Macau, Malaysia, Singapore, Taiwan, and Timor Leste, one of which owns or controls a cable landing station in Indonesia, and one of which owns or controls a cable landing station in Singapore, as identified in Table 1 below:

**Table 1: Foreign-Carrier Affiliates of Telkom USA**

Entity	Country	Owens/Controls Cable Landing Station?
Telekomunikasi Indonesia International Ltd., Hong Kong	Hong Kong	No
PT Citra Sari Makmur	Indonesia	No
PT Multimedia Nusantara	Indonesia	No
PT Patra Telekomunikasi Indonesia	Indonesia	No
PT Satelit Multimedia Indonesia	Indonesia	No
PT Telekomunikasi Indonesia International (“Telin”)	Indonesia	No

<sup>7</sup> See *id.* §§ 1.767(a)(8)(i), 63.18(o).

<sup>8</sup> 21 U.S.C. § 862(a). Pub. L. 100-690, title V, Section 5301 (Nov. 18, 1988), 102 Stat. 4310, 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, Section 1002(d)(1) (Nov. 29, 1990), 104 Stat. 4827, and has been recodified as 21 U.S.C. § 862(a). 47 C.F.R. § 63.18(o) does not reflect this recodification.

<sup>9</sup> See 47 C.F.R. § 1.767(a)(8)(ii).

Perusahaan Perseroan (Persero) PT Telekomunikasi Indonesia Tbk (“Telkom Indonesia”)	Indonesia	Yes
PT Telekomunikasi Selular	Indonesia	No
Telekomunikasi Indonesia International (Malaysia) Sdn. Bhd.	Malaysia	No
Telekomunikasi Indonesia International Pte. Ltd.	Singapore	Yes
Telkom Taiwan Limited	Taiwan	No
Telekomunikasi Indonesia International S.A. (TL)	Timor Leste	No

**(7) Certification Regarding Destination Countries<sup>10</sup>**

By the signature below, Telkom USA certifies to the following:

(A) it is not a foreign carrier in Indonesia or the Philippines, the two foreign destination markets in which the SEA-US system will land;

(B) it does not control a foreign carrier in Indonesia or the Philippines;

(C) Telkom Indonesia, which indirectly owns more than 25 percent of Telkom USA and which controls it, also owns and/or controls the foreign carriers in Indonesia listed in part I(6) above; and

(D) no grouping of two or more foreign carriers in Indonesia or the Philippines (or parties that control foreign carriers in Indonesia 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 SEA-US system in the United States.

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<sup>10</sup> See *id.* § 1.767(a)(8)(iii).

**(8) Certifications Regarding WTO Status and Affiliations with Foreign Carriers Having Market Power in Foreign Destination Markets<sup>11</sup>**

By its signature below, Telkom USA certifies that Indonesia, the country identified above in response to 47 C.F.R. § 1.767(a)(8), is a member of the World Trade Organization.<sup>12</sup>

**(9) Certification Regarding Routine Conditions<sup>13</sup>**

By the signature below, Telkom USA certifies that it accepts and will abide by the routine conditions specified in 47 C.F.R. § 1.767(g).

**(10) Streamlining—Market Power<sup>14</sup>**

Telkom USA requests streamlined processing pursuant to 47 C.F.R. § 1.767(k)(3). Telkom USA is affiliated with Telin and Telkom Indonesia, as described above. As noted in part I(8) above, Indonesia is a WTO member. Telkom USA agrees to accept and abide by the reporting requirements set forth in 47 C.F.R. § 1.767(l).

**(11) Streamlining—CZMA<sup>15</sup>**

By the signature below, Telkom USA certifies that it is not required to submit a consistency certification to any state or territory pursuant to Section 1456(c)(3)(A) of the Coastal Zone Management Act, codified at 16 U.S.C. § 1456(c)(3)(A). California, Hawaii, and Guam, the U.S. states and territory in which the SEA-US system will land, do not list, and have never

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<sup>11</sup> *See id.* § 1.767(a)(8)(iv).

<sup>12</sup> *See* World Trade Organization, *Members and Observers* (as of April 26, 2015), [http://www.wto.org/english/thewto\\_e/whatis\\_e/tif\\_e/org6\\_e.htm](http://www.wto.org/english/thewto_e/whatis_e/tif_e/org6_e.htm).

<sup>13</sup> *See* 47 C.F.R. § 1.767(a)(9).

<sup>14</sup> *See id.* §§ 1.767(j), (k).

<sup>15</sup> *See id.* §§ 1.767(j), (k).

proposed to list, a cable landing license as a federal activity requiring a consistency certification.<sup>16</sup>

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<sup>16</sup> See California Coastal Commission, California Coastal Management Program, List of Federal Licenses and Permits Subject to Certification for Consistency, <http://coast.noaa.gov/czm/consistency/media/ccc.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Guam's Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/guam.pdf>; National Oceanic and Atmospheric Administration, Coastal Zone Management Program, Hawaii's Listed Federal Actions, <http://coast.noaa.gov/czm/consistency/media/hi.pdf>.



## CERTIFICATION

On behalf of Telkom USA, I certify that all of the information contained in this application and Appendix G is true and correct to the best of my knowledge and belief.

**Telekomunikasi Indonesia International (USA)  
Inc.**



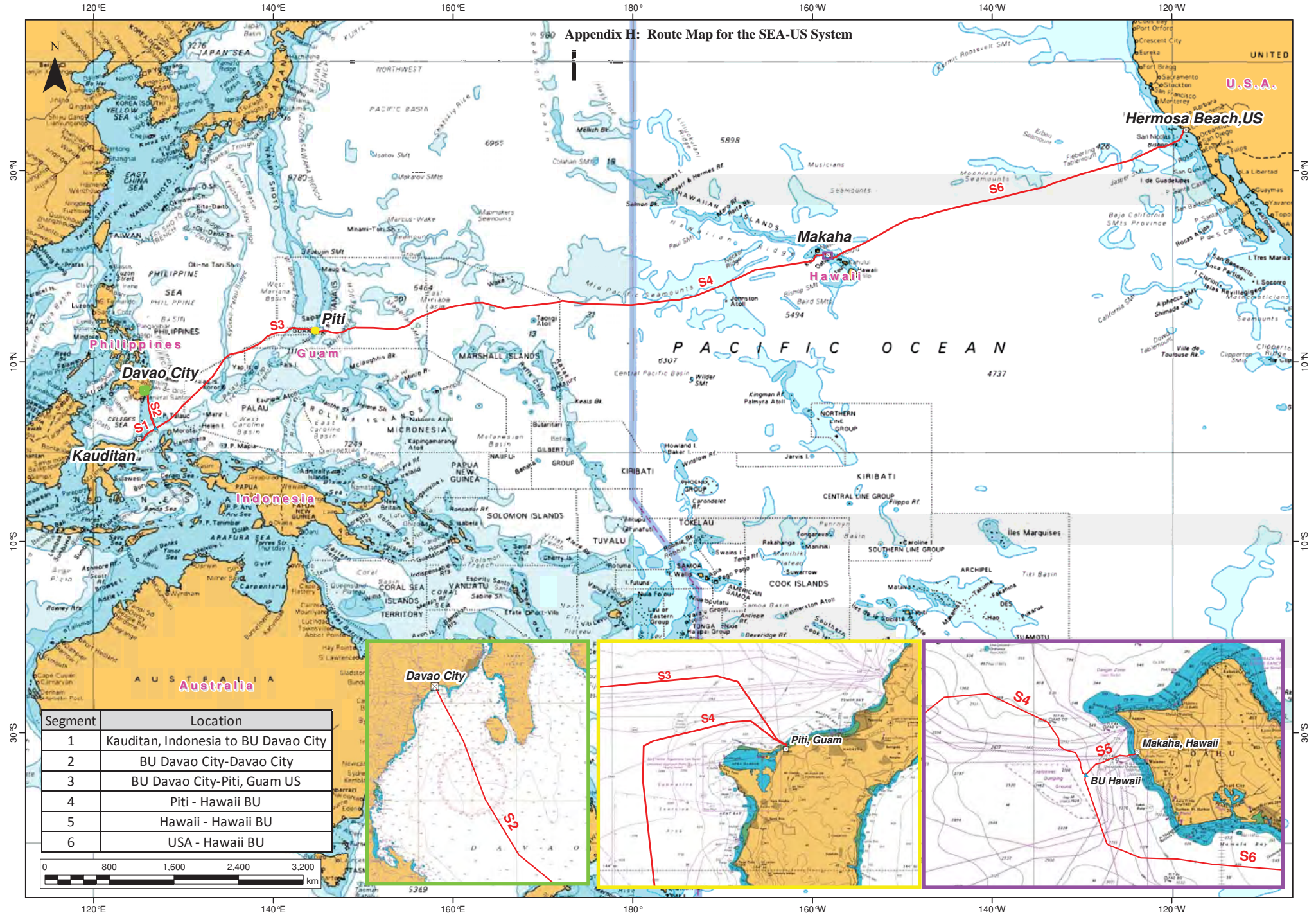
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Appendix H: Route Map for the SEA-US System



Segment	Location
1	Kauditan, Indonesia to BU Davao City
2	BU Davao City-Davao City
3	BU Davao City-Piti, Guam US
4	Piti - Hawaii BU
5	Hawaii - Hawaii BU
6	USA - Hawaii BU

