

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of)	
)	
Microsoft Infrastructure Group, LLC,)	File No. SCL-LIC-20151104-00029
Microsoft Operations Pte Ltd., China Mobile)	
International Ltd, China)	
Telecommunications Corporation, China)	
United Network Communications Group)	
Company Ltd., Chunghwa Telecom Co.)	
Ltd., and KT Corporation,)	
)	
Application for a License to Land and)	
Operate a Private Fiber-Optic Cable System)	
Connecting China, Japan, the Republic of)	
Korea, Taiwan, and the United States)	

**PETITION TO ADOPT CONDITIONS TO
AUTHORIZATIONS AND LICENSES**

The Department of Homeland Security (“DHS”), with the concurrence of the Department of Justice (“DOJ”; jointly, the “Agencies”), submits this Petition to Adopt Conditions to Authorizations and Licenses (“Petition”), pursuant to Section 1.41 of the Federal Communications Commission (“Commission”) rules.¹ Through this Petition, DHS advises the Commission that the Agencies have no objection to the Commission approving the authority sought in the above-referenced proceedings, provided that the Commission conditions its approval on the commitment of Microsoft Infrastructure Group, LLC (“MIGL”) to abide by the undertakings set forth in the January 12, 2017, National Security Agreement (“2017 NSA”), which is attached hereto as Attachment A. The above-referenced proceedings involve an application seeking Commission approval to land and operate a fiber optic submarine cable system connecting the United States, China, Japan, the Republic of Korea, and Taiwan (FCC File

¹ 47 C.F.R. § 1.41.

No. SCL-LIC-20151104-00029).

The Commission has long recognized that law enforcement, national security, and public safety concerns are part of its public interest analysis, and has accorded deference to the views of other U.S. government agencies with expertise in those areas. *See In the Matter of Comsat Corporation d/b/a Comsat Mobile Communications, etc.*, 16 FCC Rcd. 21,661, 21707 ¶ 94 (2001).

After discussions with representatives of MIGL in connection with the above-referenced proceedings, the Agencies have concluded that the commitments set forth in the 2016 NSA will help ensure that those agencies with responsibility for enforcing the law, protecting the national security, and preserving public safety can proceed appropriately to satisfy those responsibilities. Accordingly, DHS, with the concurrence of DOJ, advises the Commission that it has no objection to the Commission granting the applications in the above-referenced proceedings, provided that the Commission conditions its consent on compliance by MIGL with the 2017 NSA.

Respectfully submitted,

/S/ Shawn Cooley
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January 12, 2017

Attachment A (2017 National Security Agreement)