

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

In the Matter of )  
 )  
GU Holdings Inc., ) File No. SCL-LIC-20181008-00034  
 )  
Application for a License to Construct, Land )  
and Operate a Non-Common Carrier Fiber- )  
Optic Submarine Cable System Connecting )  
Los Angeles, California and Valparaiso, )  
Chile, )  
 )  
 )  
 )  
 )

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

The Department of Homeland Security (“DHS”) hereby submits this Petition to Adopt Conditions to Authorizations and Licenses (“Petition”), pursuant to Section 1.41 of the Federal Communications Commission (“Commission”) rules.<sup>1</sup> Through this Petition, DHS advises the Commission that DHS has no objection to the Commission approving the authority sought in the above-referenced proceeding, provided that the Commission conditions its approval on the commitment of GU Holdings Inc. (“GU Holdings”) to abide by the undertakings set forth in the September 18, 2019 Letter of Assurances (“LOA”), which is attached hereto as Attachment A. The above-referenced proceeding involves an application seeking Commission approval to construct, land and operate a fiber optic submarine cable system connecting Los Angeles, California and Valparaiso, Chile (FCC File No. SCL-LIC-20181008-00034).

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

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<sup>1</sup> 47 C.F.R. § 1.41.

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 GU Holdings in connection with the above-referenced proceeding, DHS has concluded that the commitments set forth in the LOA 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 advises the Commission that it has no objection to the Commission granting the application in the above-referenced proceeding, provided that the Commission conditions its consent on compliance by GU Holdings with the LOA.

Respectfully submitted,

/S/ Brien Beattie  
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September 19, 2019

Attachment A (Letter of Assurances)