

**BEFORE THE FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554**

In the Matter of
PREPA Networks, LLC

Request of Transfer of Control
Under Section 214
Of the Communication Act of 1934
As Amended

REQUEST FOR TRANSFER OF CONTROL, PURSUANT TO 47 CFR §63.24

PREPA Networks, LLC, FRN 0021344072 (hereinafter “Applicant”, “PREPA Networks” or “Assignee”) by its attorney and pursuant to Section 214 of the Communications Act of 1934, as amended (“the Act”), 47 USC 214 hereby requests transfer of control pursuant to 47 C.F.R. §63.24 of certain submarine cable landing license interest in the TAINO-CARIB fiber optic system from Telecomunicaciones Ultramarinas de Puerto Rico, Inc. d/b/a Ultracom (“Ultracom”) to Applicant. Applicant is a limited liability company wholly owned by the Commonwealth of Puerto Rico, exempt from the payment of fees pursuant to section 1.1114 of the Commission Rules, 47 C.F.R. 1.1114. See **Attachment A**.

On February 28, 2008, the Puerto Rico Telephone Authority (“PRTA”) a government entity of the Commonwealth of Puerto Rico, created by Puerto Rico Law No. 25 of May 6, 1974, as amended (“Law No. 25”), was the sole owner and stockholder of Ultracom, entered into a stock purchase agreement with PREPA Networks Corp. pursuant to which PREPA Networks Corp. acquired all outstanding shares of common stock of Ultracom owned by PRTA¹. In September 24, 2008, the FCC granted its consent of authority to transfer the control of all Ultracom’s FCC licenses to PREPA Networks Corp., (see Report No. SCL-00076); four years later, on April 2012 the control of all FCC licenses were transferred and approved in favor of Applicant (see Report No. TEL01556) Due to clerical error, the submarine cable landing license interest in the Taino Carib fiber optic system was not transferred from Ultracom to PREPA Networks, Corp., much less to Applicant four (4) years later. In light of the above, Applicant respectfully request to transfer control the submarine cable landing license interest in the TAINO-CARIB from Ultracom to PREPA Networks, LLC.

¹ PRTA was entrusted to the Government Development Bank of Puerto Rico, a government entity of the Commonwealth of Puerto Rico, created by Puerto Rico Law No. 17 of September 23, 1948, as amended, pursuant to Puerto Rico Law No. 94 of June 24, 1998 which amended Law No. 25.

According to our records, the cable landing license interest of TAINO CARIB in the FCC is under Ultracom (Telecomunicaciones Ultramarinas de Puerto Rico, Inc.) when such entity was under the controlled of the PRTA, see **Attachment B**. On February 28, 2008, PRTA, sole owner and stockholder of Ultracom entered into a stock purchase agreement with PREPA Networks Corp, see **Attachment C**. Such transaction changed the entity that controls the authorization of the holder (ie. Ultracom), see **Attachment D**. As of 2008, Ultracom became a wholly subsidiary of PREPA Networks Corp., a nonprofit corporation created under the laws of the Commonwealth of Puerto Rico, whose parent company was the Puerto Rico Electric Power Authority, a public corporation of the Commonwealth of Puerto Rico, created by Puerto Rico Law No. 83 of May 1941, as amended. In 2008, Ultracom changed its official corporate name from Telecomunicaciones Ultramarinas de Puerto Rico, Inc. to PREPA Net International Wholesale Transport, Inc. see **Attachment E**.

On March 1, 2012, Ultracom, known then as PREPA.Net International Wholesale Transport, Inc. and PREPA Networks, Corp. merged with and into Applicant as the survivor entity. See **Attachment F**. As a direct result of such merger, all FCC licenses held by PREPA Net International Wholesale Transport, Inc. and PREPA Networks Corp. were transferred to PREPA Networks, LLC, see Report No. TEL01556. Due to the omission to transfer the interest of the cable landing license of the TAINO CARIB cable fiber optic system in the year 2008, the Applicant failed to file a pro-forma transfer of control for said license in the year 2012.

ASSIGNEE: PREPA Networks, LLC

- a) PREPA Networks, LLC, 48 City View Plaza Suite 803, Guaynabo, Puerto Rico 00968, telephone 787-705-9950
- b) Organized under the laws of the state of Delaware with authorization to conduct business within the Commonwealth of Puerto Rico
- c) José D. Casillas, General Manager, 48 City View Plaza Suite 803, Guaynabo, Puerto Rico, 00968, jd-casillas@prepanetworks.net
- d) PREPA Networks, LLC received in the year 2012 a grant of authority, see Report No. TEL01556, for the pro forma assignment of the following facilities: *Fixed Satellite Earth Stations* (Call Sign E872647, E910100, E960160, E980310, E980311, E980330, E980331, E980332, E980333, E990221, E000075); *Cable Systems* (Americas I, Columbus II, Americas II, Maya I, Arcos I, Antillas I), *International Telecommunications Certificate* (ITC 21420100222-00086 and ITC 214-20100223-00087), *Wireless Services* (WPQY209, WQNC763).

ASSIGNOR: Telecomunicaciones Ultramarinas de Puerto Rico, Inc. ("Ultracom")

- a) Ultracom, 48 City View Suite 803, Guaynabo, Puerto Rico 00968
- b) Organized within the Commonwealth of Puerto Rico. The same was merged with PREPA Networks, LLC on March 1, 2012.
- c) José D. Casillas, General Manager, 48 City View Plaza Suite 803, Guaynabo, PR 00968, jd-casillas@prepanetworks.net

A small, handwritten mark in purple ink, resembling a stylized '1' or a checkmark, located in the bottom left corner of the page.

ASIGNEE: PREPA Networks, LLC

h) PREPA Networks is a wholly owned subsidiary of PREPA Holdings, LLC (“PREPA Holdings”), FRN 002141446. PREPA Holdings is a Delaware limited liability company wholly owned by the Puerto Rico Electric Power Authority (“PREPA”), FRN 0001728401.

i) As evidenced in the certification attached hereto as **Attachment G**, PREPA Networks is not affiliated with a foreign carrier.

j) As evidenced in the certification attached hereto as **Attachment G**, PREPA Networks does not seek to provide international telecommunications services to any destination country where (1) PREPA Networks is a foreign carrier in that country; (2) PREPA Networks controls is a foreign carrier in that country; (3) any entity that owns more 25% percent of PREPA Networks, or controls PREPA Networks, controls a foreign carrier that country; or (4) two or more foreign carriers own, in the aggregate, more than 25% percent of PREPA Networks and are parties to, or the beneficiaries of, a contractual relationship affecting the provision or marketing of international basic telecommunications services in the US.

k) Not applicable.

l) Not applicable, PREPA Networks does not propose to resell international switched services of an unaffiliated US carrier for the purpose of providing international telecommunications services to a country where it is a foreign carrier or is affiliated with a foreign carrier.

m) Not applicable, PREPA Networks is not affiliated with a foreign carrier on any of the routes it proposes to provide services.

n) As evidenced by the certification provided in **Attachment G**, PREPA Networks has not agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any US international route where the foreign carrier possesses market power on the foreign end of the route and will not enter into such agreements in the future.

o) As evidenced by the certification provided in **Attachment G**, no party to this application is subject to a denial of Federal benefits pursuant to section 5301 of the Anti Drug Abuse Act of 1988.

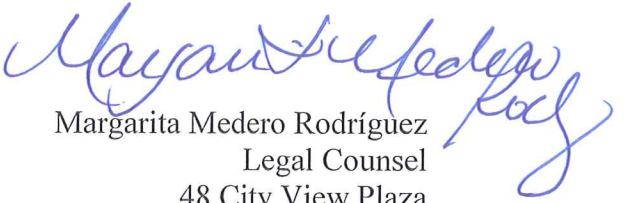
p) PREPA Networks requests streamlined processing of this application pursuant to §63.12 of the Commission Rules. 47 C.F.R. §63.12. This application qualifies for streamlined processing for the following reasons (1) PREPA Networks is not affiliated with a foreign carrier in a destination market; (2) PREPA Networks is not affiliated with any dominant US carrier whose international switched or private lines services it seeks authority to resell; and (3) the Commission has not informed PREPA Networks that its application is not eligible for streamlined processing.

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Wherefore, PREPA Networks respectfully requests the Commission to grant its authority to transfer the control from Ultracom to PREPA Networks of certain submarine cable landing license interest in the TAINO-CARIB fiber optic system.

Respectfully, submitted.

PREPA Networks, LLC

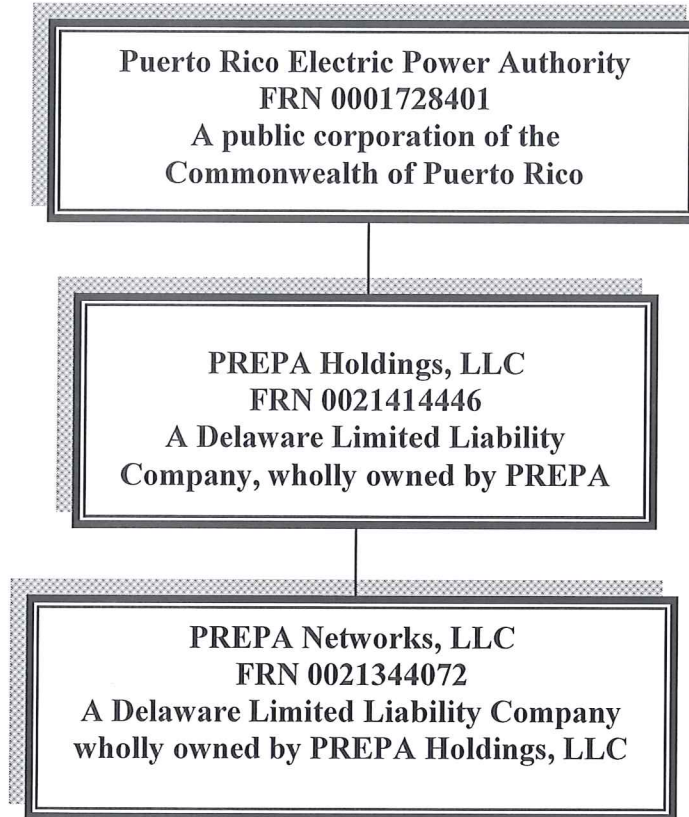


Margarita Medero Rodríguez
Legal Counsel
48 City View Plaza
Suite 803
Guaynabo, PR
T. (787) 705-9950

Date: Sept. 5. 2014

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CURRENT CORPORATE ORGANIZATION



PREPA Networks, LLC is a non-profit limited liability company created and organized under the laws of the Commonwealth of Puerto Rico. PREPA Networks, LLC is wholly owned by PREPA Holdings, LLC which is subsidiary of the Puerto Rico Electric Power Authority, a public corporation of the Commonwealth of Puerto Rico created by Puerto Rico Law No. 83 of May 2m 1941, as amended.

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FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

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(202) 418-1470
(202) 887-0134 (fax)



INTERNATIONAL BUREAU

Mr. Roberto Newland
President
Telecomunicaciones Ultramarinas de Puerto Rico
P.O. Box 10955
San Juan, Puerto Rico 00922-0955

Re: Pro Forma Assignment of Submarine Cable Landing License, File No. SCL-95-002-AL

Dear Mr. Newland:

We are in receipt of your request for consent to the pro forma assignment to Telecomunicaciones Ultramarinas de Puerto Rico ("ULTRACOM") of the submarine cable landing license interest of Isla Verde Telecommunications Corporation ("IVTC") in the TAINO-CARIB fiber optic cable system.¹ You state that IVTC is a wholly-owned subsidiary of the Puerto Rico Telephone Authority ("PRTA"), which also owns 100% of the common stock of ULTRACOM, and has 85.1% of the voting rights. You also state that all of the officers and directors of ULTRACOM are U.S. citizens. ULTRACOM is already an approved Commission licensee, holding all of the old TLD assets requiring radio licenses under Title III. You state that this change in corporate ownership of the cable landing license interest would serve the public interest by allowing PRTA to streamline its operations and improve its efficiency.

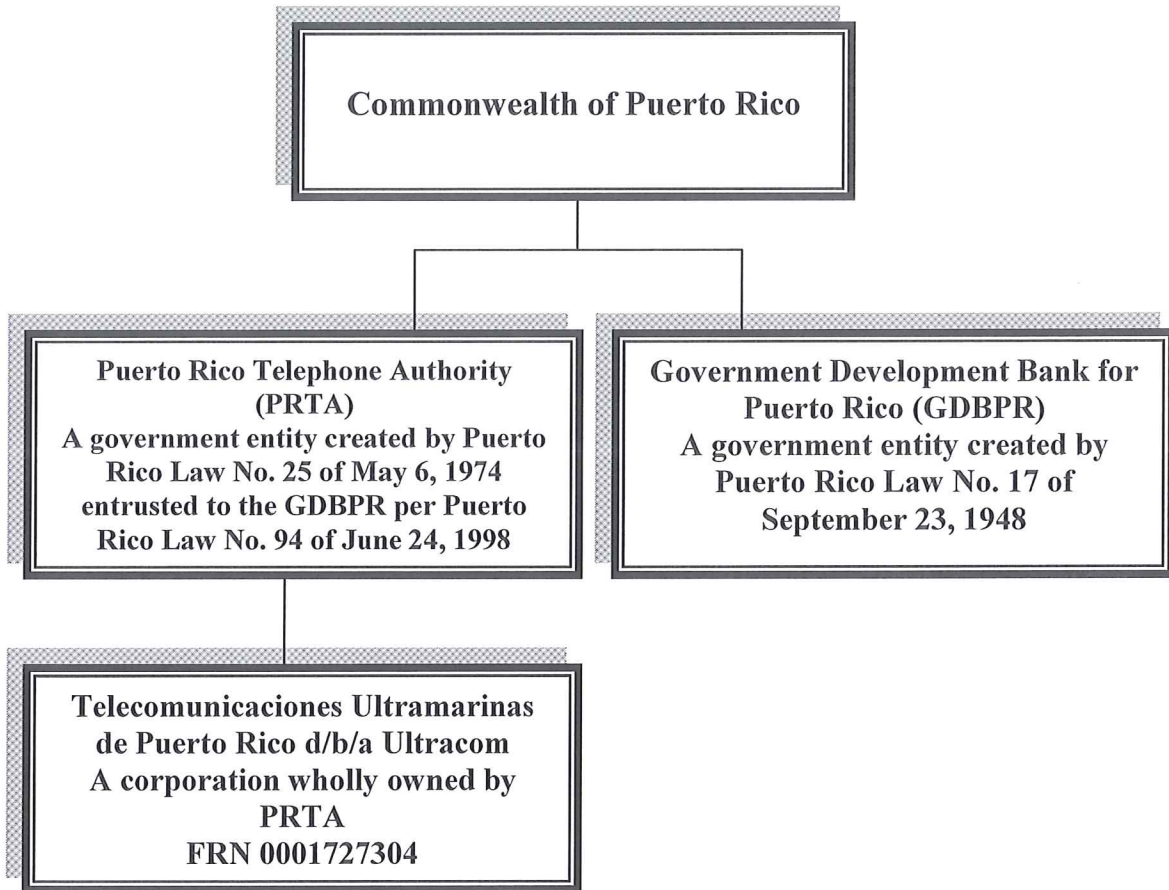
Upon consideration of your application, we find that the proposed assignment does not involve a change in the ultimate ownership or control of the Isla Verde cable station which would affect the public interest. Because PRTA is the parent of both IVTC and ULTRACOM, this application is pro forma in nature. In addition, we find that 100% of the ownership and operation of the cable station will continue to be maintained by a U.S. owned and controlled corporation, pursuant to the Commission's requirement in TLD Order, 8 FCC Rcd at 116. Accordingly, application File No. SCL-95-002-AL is hereby granted, and we consent to the pro forma assignment of the submarine cable landing license interest of IVTC in the TAINO-CARIB cable system from IVTC to ULTRACOM. As a condition of this assignment, ULTRACOM must continue to remain a U.S. owned and controlled corporation.

Sincerely yours,


for Diane J. Cornell
Chief, Telecommunications Division

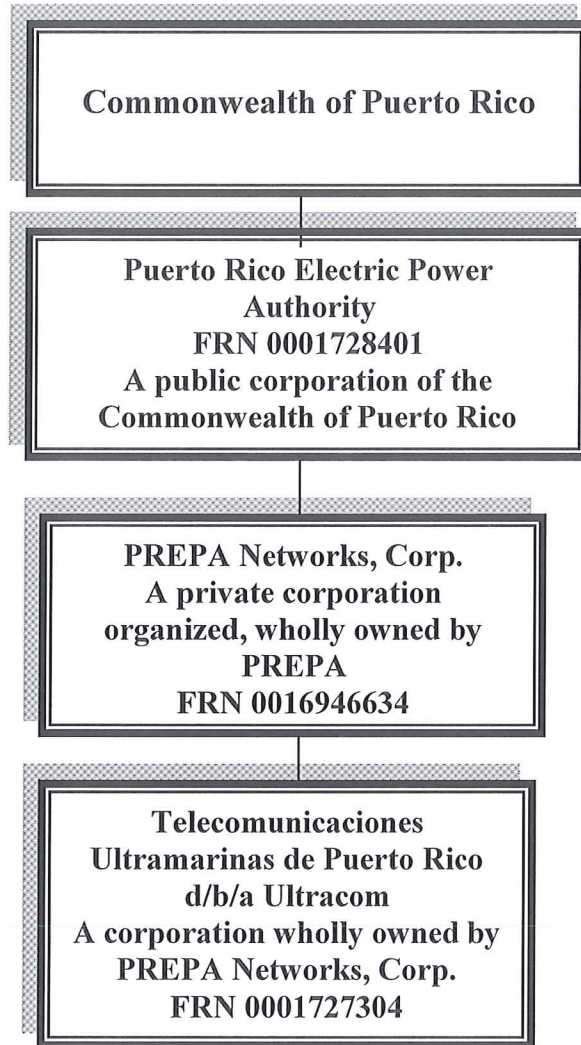
¹ IVTC was formerly known as Telefonica Larga Distancia de Puerto Rico ("old TLD") prior to its acquisition by Telefonica de Espana. See Telefonica Larga Distancia de Puerto Rico, 8 FCC Rcd 106 (1992)(TLD Order). Pursuant to the TLD Order, the old TLD's ownership interest in the Isla Verde, Puerto Rico cable station for the TAINO-CARIB cable system remained with the old TLD, which later changed its name to IVTC.

CORPORATE ORGANIZATION PRIOR TO THE TRANSACTION OF 2008



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CORPORATE ORGANIZATION AFTER THE TRANSACTION OF 2008



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Estado Libre Asociado de Puerto Rico
DEPARTAMENTO DE ESTADO
San Juan, Puerto Rico

CERTIFICADO

Yo, **KENNETH McCLINTOCK HERNÁNDEZ**, Secretario de Estado del Estado Libre Asociado de Puerto Rico,

CERTIFICO: Que el 25 de noviembre de 2008, a las 11:48 AM, en "TELECOMUNICACIONES ULTRAMARINAS DE PUERTO RICO, INC.", registro 80260, se efectuó la siguiente transacción:

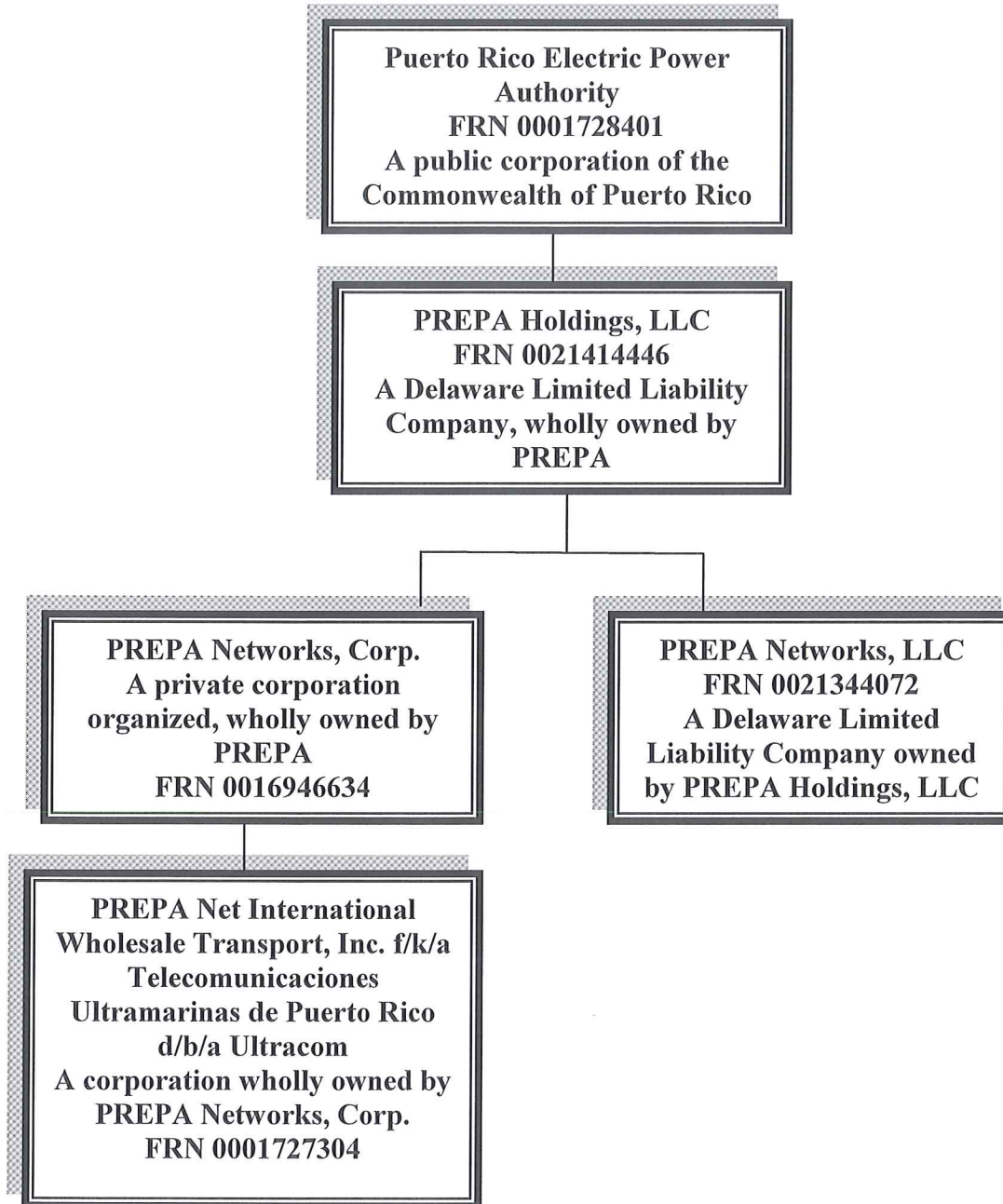
Enmienda Nombre Corporativo

Anterior	Actual
TELECOMUNICACIONES ULTRAMARINAS DE PUERTO RICO, INC.	PREPA.NET INTERNATIONAL WHOLESALE TRANSPORT, INC.

EN TESTIMONIO DE LO CUAL, firmo el presente y hago estampar en él el Gran Sello del Estado Libre Asociado de Puerto Rico, en la ciudad de San Juan, hoy 11 de junio de 2009.

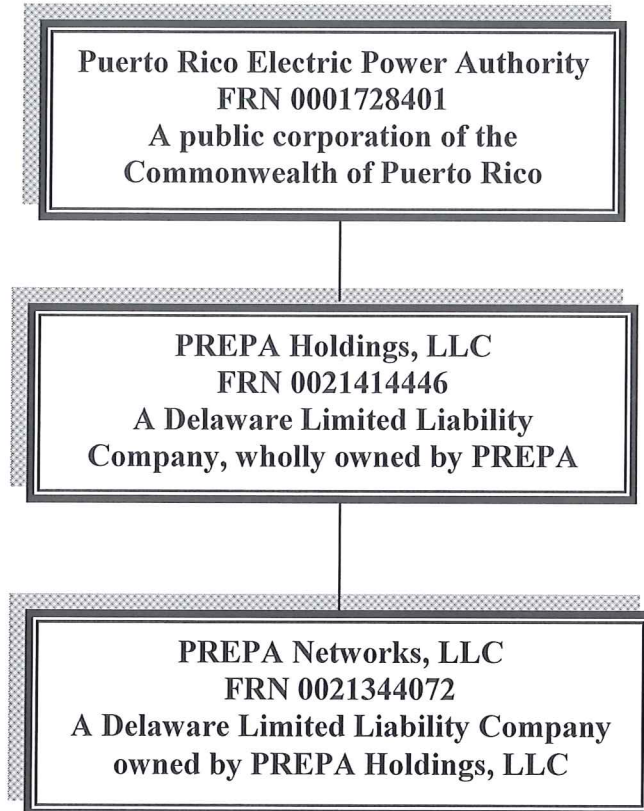
KENNETH McCLINTOCK HERNÁNDEZ
Secretario de Estado

**CORPORATE ORGANIZATION PRIOR TO THE MERGER WHICH WAS
EFFECTIVE MARCH 1, 2012**



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**CORPORATE ORGANIZATION AFTER THE MERGER WHICH WAS
EFFECTIVE MARCH 1, 2012**

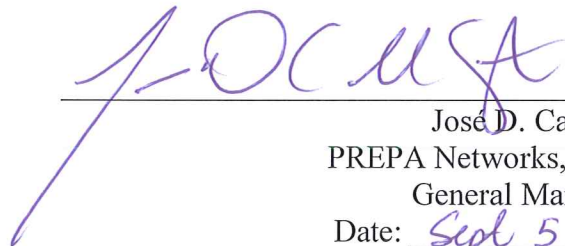


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CERTIFICATION

The undersigned hereby certifies, on behalf of PREPA Networks, LLC (PREPA Networks), with respect to the foregoing application that:

1. PREPA Networks is not and is not affiliated with any foreign carrier of any country.
2. PREPA Networks does not seek to provide international telecommunications service to any destination where (1) PREPA Networks is a foreign carrier in that country; (2) PREPA Networks controls a foreign carrier in a country; (3) any entity that owns more than twenty five (25) percent of PREPA Networks, or that controls PREPA Networks or controls a foreign country in that country; (4) two or more parties own, in the aggregate, more than twenty five (25) percent of PREPA Networks and are parties to, or the beneficiaries of, a contractual relationship that affects that provision or marketing of international basic telecommunications services in the United States.
3. PREPA Networks has not agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses sufficient market power on the foreign end of the route and will not enter into such agreements in the future.
4. No party to this application is subject to denial for Federal benefits pursuant to section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. 853 (a).



José D. Casillas
PREPA Networks, LLC
General Manager
Date: Sept 5, 2019