



Federal Communications Commission
Washington, D.C. 20554

May 19, 2015

Via Electronic Mail

Ulises R. Pin
Morgan Lewis & Bockius, LLP
2020 K Street, N.W.
Washington, D.C. 20006

Counsel to Columbus Networks USA, Inc.

Re: Applications of Columbus Networks, Limited and Cable & Wireless Plc for Consent to Transfer Control of Licensees, File Nos. ITC-T/C-20141121-00304, ITC-T/C-20141121-00307, SCL-T/C-20141121-00013, SCL-T/C-20141121-00014

Dear Mr. Pin:

On November 21, 2014, Columbus Networks, Limited (Columbus) (replaced by Columbus New Cayman Limited as transferor)¹ and Cable & Wireless Communications Plc (Cable and Wireless) on behalf of themselves and their affiliates (all together, the "Applicants") submitted the applications referenced above to the Commission for consent to transfer control of various Commission licenses and authorizations pursuant to section 214 of the Communications Act of 1934, as amended (the "Act"),² the Cable Landing License Act,³ and sections 1.767 and 63.24 of the Commission's rules.⁴ For the Commission to complete its review of the applications and make the necessary public interest findings, we require additional information and clarification of certain matters discussed in the applications and other information submitted to the Commission.

Accordingly, pursuant to sections 4(i), 4(j), 214, and 403 of the Act, the Cable Landing License Act, and sections 1.767, 63.18, 63.24, and 63.51 of the Commission's rules,⁵ we request that Columbus provide written responses and data information set forth in the attached information request and data spreadsheet attachments (A, B, and C) and, where appropriate, amend the applications to reflect such responses. Information, data and narrative responses

¹ See *Notification of Pro Forma Transfer and Minor Amendment to Applications*, SCL-T/C-20150421-00010, *et al.* (filed April 21, 2015).

² 47 U.S.C. § 214.

³ Act Relating to the Landing and Operation of Submarine Cables in the United States, 47 U.S.C. §§ 34-39. See also Executive Order No. 10530, Exec. Ord. No. 10530 *reprinted as amended* in 3 U.S.C. § 301.

⁴ 47 C.F.R. §§ 1.767, 63.24.

⁵ 47 U.S.C. §§ 34-39, 154(i), 154(j), 214, 403; 47 C.F.R. §§ 1.767, 63.18, 63.24, 63.51.

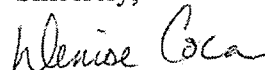
Federal Communications Commission

called for by the requests should identify the request to which they are responsive. A certification stating that the responses and data submitted were prepared under and reviewed by the certifying party must accompany the submission. Please provide the name, title and address of each individual signing the certification.

Please provide your responses no later than Tuesday, June 2, 2015. Your responses should be filed electronically through the International Bureau Filing System (IBFS). In addition, please also serve the documents, including the spreadsheets in Excel format, via e-mail to David Krech, david.krech@fcc.gov, and Jodi Cooper, jodi.cooper@fcc.gov.

If you have any questions concerning this matter, please contact David Krech or Jodi Cooper of the International Bureau Policy Division, at (202) 418-7443 or (202) 418-2064, respectively.

Sincerely,



Denise Coca
Chief, Policy Division
International Bureau

Attachments:

Information Request
Data Spreadsheet Attachments A, B, and C

cc: Eric Fishman
Counsel to Digicel International
400 Central Park West 3R
New York, New York 10025
(via email)

Patrick S. Campbell
Counsel to Cable & Wireless Communications Plc
Paul, Weiss, Rifkind, Wharton & Garrison LLP
2001 K Street, N.W.; Suite 500
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(via email)

Attachment B

Cable & Wireless Communications Plc

Data Request		Cable Capacity (in Gbps)			
		Current as of 12/31/2014	Source of Capacity Data	Planned as of 12/31/2016	Source of Capacity Data
U.S. Cables:					
	America Movil (AMX1)				
	Antillas 1				
	ARCOS-1				
	CFX-1				
	MAYA -1				
	Pacific Caribbean (PCCS)				
	Taino-Carib				
Non-U.S. Cables					
	ALBA -1				
	BDSNI				
	Caribbean Bermuda U.S. Network (CBUS)				
	Cayman-Jamaica Fiber System (CJFS)				
	Eastern Caribbean Fiber System (ECFS)				
	East-West Cable				
	Fibralink				

Attachment C

Cable & Wireless Communications Plc.

Capacity Sold or Leased to Digicel by Cable (in STM-1s)

Data Request

	IRUs	Inter-Carrier Leaseholds
U.S. Cables:		
America Movil (AMX1)		
Antillas 1		
ARCOS-1		
CFX-1		
MAYA -1		
Pacific Caribbean (PCCS)		
Taino-Carib		
Non-U.S. Cables		
ALBA -1		
BDSNi		
Caribbean Bermuda U.S. Network (CBUS)		
Cayman-Jamaica Fiber System (CJFS)		
Eastern Caribbean Fiber System (ECFS)		
East - West Cable		
Fibralink		

INFORMATION REQUEST
FOR
CABLE & WIRELESS COMMUNICATIONS PLC

ITC-T/C-20141121-00304
ITC-T/C-20141121-00307
SCL-T/C-20141121-00013
SCL-T/C-20141121-00014

May 19, 2015

Information Request

1. For each of the submarine cable systems, provide for Cable & Wireless (a) the ownership interest and (b) the cable capacity held as of December 31, 2014. Provide the data as specified in Attachment A.

U.S. Cable Systems:

America Movil (AMX1)
Antillas 1
ARCOS-1
CFX-1
MAYA-1
Pacific Caribbean (PCCS)
Taino-Carib

Non-U.S. Cable Systems:

ALBA-I
BDSNi
Caribbean Bermuda U.S. Network (CBUS)
Cayman-Jamaica Fiber System (CJFS)
Eastern Caribbean Fiber System (ECFS)
East-West Cable
Fibralink

If the ownership or capacity held varies significantly by segment of the particular cable, please insert rows in the spreadsheet to provide data on a segment-by-segment basis.

2. Provide the data on current (as of December 31, 2014) and planned capacity (as of December 31, 2016) for each of the submarine cable systems listed below, as specified in Attachment B and indicate the source of the data.

U.S. Cable Systems:

America Movil (AMX1)
Antillas 1
ARCOS-1
CFX-1
MAYA-1
Pacific Caribbean (PCCS)
Taino-Carib

Non-U.S. Cable Systems:

ALBA-I
BDSNi
Caribbean Bermuda U.S. Network (CBUS)
Cayman-Jamaica Fiber System (CJFS)
Eastern Caribbean Fiber System (ECFS)
East-West Cable
Fibralink

If the current or planned capacity varies significantly by segment of the particular cable, please insert rows in the spreadsheet to provide information on a segment-by-segment basis.

3. Identify any submarine cable system planned or proposed to be in service in the Caribbean region within the next two years. Provide detailed information such as planned landing points, planned capacity and proposed in-service dates, and indicate the source of the information. In addition, state whether Cable & Wireless has an investment in the submarine cable system, and, if so, the level of ownership that will be held.
4. Provide a list of available terrestrial links between Haiti and the Dominican Republic, including the ownership of those links and provide:
 - a. The capacity held by Cable & Wireless and how the capacity is held, *e.g.*, ownership of the facility, long-term lease, short-term lease, etc.
 - b. For each link, to the extent known, a list of other capacity providers and capacity holders, the amount of capacity held by each of these entities, and indicate the source of this information.
 - c. Whether Cable & Wireless is having any problems, recent or ongoing, purchasing or accessing capacity on, or interconnecting with, terrestrial links between Haiti and the Dominican Republic. If so, explain what the access or interconnection impediments have been, such as capacity holders withholding capacity unless purchased at above cost-based rates.
5. Provide the amount of capacity, listed by cable system, sold to Digicel by Cable & Wireless, on either an IRU or ICL basis. Provide the data as specified in Attachment C.

6. Provide information on whether holders of capacity in cable systems serving the markets listed below have the legal and practical right (1) to collocate equipment in cable landing stations owned or controlled by Cable & Wireless in those markets; and (2) to acquire, access and connect to backhaul facilities provided by Cable & Wireless and/or other third parties, in those markets at cost-based rates.

Anguilla
British Virgin Islands
Cayman Islands
Dominican Republic
Haiti
Jamaica
Turks and Caicos

Definitions

The following definitions apply only to this Information Request. They are not intended to set or modify precedent outside the context of this document. In this Information Request, the following terms shall have the following meanings (such meanings to be equally applicable to both the singular and plural forms of the terms defined):

1. **Activated Capacity** consists of capacity used for providing services or facilities to customers (on either a common carrier or non-common carrier basis); capacity reserved for internal company use; capacity reserved for restoration services; and unused capacity that is available for immediate use.
2. **Backhaul facilities** means facilities that connect the cable landing station with international or “gateway” switching centers, transmission facilities from the gateway switch to the local telephone exchanges, and access to the local telephone exchange.
3. The term “**Cable and Wireless**” means Cable & Wireless Communications Plc, its domestic and foreign parents, predecessors, divisions, subsidiaries, affiliates, partnerships and joint ventures. The terms “affiliate,” and “joint venture” refer to any entity and/or person in which there is partial (25 percent or more) or total ownership or control between the Cable & Wireless and any other entity and/or person.
4. **Capacity Holder** refers to a cable landing licensee or common carrier that holds capacity on the submarine cable. A holding of capacity is an interest in the submarine cable through cable ownership, an indefeasible right of use (IRU), or an inter-carrier lease (ICL).
5. **Current Capacity** is all of the capacity currently available on the submarine cable using equipment currently used on the cable on December 31, 2014.
6. **Gigabits per second (Gbps)** is a data transfer rate equal to one billion bits per second.
7. **Indefeasible Right of Use (IRU)** refers to an indefeasible right to use facilities for a certain period of time and that confers on the grantee the vestiges of ownership.
8. **Inter-Carrier Lease (ICL)** refers to a lease of capacity between one capacity holder and another.
9. **Long-term lease** means a lease for a term of 2 years (24 months) or more.
10. **Non-Activated Capacity** is unused capacity that is not available for immediate use.
11. **Planned Capacity** is the entire intended capacity of the submarine cable in December 31, 2016 based on the plans for upgrades to the technology used on the cable.
12. **Short-term lease** means a lease for a term of less than two years (24 months).

13. **STM-1** stands for Synchronous Transport Module level-1, and is the standard commercial unit for the sale and leasing of capacity, rounded to one decimal place. The STM-1 is an ITU fiber optic network transmission standard, which has a bit rate of 155.52 Mbps.

14. **U.S. Submarine Cable System** is a submarine cable system extending between the United States, including U.S. offshore points, and a foreign point. A submarine cable system that does not connect to the United States or a U.S. point is a non-U.S. submarine cable system.