

Before the
Federal Communications Commission
Washington, DC 20554

In the Matter of

Verizon Communications, Inc., Transferor

and

América Móvil, S.A. de C.V., Transferee

Applications for Consent to Transfer
of Control of Licenses and
Authorizations Pursuant to Sections
214 and 310(d) of the Communications Act

WT Docket No. 06-113

File Nos.

0002597508

DA 06-1245

DEPARTMENT OF DEFENSE TO ADOPT CONDITIONS

The Department of Defense (DoD) respectfully submits this Petition to Adopt Conditions to Authorizations and Licenses ("Petition"), pursuant to Section 1.41 of the Commission's rules. 47 C.F.R. § 1.41. Through this Petition, the Department advises the Commission that they have no objection to the Commission granting its consent in the above-referenced proceeding, provided that the Commission conditions such authorization on América Móvil, S.A. de C.V. ("America Movil"), and Telecomunicaciones de Puerto Rico, Inc. ("TELPRÍ"), abiding by the commitments and undertakings set forth in their Commitment Letter, which is attached hereto as Exhibit 1.

In the above-captioned proceeding, Verizon Communications, Inc. and its indirect subsidiary Telecomunicaciones de Puerto Rico, Inc. ("TELPRÍ"), transferor, and América Móvil S.A. de C.V. ("América Móvil"), transferee, have submitted applications and petitions seeking the Commission's consent to Verizon Communications Inc.'s transfer to América Móvil licenses

for the Part 22 Cellular Radiotelephone Service, the Part 24 Personal Communications Service, the Part 90 Industrial/Business Pool Service, and the Part 101 Common Carrier Fixed Point-to-Point Microwave Service and Digital Electronic Message Service, as well as domestic and international Section 214 authorizations, and other assets. Because América Móvil is organized under the laws of Mexico, the companies also requested a declaratory ruling that the transaction is consistent with the public interest standard of Section 310(b)(4) of the Act.

After discussions with representatives of the applicant companies, the DoD has concluded that the commitments set forth in the Commitment Letter will adequately safeguard the Department's ability to realign military installations as mandated by the 2005 Defense Base Closure and Realignment Commission,¹ and will ensure appropriate security controls remain in place to protect sensitive military communications; the conditions contained in the Commitment Letter demonstrate agreement by the grantees that they will undertake to meet existing TELPRI subsidiaries' contractual obligations, and to support appropriate contingency responses necessary to defend America.

The Commission has consistently recognized the role that considerations of national security, law enforcement, and public safety play in the Commission's public interest determinations, and the Commission has adopted the now long-standing policy of deference towards other federal agencies with expertise in these areas.²

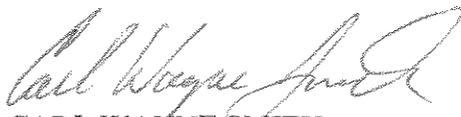
Accordingly, the Department hereby advises the Commission that it has no objection to the Commission granting the above-referenced applications, provided that the Commission

¹ Consistent with the Defense Base Closure and Realignment Act of 1990, as amended (Public Law 101-510) November 5, 1990.

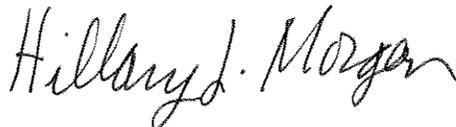
² *In the Matter of Rules and Policies of Foreign Participation in the U.S. Telecommunications Market*, 12 FCC Rcd 23,891, ¶ 61 (Nov. 1997).

conditions its consent on compliance by the grantees with the commitments set forth in the attached Letter. The Department is also withdrawing its Petition to Defer filed in this proceeding on December 14, 2006.

Respectfully submitted,



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Dated: December 19, 2006

Exhibit 1



December 19, 2006

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Re: Application for FCC Consent to Transfer Control of Telecomunicaciones de Puerto Rico, Inc. from Verizon to América Móvil (WT Docket No. 06-113)

Dear Madam and Sirs:

By this letter, Telecomunicaciones de Puerto Rico, Inc. and its operating subsidiaries, Puerto Rico Telephone Company, Inc. and PRT Larga Distancia, Inc. ("TELPRI"), and América Móvil, S.A. de C.V. and the subsidiaries through which América Móvil will hold its interest in TELPRI ("América Móvil" and, together with TELPRI, the "Companies"), agree to undertake the following obligations with respect to the United States Department of Defense, as well as all its sub-agencies (the "DoD", and together with other U.S. Government agencies on whose behalf DoD contracts for telecommunications services in the Commonwealth of Puerto Rico, "DoD Entity"). The obligations set forth in this letter shall be effective as of the date América Móvil consummates the acquisition of TELPRI.

1. The Companies agree to maintain all existing TELPRI security policies and procedures (contained in proprietary commercial documents provided voluntarily and in confidence to DoD) for a minimum of 120 days. After the acquisition of TELPRI is consummated, América Móvil agrees, upon written request of DoD, to provide DoD with access to TELPRI staff, facilities and network data in order to assess compliance with TELPRI's published security policies and processes.

December 19, 2006

2. Except in emergency circumstances, should any of the Companies' employees require regular access to any DoD (or DoD Entity) restricted or controlled area(s) to initiate or maintain service (such areas to have been previously identified to the Companies' Security Officer), the Companies agree to provide each such employee's identification information, including the full name, Social Security Number (or equivalent residency authorization documentation number), as well as date and place of birth, to the previously specified security point of contact for the DoD (or DoD Entity), thirty (30) days prior to seeking initial entry to those locations.
3. After the Security Officer has been advised that a DoD Entity is the direct customer of another communications carrier, before terminating any existing access, interconnection, peering, or resale arrangement with that carrier, the Companies will provide notice to the DoD Entity, allowing thirty (30) days for the DoD Entity to respond prior to such termination.
4. The Companies understand DoD Entities may need to realign their activities in Puerto Rico in the future. TELPRI on-island business, engineering and technical staff will participate in coordination with DoD representatives for planning and implementation purposes, and will promptly provide necessary technical data to support the DoD's operational needs. Upon written request, the Companies will meet and confer with any U.S. government official designated by the DoD to address any concerns with respect to these matters.
5. Consistent with the Contract Disputes Act of 1978, 95 P.L. 563; 92 Stat. 2383 (as amended) which appears generally as 41 USCS §§ 601 et seq., management of TELPRI, when advised of operational needs of DoD Entities which are direct or indirect customers of TELPRI, will meet the DoD Entity's needs, then subsequently seek resolution through the statutory process laid out in the Act.

The Companies understand that, upon execution of this letter, the DoD shall notify the Federal Communications Commission ("FCC") that the DoD has no objection to the FCC's grant of the applications referenced above.

Respectfully Submitted,

América Móvil, S.A. de C.V.


Alejandro Cantú Jiménez
Title: General Counsel

APPENDIX A

CONDITION TO FCC AUTHORIZATION

IT IS FURTHER ORDERED, that this authorization and any licenses related thereto are subject to compliance with the provisions of the Agreement attached hereto between América Móvil, S.A. de C.V., on behalf of itself and its subsidiaries through which it will hold its interest in TELPRI (“América Móvil), and Telecomunicaciones de Puerto Rico, Inc. (“TELPRI”), (collectively, “the Companies”), on the one hand, and the U.S. Department of Defense (DoD), on the other, dated _____, 2006, which Agreement is intended to enhance the protection of U.S. national security and public safety. Nothing in this Agreement is intended to limit any obligation imposed by Federal law or regulation.

It is hereby certified that the forgoing document has been served via electronic mail on Tuesday, December 19, 2006, upon all interested parties and counsel as follows:

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