



U.S. Department of Justice

National Security Division

Assistant Attorney General

Washington, D.C. 20530

May 21, 2013

By E-File

Ms. Marlene H. Dortch
Federal Communications Commission
445 12th St. SW, Room TW-B204
Washington, DC 20554

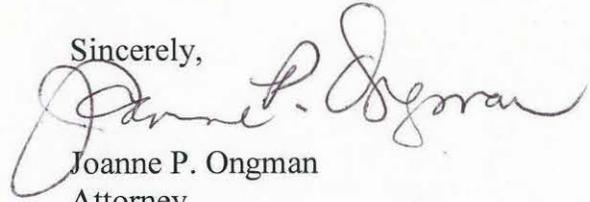
Re: **WC DK 13-100 (DA 13-962)**
IPN/Level 3

Dear Ms. Dortch:

The Department of Justice (DOJ), including the Federal Bureau of Investigation (FBI), with the concurrence of the Department of Homeland Security (DHS) (collectively, the Agencies), officially withdraws its request to defer action on the above-referenced application for Commission consent for the transfer of control of IP Networks, Inc.'s (IPN) domestic common-carrier lines to Level 3 Communications, LLC (Level 3) (together, the Applicants). On May 6, 2013, Level 3 filed an amendment to its pending application requesting that the Commission condition its consent for the proposed transaction upon the continuing compliance by Level 3 and its subsidiaries and affiliates with the September 26, 2011, network security agreement (NSA) by and between Level 3 and the U.S. Departments of Justice, Homeland Security and Defense, and committing to extend the national security, law enforcement, and public safety commitments made in connection with its prior acquisition of Global Crossing to IPN upon consummation of the proposed transaction. Based on these commitments, information provided to the Agencies by the Applicants, and analysis by the Agencies of potential national security, law enforcement and public safety issues, the Agencies hereby notify the Commission that they have no objection to the application provided that the Commission conditions its consent on continuing compliance by Level 3 and its subsidiaries and affiliates with the September 26, 2011, NSA by and between Level 3 and the U.S. Departments of Justice, Homeland Security and Defense.

Thank you for your consideration.

Sincerely,

A handwritten signature in cursive script, appearing to read "Joanne P. Ongman".

Joanne P. Ongman
Attorney
National Security Division
U.S. Department of Justice

cc:

Jodie May (via email at jodie.may@fcc.gov)

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