



The Bigger, Better Network.

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Cayman Islands

February 17, 2012

Mr. David Archbold
Managing Director
Information and Communication Technology Authority
3rd Floor Alissta Towers
P.O Box 2502
Grand Cayman KY1-1104
Cayman Islands

Dear Mr. Archbold,

RE:-ICT Decision 2011-3 on FLLRIC Implementation Consultation (CD 2009-1)

Digicel (Cayman) Ltd ("Digicel") hereby requests full disclosure of the details contained within the Cable and Wireless (Cayman Islands) Ltd ("LIME") fixed, 2G and 3G cost modules circulated as required by the Authority in its Decision 2011-3 of 22nd December 2011. Digicel requires sight of fully working models including all formulas and data inputs which have been used to arrive at LIME's proposed mobile termination rate. It is entirely impractical within the proposed timeframe for Digicel to obtain the information that it would require to replace the dummy data with data of its own in order to test the robustness or otherwise of the models. Therefore we would be unable to respond adequately and would not be given a fair chance to be heard or make representations.

If the Authority is still nonetheless reluctant to publish the full and unredacted models then, as a minimum, Digicel requests full disclosure at an "in camera" meeting as provided for in clause 5(2)(d) of the Information and Communications Technology Authority (Confidentiality) Regulations 2003. This review could be carried out by our external expert advisers (in conjunction with in house and external counsel). This method of allowing access to allegedly confidential information is well established and good practice worldwide as the Authority is aware.

It is extremely important that we are afforded a fair opportunity to be heard given the potential level of harm to our business and the market place from the absence of an in camera disclosure process. The level of prejudice outweighs any possible harm to LIME. In other words it would be in the public interest to proceed as we have requested.

Digicel reserves all its rights with respect to any challenges that it may make to the Authority's Decision and access to LIME's cost models in the absence of full disclosure on the basis requested.

Yours sincerely,

Victor Corcoran
Chief Executive Officer

Directors: Denis O'Brien (Chairman), Michael Alberga, Leslie Buckley, Conor O'Dea