



PUBLIC NOTICE

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WIRELINE COMPETITION BUREAU UPDATES STAFF REGRESSION ANALYSIS FROM PEER REVIEW OF *EMPIRICS OF BUSINESS DATA SERVICES* WHITE PAPER

WC Docket Nos. 16-143, 15-247, 05-25, RM-10593

On June 28, 2016, the Wireline Competition Bureau (Bureau) submitted into the record in this proceeding materials related to the peer review of Prof. Marc Rysman's paper, *Empirics of Business Data Services* (Rysman Paper), including peer review charge memoranda, peer review reports, a revised Rysman Paper, and a Commission staff memorandum separately addressing additional comments received from the peer reviewers (FCC Staff Memorandum).¹ The Bureau also published these materials on the Commission's Peer Review Agenda webpage.²

The FCC Staff Memorandum included an Attachment 3 entitled "Competitive Effect of Cable Network Infrastructure" in which Commission staff modified the regressions in the Rysman Paper to account for competitive effects of hybrid fiber-coax cable (HFC) infrastructure.³ Staff have since determined that, due to an inadvertent coding error, nine of the fifty-five tables of regression results in Attachment 3 to the FCC Staff Memorandum require updating as well as portions of the text describing the results.⁴ The revised tables do not change the findings in Attachment 3 to the FCC Staff Memorandum.

¹ Letter from William Layton, Assistant Division Chief, Pricing Policy Division, Wireline Competition Bureau, FCC, to Marlene H. Dortch, Secretary, FCC, WC Docket Nos. 16-143, 15-247, 05-25, RM-10593 (dated June 28, 2016) (June 28 Letter); *Wireline Competition Bureau Releases Peer Review Materials in Business Data Services (Special Access) Rulemaking Proceeding*, WC Docket Nos. 16-143, 15-247, and 05-25, RM-10593, Public Notice, DA 16-728 (WCB rel. June 28, 2016); *see also* Marc Rysman, *Empirics of Business Data Services* White Paper (Apr. 2016), http://transition.fcc.gov/Daily_Releases/Daily_Business/2016/db0628/DOC-340040A1.pdf.

² Peer Review of Business Data Services Industry White Paper, Wireline Competition Bureau, FCC, <https://www.fcc.gov/peer-review-business-data-services-industry-white-paper>.

³ June 28 Letter, Memorandum from Wireline Competition Bureau, Peer Review of *Empirics of Business Data Services* White Paper by Dr. Marc Rysman, Attach. 3, "Competitive Effect of Cable Network Infrastructure" (dated June 28, 2016).

⁴ The incorrect tables are 1.1a, 1.2a, 1.3a, 2.1a, 2.2a, 2.3a, 3.1a, 3.2a, and 3.3a.

Today, July 8, 2016, the Wireline Competition Bureau (Bureau) submitted into the record in this proceeding an updated Attachment 3 to the FCC Staff memorandum.⁵ The Bureau likewise updated the Commission's Peer Review Agenda webpage with this updated Attachment 3 to the FCC Staff Memorandum.⁶ The Bureau has also made available the underlying code used by staff to run the regression analysis contained in Attachment 3 to the FCC Staff Memorandum to authorized parties within the NORC Data Enclave®.

For further information, please contact Christopher Koves, Pricing Policy Division, Wireline Competition Bureau, at (202) 418-8209 or via email at Christopher.Koves@fcc.gov.

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⁵ See Letter from Deena Shetler, Associate Bureau Chief, Wireline Competition Bureau, FCC, to Marlene H. Dortch, Secretary, FCC, WC Docket Nos. 16-143, 15-247, 05-25, RM-10593, Attach., Competitive Effect of Cable Network Infrastructure (revised July 8, 2016) (dated July 8, 2016); see also Marc Rysman, *Empirics of Business Data Services* White Paper (Apr. 2016), http://transition.fcc.gov/Daily_Releases/Daily_Business/2016/db0628/DOC-340040A1.pdf.

⁶ FCC Staff Memorandum, Peer Review of Business Data Services Industry White Paper, Wireline Competition Bureau, FCC, <https://www.fcc.gov/peer-review-business-data-services-industry-white-paper>.