

January 16, 2018

VIA ECFS

Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: Notice of Ex Parte Presentation, Petition Filed By Multifamily Broadband Council Seeking Preemption of Article 52 of the San Francisco Police Code, MB Docket No. 17-91; Improving Competitive Broadband Access to Multiple Tenant Environments, GN Docket No. 17-142

Dear Ms. Dortch,

On January 11, 2018, the undersigned and Chip Pickering, INCOMPAS CEO, met with Nicholas Degani, Senior Counselor to Chairman Pai, concerning the above-referenced proceedings. We asked about the status of the proceedings and emphasized the need for FCC clarification that (1) cities that implement mandatory access laws to promote competitive broadband access to multi-tenant environments (“MTEs”) are not preempted by FCC regulation; and (2) the Commission should move forward in considering additional policies to its exclusivity rules that would promote competitive access to MTEs in a rulemaking. As INCOMPAS has highlighted in these proceedings, the ability to access MTEs is a significant economic factor for firms and their ability to deliver competitive broadband networks to areas that are lacking competitive broadband choice.

Respectfully submitted,

/s/Angie Kronenberg

Angie Kronenberg
Chief Advocate & General Counsel

cc: Nicholas Degani