

October 17, 2016

Ex Parte

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

Re: Business Data Services in an Internet Protocol Environment, WC Docket No. 16-143; Investigation of Certain Price Cap Local Exchange Carrier Business Data Services Tariff Pricing Plans, WC Docket No. 15-247; Special Access for Price Cap Local Exchange Carriers, WC Docket No. 05-25; AT&T Corporation Petition for Rulemaking to Reform Regulation of Incumbent Local Exchange Carrier Rates for Interstate Special Access Service, RM-10593.

Dear Ms. Dortch,

On October 13, 2016, Charles McKee and I met with Amy Bender, Legal Advisor to Commissioner O’Rielly, and, separately, with Nicholas Degani, Legal Advisor to Commissioner Pai and Julia Palmero and Alexandra McLeod, both Interns to Commissioner Pai.

In both meetings, we discussed the pending Order and Further Notice on Business Data Services. We emphasized the need to adopt reform of the BDS market and discussed the overwhelming evidence demonstrating a lack of competition in the provision of BDS services at and below 50 Mbps. Given this evidence, the FCC should apply Phase I price caps across the country. We also discussed the lack of competition in the provision of TDM and Ethernet services above 50 Mbps in most markets, and the need to closely scrutinize the pricing for these products. Finally, we discussed how Sprint’s experience in purchasing Ethernet services demonstrates that ILEC and cable prices remain far higher than prices offered by competitive providers and that competitive providers offer service in only a small percentage of locations.

Pursuant to the FCC’s rules, I have filed a copy of this notice electronically in the above-referenced proceeding. If you require any additional information, please contact the undersigned.

Sincerely,



Paul Margie
Counsel for Sprint Corporation

cc: Meeting attendees