



KEITH ELLISON
ATTORNEY GENERAL

STATE OF MINNESOTA

OFFICE OF THE ATTORNEY GENERAL

SUITE 1400
445 MINNESOTA STREET
ST. PAUL, MN 55101-2131
TELEPHONE: (651) 296-7575

June 12, 2019

Donald Stockdale
Chief, Wireless Telecommunications Bureau
Kathy Harris
Mobility Division, Wireless Telecommunications Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

RE: WT Docket No. 18-197, Confidentiality of NRUF/LNP

Dear Mr. Stockdale and Ms. Harris:

The Minnesota Attorney General's Office (the "Attorney General") is analyzing the proposed merger of T-Mobile US, Inc. and Sprint Corporation, and whether that acquisition would violate any federal or Minnesota laws. In connection with this, the Attorney General plans to seek access to materials filed with the Federal Communications Commission ("FCC") that contain or incorporate Numbering Resource Utilization and Forecast ("NRUF") data and local number portability ("LNP") data provided by telecommunications carriers. This letter sets forth the confidentiality protections that the Attorney General will accord to NRUF and LNP data and any filings containing such data that are obtained in connection with this matter.

The Attorney General will use NRUF and LNP data, and any materials containing such data, only for legitimate law enforcement purposes and will keep such data confidential under the authority provided to the Minnesota Attorney General under the Minnesota Government Data Practices Act ("MGDPA"). *See* Minn. Stat. § 13.01 *et. seq.*

Under Minnesota Statutes section 13.03, Minnesota government data is public unless classified by other law—including federal law—as not public. *See* Minn. Stat. § 13.03, subd. 1 ("All government data collected ... by a government entity shall be public unless classified by statute, ... or federal law, as nonpublic or protected nonpublic, or with respect to data on individuals, as private or confidential."). Moreover, during an investigation, the MGDPA classifies data collected by the Attorney General as "protected nonpublic data ... in the case of data not on individuals and confidential ... in the case of data on individuals." Minn. Stat. § 13.39, subd. 2. The MGDPA also classifies "trade secret information" as "nonpublic data" with respect to data not on individuals, and as "private data on individuals" with respect to data on individuals. Minn. Stat. § 13.37, subd. 2. Furthermore, for purposes of this matter, the Attorney General will interpret the language of section 13.37, subdivision 1(b), to encompass the

Donald Stockdale, Chief, Wireless Telecommunications Bureau
Kathy Harris, Mobility Division, Wireless Telecommunications Bureau
June 12, 2019
Page 2

language in Minn. R. Civ. P. 26.03(g). Rule 26.03(g) protects “trade secret or other confidential ... commercial information” from disclosure.

The Attorney General will not disclose NRUF and LNP data, or any materials containing such data, unless such disclosure is required by law or is reasonably required to further a legitimate law enforcement purpose. If any of the documents or information disclosed to the Attorney General should become the subject of a discovery request or public records request by a third party, the Attorney General will assert all privileges, exemptions from, or other objections to disclosure in response to such request that the Attorney General in good faith deems appropriate under applicable law.

Please do not hesitate to contact me if you have any questions about this matter or need further information.

Sincerely,

/s/ Justin Moor

JUSTIN A. MOOR
Assistant Attorney General

(651) 757-1060 (Voice)
(651) 296-9663 (Fax)
justin.moor@ag.state.mn.us

cc (via email): Joel Rabinovitz, FCC Office of General Counsel, joel.rabinovitz@fcc.gov
Paula Blizzard, California Department of Justice, Paula.Blizzard@doj.ca.gov



JOSH STEIN
ATTORNEY GENERAL

STATE OF NORTH CAROLINA
DEPARTMENT OF JUSTICE
9001 MAIL SERVICE CENTER
RALEIGH, NORTH CAROLINA 27699-9001
WWW.NCDOJ.GOV

CONSUMER PROTECTION
TOLL-FREE IN NC: 877.566.7226
OUTSIDE OF NC: 919.716.6000
FAX: 919.716.6050

June 13, 2019

Donald Stockdale
Chief, Wireless Telecommunications Bureau
Kathy Harris
Mobility Division, Wireless Telecommunications Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

RE: WT Docket No. 18-197, Confidentiality of NRUF/LNP Data

Dear Mr. Stockdale and Ms. Harris:

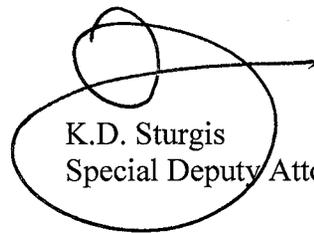
The North Carolina Department of Justice is working with a multistate group to investigate the proposed merger of T-Mobile US, Inc. and Sprint Corporation. In connection with that investigation, the North Carolina Department of Justice plans to seek access to materials filed with the Federal Communications Commission ("FCC") that contain or incorporate Numbering Resource Utilization and Forecast ("NRUF") data and local number portability ("LNP") data provided by telecommunications carriers. This letter sets forth the confidentiality protections that the North Carolina Department of Justice will accord to NRUF and LNP data and any filings containing such data that are obtained in connection with its investigation of the proposed transaction.

The North Carolina Department of Justice will use NRUF and LNP data, and any materials containing such data, only for legitimate law enforcement purposes, and will not disclose such data unless such disclosure is required by law or is reasonably required to further a legitimate law enforcement purpose. Should the North Carolina Department of Justice disclose any NRUF/LNP data, or confidential information that is based on that data, in a court filing or otherwise, it will notify the affected parties as soon as is reasonably practicable, seek to file such information under seal, and make reasonable efforts to limit the disclosure of the information until the affected parties have had an opportunity to appear before the court and the court has ruled on any request by the affected party or parties.

Furthermore, if a request is made under North Carolina's Public Records Act, N.C. Gen. Stat. §§ 132-1 et seq., for the disclosure of NRUF/LNP data, or information based on such data, the North Carolina Department of Justice will assert any exemptions it deems applicable and use its best efforts to provide concerned parties with notice prior to the release of any such data or information. If NRUF data, LNP data, and/or confidential information based on that data become the subject of discovery in any litigation to which the State of North Carolina or any unit thereof is a party, the North Carolina Department of Justice will use its best efforts to ensure that a protective order is entered and will make reasonable efforts to avoid providing the requested data or information until all concerned parties have had an opportunity to review and comment on the protective order and to apply to the court for further protection.

Please do not hesitate to contact me if you have any questions about this matter or need further information.

Very truly yours,

A handwritten signature in black ink, consisting of a large, stylized loop that starts at the top, goes down and around to the left, then loops back up and around to the right, ending with a horizontal stroke pointing to the right. The signature is positioned above the printed name and title.

K.D. Sturgis
Special Deputy Attorney General

cc (via email): Joel Rabinovitz, FCC Office of General Counsel, joel.rabinovitz@fcc.gov
Paula Blizzard, California Department of Justice,
Paula.Blizzard@doj.ca.gov
Beau Buffier, New York State Office of the Attorney General,
beau.buffier@ag.ny.gov