

July 26, 2018

EX PARTE NOTICE VIA ECFS

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

Re: *Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment*, WC Dkt. No. 17-84; *Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment*, WT Dkt. No. 17-79

Dear Ms. Dortch:

On July 25, 2018, the undersigned, on behalf of T-Mobile USA, Inc., spoke with Adam Copeland in the Wireline Competition Bureau concerning paragraph 142 of the draft *Third Report and Order and Declaratory Ruling* circulated for tentative consideration by the Commission at its August meeting. Consistent with the rest of that paragraph, I noted that the last sentence should be limited in scope to whether actions are appropriately characterized as moratoria. The specific language we discussed appears below (proposed new text is reflected in bold):

Consistent with the Commission's ruling in the *Minnesota Preemption Order*, such requirements **do not constitute moratoria that would** violate section 253(a) if they provide for deployment alternatives that are viable, reasonable, and competitively neutral—if they, in short, do not have the effect of prohibiting the deployment of telecommunications networks.

Pursuant to Section 1.1206 of the Commission's rules, I am filing an electronic copy of this letter in the above-captioned dockets. Please direct any questions regarding this filing to me.

Respectfully submitted,

WILKINSON BARKER KNAUER, LLP

/s/ Christine M. Crowe
Christine M. Crowe

cc: Adam Copeland (via e-mail)