

August 12, 2016

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Room TW-A325
Washington, D.C. 20554

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Re: CC Docket No. 95-116; WC Docket No. 07-149; WC Docket No. 09-109

Dear Ms. Dortch:

We write on behalf of Neustar, Inc., to submit for inclusion in the record of this proceeding 18 pages of documents released by the Commission under Freedom of Information Act Request Tracking No. FCC-2016-000641. The documents are attached as Exhibit A.

Under the Administrative Procedure Act, “[t]he administrative record includes all materials compiled by the agency that were before the agency at the time the decision was made.” *James Madison Ltd. v. Ludwig*, 82 F.3d 1085, 1095 (D.C. Cir. 1996) (internal quotation marks omitted). “The complete administrative record consists of all documents and materials directly or indirectly considered by the agency.” *Bar MK Ranches v. Yuetter*, 994 F.2d 735, 739 (10th Cir. 1993) (collecting cases). The attached documents, comprising correspondence between the Commission and Ericsson’s wholly owned subsidiary, Telcordia Technologies, Inc. d/b/a iconectiv, related to the use of non-U.S. citizens in the development of the NPAC, are directly relevant to the FCC’s *Approval Order*¹ and thus meet that definition. *See also Public Citizen v. Heckler*, 653 F. Supp. 1229, 1237 (D.D.C. 1986) (citing *San Luis Obispo Mothers for Peace v. NRC*, 751 F.2d 1287, 1227 (D.C. Cir. 1984), *aff’d* 760 F.2d 1320 (1985) (en banc)) (supplementation of the record may be necessary when an agency excludes information adverse to its position from the administrative record); *Fund for Animals v. Williams*, 391 F. Supp. 2d

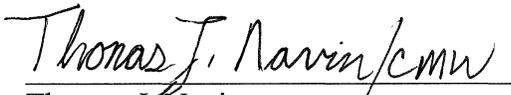
¹ Order, *Telcordia Technologies, Inc. Petition to Reform Amendment 57 and to Order a Competitive Bidding Process for Number Portability Administration*, CC Docket 95-116, WC Docket Nos. 09-109, 07-149, FCC 16-92 (rel. July 25, 2016) (“*Approval Order*”).

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191, 197 (D.D.C. 2005) (“The agency may not skew the record in its favor by excluding pertinent but unfavorable information”).

Pursuant to Section 1.1206 of the Commission’s rules, 47 C.F.R. § 1.1206, a copy of this letter is being filed via ECFS. If you have any questions, please do not hesitate to contact us.

Sincerely,



Thomas J. Navin
WILEY REIN LLP
1776 K Street, N.W.
Washington, D.C. 20006
(202) 719-7000
tnavin@wileyrein.com



Aaron M. Panner
KELLOGG, HUBER, HANSEN, TODD,
EVANS & FIGEL, P.L.L.C.
1615 M Street, N.W., Suite 400
Washington, D.C. 20036
(202) 326-7900
apanner@khhte.com