

August 23, 2016

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VIA ECFS

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

Re: In the Matter of 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; and AT&T Corporation Petition for Rulemaking to Reform Regulation of Incumbent Local Exchange Carrier Rates for Interstate Special Access Services, RM-10593

Dear Ms. Dortch:

On August 19, 2016, Alex Hoehn-Saric of Charter Communications, Inc. and the undersigned met with the Commission staff copied on this letter concerning the above-referenced proceeding. During the meeting, we argued that imposing price regulation on cable providers would be harmful to competition in the BDS market. Although cable providers like Charter have made great strides in carving out a space within the BDS marketplace, we continue to face significant obstacles in competing with incumbent LECs and entering new markets. Price regulation would only further tip the scale against additional expansion and entry by cable providers, undercutting the very competition the Commission seeks to encourage. Furthermore, cable providers lack any market power that could conceivably justify the imposition of price regulation on their services. Finally, we argued that, if the Commission does decide to price regulate cable providers, it cannot lawfully regulate the large universe of BDS provided on a private-carriage basis.

Please contact me if you have any questions regarding these matters.

Sincerely,

/s/ Samuel L. Feder

Samuel L. Feder
Counsel for Charter Communications, Inc.

cc: Howard Symons
Matthew DelNero
William Dever