

UNLIMITED ARENA, INC.
17411 FOUNTAINVIEW CIRCLE
SUGARLAND, TX 77479

August 23, 2018

Mr. Ajit Pai, Chairman
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

Re: PETITION AND COMMENTS AGAINST THE PROPOSED
TRANSFER OF CONTROL OF SPRINT CORPORATION TO T-MOBILE
US, INC.

Dear Chairman Pai:

I am writing to you as the President of a business consumer in good standing for 20 years, and as an integral part of the cellular phone business involved in re-selling handsets to consumers. I present this Petition and my comments in opposition to the proposed merger between T-Mobile and Sprint Corporation.

The source of my complaints against T-Mobile a/k/a MetroPCS is set forth in detail in a lawsuit filed in the District Court of Harris County, Texas. I am attaching hereto a true and correct copy of Plaintiff's Original Petition and a copy of my Affidavit in support thereof. My attorneys are in the process of amending this lawsuit to directly sue T-Mobile a/k/a MetroPCS, including for violations of the Texas Deceptive Trade Practices Act, negligent misrepresentation, and breaches of express and implied warranties, but I wanted to bring the underlying facts and complaints about T-Mobile to your immediate attention and to help inform your actions in denying merger approval.

The gist of my complaint to you is that T-Mobile a/k/a Metro PCS is an unreliable supplier of cellphones to business consumers. T-Mobile sold to my company through intermediaries some 10,014 ZTE phones on or about December 9, 2016, as "factory refurbished and unlocked." In fact, some 8,800 of these phones turned-out to be not only locked, but unlockable, because T-Mobile had "blacklisted" these phones prior to this sale. My company suffered major economic damages and the loss of a major client as a direct result of T-Mobile's wrongful actions and omissions and, further, its prolonged delay in finally "white-listing" most of the phones, enabling their unlocking.

Even after many months of delay, however, approximately 1600 phones never could be unlocked and were unusable. This instance of wrongful conduct and T-Mobile's subsequent failure to remedy the situation or provide compensation therefor, are indications of why it is not in the best interests of consumers to consummate this merger. This means that T-Mobile knowingly sold 10,014 cellphones that would not have been usable by the end consumer. It was only my diligence in having the previously described phones whitelisted and unlocked, and incurring the delay and sacrificing the sale of these phones while T-Mobile remained intransigent, which prevented widespread consumer fraud.

I appreciate your close attention to and investigation of this matter.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'Atif Khan', with a long horizontal stroke extending to the right.

Atif Khan,
President