



August 30, 2016

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

RE: WC Docket No. 10-90

Dear Ms. Dortch:

Reference is made to the Federal Communications Commission's ("FCC") Public Notice dated August 10, 2016, DA 16-908 (the "Public Notice"), which states that "...we invite price cap carriers and unsubsidized competitors to notify us, by filing comments in WC Docket No. 10-90 by August 31, 2016, that since June 30, 2015 they have newly deployed broadband at 10/1 Mbps speeds or greater, with a minimum usage allowance of 150 GBs at a rate meeting the Commission's current reasonable comparability benchmark,²¹ with latency not exceeding 100 ms, in census blocks that are included in this preliminary list.^{22*}

Vyve Broadband A, LLC (FRN 0022346357) and Vyve Broadband J, LLC (FRN 0022600332) are unsubsidized competitors that are providing broadband with bandwidth levels of at least 10 Mbps downstream and 1 Mbps upstream (10/1 Mbps) that meet the aforementioned criteria and voice service using cable technology in the census blocks listed in the attached spreadsheet. These census blocks are included in the FCC's preliminary list of census blocks that "have been deemed initially eligible for the Connect America Phase II auction."

I am writing on behalf of Vyve Broadband A, LLC and Vyve Broadband J, LLC to respectfully notify the FCC that the census blocks set forth in the attached spreadsheet should be removed from the FCC's preliminary list and should not be considered eligible for the Connect America Phase II auction. Vyve has continued to deploy broadband service in many census block areas since filing its FCC Forms 477 relating to data as of June 30, 2015 and December 31, 2015.

Please note that our FCC Form 477 data reports for Vyve Broadband A, LLC and Vyve Broadband J, LLC are filed in a combined report under Vyve Broadband A, LLC - FRN 0022346357.

Please contact me at 914-234-8313 or email at Marie.Censoplano@Vyvebb.com with any questions.

Respectfully submitted,

A handwritten signature in black ink that reads "Marie Censoplano". The signature is written in a cursive, flowing style.

Marie Censoplano
Senior Vice President and General Counsel