

August 15, 2017

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

RE: *Docket No. 17-108, Restoring Internet Freedom, Reply Comments regarding filing by Mark A Jamison et al.*  
(<https://ecfsapi.fcc.gov/file/107150597330219/Economic%20Scholars%20Literature%20Summary%20WC%20Docket%20No.%2017-108.pdf>)

Dear Ms. Dortch:

The aforementioned filing described some of the leading peer-reviewed economic papers about net neutrality, Title II, and investment. Having written several papers and reviews on the economic literature about net neutrality myself, I feel that the previously submitted account is quite incomplete and therefore wish to expand the record with additional information. My colleagues and I have performed authoritative reviews of the academic literature over the last decade. This includes our paper “Net Neutrality: A Progress Report”, which has been published in the leading peer-reviewed field journal *Telecommunications Policy* in 2013. This paper is currently both the most cited and most downloaded article in that journal. Furthermore, I attach a new review article entitles “From Net Neutrality to Data Neutrality” that includes a more complete account of the economic literature. This article has been accepted for publication and is forthcoming in the top-ranked peer-review journal *Information Systems Research*.

Both reviews, dating from 2013 and 2017, demonstrate that there is only weak economic evidence that would support an ex-ante regulation of net neutrality (Title II regulatory measures) in lieu of reliance on competition law. In particular, by and large, consumer welfare and total welfare, as well as content providers’ investment incentives are likely to be higher in the absence of net neutrality regulation, that is, the rules adopted by the FCC in its Open Internet Order are more likely to hurt than to foster consumer welfare.

I am happy to address any questions about this research and related issues.

Sincerely,



Professor Dr. Jan Kraemer

University of Passau  
Department of Business Administration and Economics  
Chair of Internet and Telecommunications Business  
Dr.-Hans-Kapfinger-Str. 12  
94032 Passau, Germany

Tel: +49 (0) 851 509 2580  
Fax: +49 (0) 851 509 2592  
Email: [jan.kraemer@uni-passau.de](mailto:jan.kraemer@uni-passau.de)  
Web: <http://ibusiness.uni-passau.de>