

September 20, 2018

**Via Electronic Filing**

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 Twelfth St., S.W.  
Washington, D.C. 20554

**Re: Notice of *Ex Parte* Presentation: *In the Matter of Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment*, WT Docket No. 17-79; *In the Matter of Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment*, WC Docket No. 17-84.**

Dear Ms. Dortch:

On September 19, 2018, I met separately with Travis Litman, Chief of Staff, and Umair Javed, Legal Advisor, Wireless and International, for Commissioner Rosenworcel, and Will Adams, Legal Advisor for Commissioner Carr. Each meeting served to discuss the Commission's draft *Declaratory Ruling and Third Report and Order* in the proceeding referenced above.<sup>1</sup> In both meetings, I discussed CCIA's support for policies, like those outlined in the *Draft R&O*, that will reduce costs and promote the deployment of next generation "5G" technologies.<sup>2</sup>

5G will require more network connections, as well as greater densification to increase the network's performance. A key part of this will be the deployment of small cells, which will vastly outnumber the macro cells currently serving wireless networks. Although CCIA believes that deemed granted remedies will also promote deployments, CCIA is pleased that in this *Draft R&O*, the Commission seeks to harmonize shot clocks at sixty days for small wireless facility collocations and ninety days for new small wireless facility siting requests that involve the construction of new facilities.<sup>3</sup>

CCIA is also pleased that the *Draft R&O* seeks to address minimum spacing requirements, applying the same reasonability test as aesthetic requirements.<sup>4</sup> At both meetings, I suggested that to better effectuate its goals, the Commission should more clearly address situations where minimum spacing requirements, as applied to small cells and collocations, could

---

<sup>1</sup> *In the Matter of Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment and Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment*, Draft Declaratory Ruling and Third Report and Order, WT Docket No. 17-79, WC Docket No. 17-84 (rel. Sept. 5, 2018) ("*Draft R&O*").

<sup>2</sup> See generally Comments of CCIA, WT Docket No. 17-79, WC Docket No. 17-84 (filed June 15, 2017).

<sup>3</sup> *Draft R&O* at Sec.IV.; see CCIA Comments at 8-10.

<sup>4</sup> See *Draft R&O* at ¶ 87 (referencing CCIA Comments at 14-15).

also have the effect of prohibiting the deployment of next generation network technologies and diminish the utility, efficacy, and connectivity of small cell deployments.<sup>5</sup>

CCIA appreciates the Commission's efforts in the *Draft R&O* to continue its work from the *Wireless* and *Wireline NPRMs*,<sup>6</sup> the *Wireless Infrastructure Order*,<sup>7</sup> and the *One-Touch Make-Ready Order*<sup>8</sup> to institute reforms and to promote the deployment of next generation 5G networks. This letter is provided to your office in accordance with Section 1.1206 of the Commission's rules.

Respectfully submitted,

/s/ John A. Howes, Jr.  
Policy Counsel  
Computer & Communications  
Industry Association (CCIA)  
655 15th Street, N.W. Suite 410  
Washington, D.C. 20005  
(202) 783-0070  
jhowes@ccianet.org

cc:  
Travis Litman  
Umair Javed  
Will Adams

---

<sup>5</sup> See Notice of *Ex Parte* of Crown Castle at 10, WT Docket No. 17-79, WT Docket No. 16-421 (filed Aug. 10, 2018) (“[T]he city of Petaluma, California recently enacted a small cell ordinance that requires all equipment, except the antennas, to be either within the pole or undergrounded, sets a minimum distance between small cells of 1,500 feet . . .”).

<sup>6</sup> *In the Matter of Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment*, Notice of Proposed Rulemaking and Notice of Inquiry, WT Docket No. 17-79 (“*Wireless NPRM*”) (rel. Apr. 21, 2017); *In the Matter of Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment*, Notice of Proposed Rulemaking, Notice of Inquiry, and Request for Comment, WC Docket No. 17-84 (“*Wireline NPRM*”) (rel. Apr. 21, 2017).

<sup>7</sup> *In the Matter of Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment*, Second Report and Order, WT Docket No. 17-79 (rel. Mar. 30, 2018).

<sup>8</sup> *In the Matter of Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment and Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment*, Third Report and Order and Declaratory Ruling, WC Docket No. 17-84, WT Docket No. 17-79 (rel. Aug. 3, 2018).