



September 21, 2016

Ex Parte

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

Re: *Business Data Services in an Internet Protocol Environment* (WC Docket No. 16-143); *Special Access for Price Cap Local Exchange Carriers* (WC Docket No. 05-25); *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 September 20, 2016, Diane Holland of the USTelecom Association, with Mark Israel and Glenn Woroch (by telephone) of Compass Lexecon, met with Paul de Sa and Katja Seim of the FCC's Office of Strategic Planning & Policy to discuss the analyses of data collected in the above-referenced proceedings. Mr. Israel summarized information submitted into the record by Compass Lexecon, and explained the basis for our proposed test that would deem a market to be competitive where two or more facilities-based competitors are present. We also discussed shortcomings in the data collection and explained that the regressions using that data that have been put into the record do not support an inference of market power. Mr. Woroch further explained that imposing price regulation based on the flawed data runs the risk of discouraging investment, innovation and further entry, the costs of which could easily outweigh any modest price reductions that could be gained.

Sincerely,

A handwritten signature in black ink, appearing to read "Diane Holland", written over a white background.

Diane Griffin Holland
Vice President, Law & Policy

cc: Paul de Sa
Katja Seim
Mark Israel
Glenn Woroch