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REDACTED FOR PUBLIC INSPECTION

September 22, 2016

VIA HAND DELIVERY

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

Re: WC Docket No. 16-70

Dear Ms. Dortch:

On September 20, 2016, Verizon representatives Katharine Saunders, Ian Dillner, and outside counsel Adam Krinsky met with members of the Wireline Competition Bureau (“WCB”) and the Office of General Counsel’s Transaction Team, as identified in Attachment A to this filing, with regard to the above-docketed proceeding.

During the meeting, Verizon discussed the September 16, 2016, Verizon-XO filing and associated exhibits, which identify the buildings that both XO and Verizon serve with fiber (the “Verizon-XO fiber overlap buildings”), and describe the competitors (in addition to Verizon and XO) that currently have fiber in those buildings, within 0.1 miles of those buildings, and within 1,000 meters of those buildings. This data is based on the updated exhibits that both Verizon and XO have filed in response to Question 27 of WCB’s Request for Information. We reviewed the September 16 exhibit that identifies the fiber competitors located within 0.1 miles of these buildings, and walked through a table submitted here as Attachment B that summarizes the number of fiber competitors in or nearby each Verizon-XO fiber overlap building.

As the September 16 filing explained, the data shows that more than 96% of the Verizon-XO fiber overlap buildings have *at least 2* fiber competitors in the building in addition to Verizon and XO, that 98% of these buildings have at least one fiber competitor in the building,

in addition to Verizon and XO, and that 99% of these buildings have at a minimum 2 or more fiber competitors either in the building or within 1,000 meters. The table in Attachment B provides additional, more granular analysis that categorizes the number of fiber competitors (in addition to Verizon and XO) by their distance from each identified Verizon-XO fiber overlap building.¹ We explained that this table is inherently conservative, because it does not count the total number of fiber providers present, nor does it count additional fiber in-building competitors beyond “two or more.” We noted, however, that in most cases, additional providers could be readily identified from the September 16 data sets.

We derived the competitor data from **[BEGIN CONFIDENTIAL]**

[END

CONFIDENTIAL] We frequently rely on this fiber lit-building database in the ordinary course of business for many purposes, including **[BEGIN CONFIDENTIAL]**

[END

CONFIDENTIAL] Access to accurate data is crucial, and in our experience, the database rarely, if ever, shows a competitor having fiber at a location when it does not. **[BEGIN CONFIDENTIAL]**

[END CONFIDENTIAL]

Because this filing contains information that meets the requirements for treatment as “Highly Confidential” and “Confidential,” Verizon is making this filing pursuant to the procedures established in the Protective Order and in the Information Request.² Verizon is also submitting a version of this filing that excludes the “Highly Confidential” material and a public version that redacts both “Highly Confidential” and “Confidential” material. To avoid confusion, a copy of this cover letter, bearing the appropriate confidentiality legend, will accompany each submission.

¹ For ease in tabulating our summary, this table does not count additional providers outside the nearest qualifying category. So, for example, if our data showed that there were four fiber providers (in addition to Verizon and XO) in a particular building, the table will show a Y in the column marked “2 or more comp. in building” but will have an N in the other columns (even if there may actually exist additional fiber providers within 0.1 miles or within 500 meters who are reflected in the underlying data).

² *XO Holdings and Verizon Communications Inc., Consolidated Applications for Consent to Transfer Control of Domestic and International Authorizations Pursuant to Section 214 of the Communications Act of 1934, As Amended*, Protective Order, 31 FCC Red 5318 (WCB 2016) (“Protective Order”).

Marlene H. Dortch
September 22, 2016
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Please contact me should you have any questions.

Very truly yours,

A handwritten signature in cursive script that reads "Katharine R. Saunders".

Katharine R. Saunders

Attachments

cc: Terri Natoli
Tovi Carare
Pam Megna
Virginia Metallo
Christopher Sova
Joel Rabinovitz

ATTACHMENT A

FCC Meeting Attendees

Wireline Competition Bureau

Terri Natoli

Tovi Carare

Pam Megna

Virginia Metallo

Christopher Sova

Office of General Counsel

Joel Rabinovitz

ATTACHMENT B
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