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October 30, 2014

**VIA ECFS**

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

**Re: *Applications of Cricket License Company, LLC et al., Leap Wireless International, Inc., and AT&T Inc. for Consent to Transfer Control of Authorizations, WT Docket No. 13-193***  
**REDACTED - FOR PUBLIC INSPECTION**

Dear Ms. Dortch:

The Commission's Memorandum Opinion and Order in the above-referenced proceeding, dated March 13, 2014, noted that AT&T Inc. has agreed to file quarterly reports detailing its progress in complying with the voluntary commitments AT&T has made in this proceeding.<sup>1</sup> Pursuant to the Protective Order and Second Protective Order issued on August 7, 2013,<sup>2</sup> AT&T is filing herewith a redacted public version of AT&T's Quarterly Progress Report Covering the Time Period of July 1, 2014 to September 30, 2014.

An unredacted Stamped Highly Confidential copy of this submission is being hand delivered to your office today. Additional copies of this submission are being delivered to the staff of the Wireless Telecommunications Bureau under separate cover.

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<sup>1</sup> *Applications of Cricket License Company, LLC et al., Leap Wireless International, Inc., and AT&T Inc. for Consent to Transfer Control of Authorizations*, Memorandum Opinion and Order, 29 FCC Rcd. 2735, 2801 ¶ 157 (WTB, IB 2014).

<sup>2</sup> *Id.*, Second Protective Order, 28 FCC Rcd. 11,803 (WTB 2013), as amended, Appendix A Revised, 28 FCC Rcd. 15,860 (WTB 2013); *id.*, First Protective Order, 28 FCC Rcd. 11,796 (WTB 2013).

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ARNOLD & PORTER LLP

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Please contact me if you have any questions. Thank you for your assistance.

Respectfully submitted,



Peter J. Schildkraut  
Counsel for AT&T Inc.

Enclosure

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**AT&T QUARTERLY REPORT REGARDING TRANSFER OF LICENSES  
FROM LEAP WIRELESS TO AT&T, COVERING THE TIME PERIOD OF  
JULY 1 - SEPTEMBER 30, 2014**

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**INTRODUCTION**

On March 13, 2014, the Commission approved the applications of AT&T Inc. (“AT&T”) and Leap Wireless International, Inc. (“Leap”) for AT&T to acquire Leap.<sup>1</sup> The transaction closed later that day (the “Closing”). Post-Closing, AT&T embarked on transition processes, including integrating Leap’s CDMA network into AT&T’s GSM/UMTS (including HSPA and HSPA+)/LTE network and migrating Leap’s prepaid customers to AT&T service.

In connection with its approval of the transaction, the Commission imposed on AT&T the obligation to satisfy various commitments (“Commitments”) AT&T had made in letters filed on March 6 and March 12, 2014.<sup>2</sup> These Commitments concern rate plan offerings, spectrum divestitures, roaming, the integration of Leap’s unused spectrum into AT&T’s 4G network, deployment of LTE service, the migration of Leap’s prepaid customers to AT&T’s network, and the filing of quarterly progress reports on the status of the implementation of the Commitments and AT&T’s customer migration plans.<sup>3</sup> This is AT&T’s second quarterly progress report; it covers the time period July 1 to September 30, 2014. In summary, as of September 30, 2014, AT&T is on track to implement the Commitments, and its customer migration plans are on schedule.

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<sup>1</sup> Memorandum Opinion and Order, 29 FCC Rcd. 2735 (WTB/IB 2014) (“*Order*”).

<sup>2</sup> See Notice of Oral Ex Parte Presentation by AT&T Inc. (filed March 12, 2014) (“*Clyburn Ex Parte*”); Letter from AT&T Inc. to Roger Sherman, Chief, Wireless Telecommunications Bureau (filed March 6, 2014) (“*Commitment Letter*”).

<sup>3</sup> *Commitment Letter*, Attachments A-B; *Clyburn Ex Parte* at 1-2. Apart from rate plan offerings, AT&T’s plans for migrating Leap’s prepaid customers, including Lifeline customers, to AT&T’s network are not part of the Commitments.

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**AT&T COMMITMENTS**

**RATE PLANS**

**AT&T Commitment: “\$25 Rate Plan:** For twelve months following the merger’s closing, the New Cricket will make available in the CMAs specified in Attachment 1 below a prepaid rate plan for feature phones that includes unlimited talk and text at a rate that will not exceed \$25 per month (including all taxes and fees).”<sup>4</sup>

**AT&T Implementation Status:** Since the Closing, and in the specified CMAs, New Cricket has offered a \$25 per month prepaid rate plan for feature phones that includes unlimited talk, text, and all taxes and fees. New Cricket will continue to offer the \$25 plan at least through March 14, 2015 (unless it offers a prepaid rate plan for feature phones that includes unlimited talk and text for less than \$25 per month (including all taxes and fees)).

**AT&T Commitment: “\$40 Rate Plan:** For eighteen months following the merger’s closing, AT&T will make available a prepaid rate plan for feature phones that includes unlimited talk, text, and data, in accordance with published speed policies, at a rate that will not exceed \$40 per month (including all taxes and fees).”<sup>5</sup>

**AT&T Implementation Status:** Since the Closing, New Cricket has made available nationwide a prepaid plan for feature phones that includes unlimited talk, text, and data, in accordance with published speed policies, for \$40 per month (including all taxes and fees). New Cricket will continue to offer the \$40 plan through September 14, 2015 (unless it offers a prepaid rate plan for feature phones that includes unlimited talk, text, and data, in accordance with published speed policies, for less than \$40 per month (including all taxes and fees)).

**AT&T Commitment: Honor Legacy Leap Rate Plans:** “[F]or all customers who maintain their existing Leap rate plan during the transition period (including Lifeline customers), AT&T commits that it will honor those existing rates (and for Lifeline customers, the corresponding discounts) until the earlier of such time as the customer voluntarily upgrades his or her device, chooses another rate plan, migrates to the New Cricket platform, or until sunset of the CDMA network, which AT&T anticipates will happen between 12 to 18 months from closing depending

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<sup>4</sup> Fifth Supplemental Response of AT&T Inc. to Information and Discovery Request Dated November 8, 2013, at 4, Attachment 1 (filed Mar. 6, 2014, updated Mar. 11, 2014) (“*Fifth Supplemental Response*”).

<sup>5</sup> *Commitment Letter* at 3.

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on the market. This commitment will remain in effect even where AT&T elects to relinquish Leap's ETC designation."<sup>6</sup>

**AT&T Implementation Status:** AT&T has continued and will continue to honor the legacy Cricket CDMA rates (and for Lifeline customers, the corresponding discounts) until the earlier of such time as the customer voluntarily upgrades his or her device, chooses another rate plan, or migrates to the New Cricket platform or until the sunset of the CDMA network, which AT&T continues to anticipate will happen between 12 to 18 months from the Closing, depending on the market.

### **SPECTRUM DIVESTITURES**

**AT&T Commitment:** "Within six months of the merger's closing, AT&T will file applications with the Commission to assign or transfer control of the amounts and type of spectrum in the geographic areas identified in Attachment B ("Divestiture Assets"). AT&T reserves the right, upon notice to the Bureau, to change the specific type of spectrum to be divested in any geographic area, based on further analysis performed after the merger's closing. Upon application by AT&T to the Bureau, the Bureau may grant one or more extensions, not to exceed 60 days in the aggregate, to allow AT&T further time to dispose of the Divestiture Assets. To the extent the applications are not filed by the relevant date, or by any extended date allowed by the Bureau, the Commission may require AT&T to surrender the Divestiture Assets."<sup>7</sup>

**AT&T Implementation Status:** AT&T has satisfied this Commitment. As of September 30, 2014, AT&T had reached agreement with three carriers, Atlantic Tele-Network, Inc. ("ATNI"), T-Mobile License LLC ("T-Mobile"), and Verizon Wireless to transfer or assign all of the spectrum comprising the Divestiture Assets. AT&T filed the applications for the license

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<sup>6</sup> *Clyburn Ex Parte* at 1-2.

<sup>7</sup> *See Commitment Letter* at 3, Attachment B (list of divestiture CMAs). On April 14, 2014, AT&T notified the Wireless Telecommunications Bureau that it was exercising its right under the *Commitment Letter* to change the type of spectrum to be divested in certain CMAs. Specifically, AT&T is divesting 10 MHz of PCS and 10 MHz of AWS-1 spectrum in CMA101 (Beaumont-Port Arthur, TX), as opposed to 20 MHz of AWS-1 spectrum as originally stated, and 10 MHz of PCS spectrum in CMA128 (McAllen-Edinburg-Mission, TX) and CMA669 (Texas 18 – Edwards), as opposed to 10 MHz of AWS-1 spectrum as originally stated. *See Letter from Joan Marsh, Vice President – Federal Regulatory, AT&T, to Marlene H. Dortch, Esq., Secretary, Federal Communications Commission, at 1-2 (filed April 14, 2014) ("April 2014 Submission")*.

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assignment to ATNI with the Commission between June 24 and July 16, 2014,<sup>8</sup> the assignment to T-Mobile on June 27, 2014,<sup>9</sup> and the assignment to Verizon Wireless on July 28, 2014.<sup>10</sup>

## **ROAMING**

**AT&T Commitment:** “AT&T commits to honor the rates, terms and conditions of the CDMA roaming agreements that AT&T is assuming from Leap, and to offer CDMA voice and data roaming consistent with applicable Commission roaming rules, for so long as AT&T operates Leap’s CDMA network. Nothing in this commitment will require AT&T to modify the rates, terms, or conditions of any CDMA roaming agreement it assumes from Leap.”<sup>11</sup>

**AT&T Implementation Status:** AT&T continues to honor the prices, terms, and conditions of these agreements, which remain in effect as of September 30, 2014. AT&T intends to continue to offer CDMA voice and data roaming services, consistent with applicable Commission roaming rules, for so long as AT&T operates Leap’s CDMA network.<sup>12</sup>

## **NETWORK DEPLOYMENT**

**AT&T Commitment: Unused Spectrum:** “AT&T has provided the Commission with detailed estimates of where it anticipates it will begin deploying Leap’s unused, contiguous AWS-1 spectrum for LTE service within 90 days of the merger’s closing and where it anticipates it will begin deploying Leap’s unused AWS or PCS spectrum for LTE service within 12 months of the merger’s closing. Within 30 days of the merger’s closing, AT&T will provide updated estimates

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<sup>8</sup> See ULS File Nos. 0006341028 (filed June 24, 2014; consented to Sept. 26, 2014); 0006372855 (filed July 16, 2014; granted July 17, 2014); 0006369674 (filed July 14, 2014; granted July 15, 2014); 0006369670 (filed July 14, 2014; granted July 15, 2014).

<sup>9</sup> See ULS File Nos. 0006344533, 0006344526, 0006344528, 0006347935, 0006344480 (filed June 27, 2014; consented to Sept. 26, 2014).

<sup>10</sup> See ULS File Nos. 0006383922, 0006383927 (filed July 28, 2014; consented to Sept. 26, 2014).

<sup>11</sup> See *Commitment Letter* at 3.

<sup>12</sup> On May 1, 2013 T-Mobile USA, Inc. acquired MetroPCS, which resulted in [BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]

[END AT&T HIGHLY CONFIDENTIAL INFORMATION]

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of where it anticipates it will begin deploying Leap's unused spectrum within 90 days and 12 months of the merger's closing. As part of the Progress Reports described below, AT&T commits to providing detailed quarterly reports outlining its progress toward completing the deployments set forth in the updated estimates."<sup>13</sup>

***AT&T Implementation Status of Its Commitment to File Updated Estimates:*** As previously reported, AT&T satisfied this Commitment on April 14, 2014.

***AT&T Implementation Status of Its Commitment to Deploy Unused Spectrum Within 90 Days of Closing:*** AT&T previously reported that it had satisfied this Commitment.

***AT&T Implementation Status of Its Commitment to Deploy Unused Spectrum Within 12 Months of Closing:*** In the *April 2014 Submission*, AT&T identified [BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION] [END AT&T HIGHLY CONFIDENTIAL INFORMATION] CMAs where it anticipated deployment of Leap's unused AWS or PCS spectrum for LTE service within 12 months of Closing. In the First Quarterly Report, AT&T reported that it no longer anticipates deployment of Leap's unused AWS spectrum for LTE service within 12 months of Closing in [BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION] [END AT&T HIGHLY CONFIDENTIAL INFORMATION].

AT&T is working to deploy the unused spectrum in its own network in [BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION] [END AT&T HIGHLY CONFIDENTIAL INFORMATION] CMAs. In [BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION] [END AT&T HIGHLY CONFIDENTIAL INFORMATION] other CMAs, AT&T does not have its own network infrastructure and, as described more fully below, plans to lease the spectrum to a partner to deploy LTE service for use by AT&T customers. Subsequent to the First Quarterly Report, AT&T identified one additional CMA with idle Leap spectrum on which AT&T has deployed LTE service. In the intervening period, one of the partners to which AT&T had offered to lease unused Leap spectrum for LTE deployment declined the proposal.

Deployment in AT&T's Network

AT&T has begun to transmit LTE service over Leap's unused AWS-1 spectrum in 30 CMAs and is working to begin deployment of LTE service in the remaining [BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION] [END AT&T HIGHLY CONFIDENTIAL INFORMATION] CMAs. In the latter group of CMAs, AT&T has begun the "Site

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<sup>13</sup> See *Commitment Letter* at 4.

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Acquisition” Phase<sup>14</sup> and the Transport Phase concurrently. The Site Acquisition Phase comprises structural analysis, amendments to site leases, zoning and permitting verification, and approvals of changes. The Transport Phase consists of Ethernet circuit design and the construction and integration of backhaul solutions to each cell site where AT&T intends to deploy LTE service.

*Site Acquisition Phase*

In many cases, deployment of the Leap spectrum will require changes to the equipment located at cell sites, including antennas and other equipment mounted on the towers. To determine whether the towers can bear the weight of the required hardware AT&T plans to deploy, AT&T has ordered tower structural load analyses for sites in **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]** CMAs. AT&T has received completed structural load analyses for sites in **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]** CMAs. AT&T is in the process of determining what structural modifications may be necessary, which may involve reinforcement of the towers or tower foundations or modifications to the other appurtenances.

In parallel, AT&T continues to pursue necessary lease agreements and amendments to site leases and zoning and permitting approvals to allow AT&T to install the additional hardware needed for the spectrum deployment. AT&T has submitted proposed lease agreements or amendments to the tower owners for sites in **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]** CMAs where AT&T plans to use the spectrum; lease agreements or amendments have been signed for towers at sites in **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]** CMAs.

For at least one site in all of the CMAs, AT&T has determined preliminarily whether or not its proposed modifications will require zoning approval. For at least one site in **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]** CMAs, the required zoning approvals have been obtained.

Likewise, for at least one site in **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]** CMAs, the required building permits have been obtained.

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<sup>14</sup> Even where AT&T already owns the cell site, it still refers to this phase as “site acquisition.”

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*Transport Phase*

AT&T is in the process of designing high-speed backhaul Ethernet circuits in the CMAs where it is deploying Leap's spectrum. AT&T has determined the sites at which vendors will be able to provision fiber. In addition, AT&T is ordering equipment and preparing equipment locations at these sites for installation of Ethernet transport. At least one site in **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]** CMAs is ready for the fiber vendors to complete their installations, to the extent they have not already done so. For at least one site in **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]** CMAs, AT&T has a firm ordered commitment for Ethernet transport or has received delivered circuits. AT&T has completed its testing of the delivered circuits and determined the circuits are working for at least one site in **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]** CMAs.<sup>15</sup>

Deployment in Partner Networks

In **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]** more CMAs, AT&T plans to partner with other carriers **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]** and Panhandle Telecommunication Systems, Inc. ("Panhandle") in CMA596 (Oklahoma 1 – Cimarron) to fulfill this commitment.<sup>16</sup> In these CMAs, AT&T does not have its own radio access network ("RAN") infrastructure. To provide service to its customers, AT&T

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<sup>15</sup> AT&T has agreed to swap the unused Leap spectrum in CMA117 (Colorado Springs, CO) and CMA661 (Texas 10 – Navarro) for T-Mobile spectrum in those CMAs. These swaps provide each carrier with larger contiguous blocks of spectrum. As a result, subscribers of both carriers will enjoy a better customer experience and higher mobile broadband speeds. In each case, AT&T and T-Mobile have entered into reciprocal spectrum leases pending closing of the license assignments. As of the date of the submission of this report, both leases have taken effect, and AT&T anticipates putting the spectrum into service in **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]**.

<sup>16</sup> In the First Quarterly Report, AT&T indicated that it was planning to lease Leap spectrum to an additional partner, **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]**; however, that carrier has declined the proffered Leap spectrum.

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plans to lease the unused Leap spectrum to its partner for use in the partner's RAN, which is engineered according to AT&T's own network standards and specifications and is tied into AT&T's core network for switching and other services. When using the partner's RAN, AT&T customers perceive they are on AT&T's network and receive an equivalent network experience.

AT&T has executed a lease agreement with Panhandle, which will take effect upon Commission approval.<sup>17</sup> Panhandle has deployed the necessary RAN equipment and transport to provide LTE service once the lease takes effect.

AT&T continues to pursue an agreement with [BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION] [END AT&T HIGHLY CONFIDENTIAL INFORMATION] pursuant to which the latter may need to undertake site acquisition work and arrange for transport in order to integrate the unused Leap spectrum into its RAN.

Additional Deployed Spectrum

Since the First Quarterly Report, AT&T has identified one additional Leap CMA [BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION] [END AT&T HIGHLY CONFIDENTIAL INFORMATION] with idle spectrum. AT&T has deployed the idle spectrum in this CMA in its network to provide LTE service.

***AT&T Commitment: "LTE Services: Within twelve months of the merger's closing, AT&T will deploy LTE service sufficient to provide coverage to 90% of the geographic area in two CMAs in South Texas: CMA112 (Corpus Christi, TX) and CMA128 (McAllen-Edinburg-Mission, TX).***

Further, within twelve months of the merger's closing, AT&T will deploy LTE service sufficient to provide coverage to 50% of the geographic area in CMA281 (Laredo, TX), CMA670 (Texas RSA 19 – Atascosa), and CMA671 (Texas RSA 20 – Wilson), and to 40% of the geographic area in CMA669 (Texas RSA 18 – Edwards) and within eighteen months of the merger's closing, AT&T will deploy LTE service sufficient to provide coverage to 80% of the geographic area in CMA281 (Laredo, TX), CMA670 (Texas RSA 19 – Atascosa), and CMA671 (Texas RSA 20 – Wilson), and to 70% of the geographic area in CMA669 (Texas RSA 18 – Edwards).

These LTE deployment commitments are dependent on AT&T's ability to secure zoning and permitting for new equipment and to acquire or supplement high-speed backhaul transport as required for new sites as a predicate to deploying LTE in AT&T's network."<sup>18</sup>

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<sup>17</sup> See ULS File No. 0006444521 (filed Sept. 18, 2014; pending).

<sup>18</sup> *Commitment Letter* at 3 (emphases added).

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**AT&T Implementation Status:** AT&T expects to meet these coverage benchmarks by the respective deadlines. Indeed, as previously reported, AT&T already has met the 12 month LTE deployment Commitment and is making good progress towards satisfying the 18 month Commitment.

**DEVICE COMMITMENTS**

**AT&T Commitment: “Device Trade-In Credits: [BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]**

**[END AT&T HIGHLY CONFIDENTIAL INFORMATION]”<sup>20</sup>**

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<sup>19</sup> **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]**

**[END AT&T HIGHLY CONFIDENTIAL INFORMATION]**

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**AT&T Commitment: ‘Feature Phone Trade-In Program: [BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]**

**[END AT&T HIGHLY CONFIDENTIAL INFORMATION]<sup>21</sup>**

**AT&T Implementation Status:** As of September 30, 2014, AT&T has not discontinued CDMA service in any area, but will comply with the preceding device Commitments when it does so.

#### **SIM SWAPS**

**AT&T Commitment:** “In addition to other programs and incentives that will be available to all Leap customers, AT&T will establish a process by which Leap customers with legacy Leap iPhone models 4s, 5, 5c, and 5s can visit a New Cricket store and receive a replacement SIM card that will allow the customer to migrate to AT&T’s network without having to replace his or her device.”<sup>22</sup>

**AT&T Implementation Status:** Beginning on May 18, 2014, Leap customers with legacy iPhone models 4s, 5, 5c, and 5s have been able to visit a New Cricket store (including dealers) and receive a free replacement SIM card that will enable the customer to receive service on AT&T’s network after the replacement SIM card is inserted into the iPhone. Upon request, the replacement will be performed by store personnel.

#### **AT&T PROGRESS ON CUSTOMER MIGRATION**

AT&T notified Leap customers via text message, in stores, and online in connection with the Closing and the launch of New Cricket on May 18, 2014. Beginning with the launch of New Cricket, AT&T began offering New Cricket devices and rate plans to Leap customers and has migrated approximately **[BEGIN AT&T CONFIDENTIAL INFORMATION]** **[END AT&T CONFIDENTIAL INFORMATION]** CDMA customers to the New Cricket network. Subsequent to the launch of New Cricket, AT&T discontinued sales of CDMA devices (other

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<sup>20</sup> *Fifth Supplemental Response* at 5-6. AT&T specified various qualifications to this offer. *See id.* at 6. Although these qualifications still apply, AT&T is not restating them here in the interests of concision.

<sup>21</sup> *Id.* at 6-7.

<sup>22</sup> Letter from Joan Marsh, Vice President – Federal Regulatory, AT&T, to Marlene H. Dortch, Secretary, Federal Communications Commission, (filed Mar. 12, 2014).

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than to Lifeline subscribers) at New Cricket stores and local dealers.<sup>23</sup> Cricket CDMA devices continue to be sold through certain national retailers, consistent with AT&T's prior filings explaining that it would phase out national retail sales on a different schedule from other outlets.<sup>24</sup> AT&T plans to cease sales of Cricket CDMA devices through national retail stores in or around **[BEGIN AT&T HIGHLY CONFIDENTIAL INFORMATION]** **[END AT&T HIGHLY CONFIDENTIAL INFORMATION]** AT&T is continuing to develop its plans for discontinuing sales of CDMA service in connection with the transition off of Leap's CDMA network.

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<sup>23</sup> Upon request, AT&T continues to reactivate Cricket CDMA devices for customers whose service had been suspended.

<sup>24</sup> See Second Supplemental Response of AT&T Inc. to Information and Discovery Request Dated November 8, 2013, at 5 n.2 (filed Jan. 3, 2014).