



HARRIS, WILTSHIRE  
& GRANNIS LLP

May 21, 2015

**Via Electronic Filing**

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

Re: *Telecommunications Relay Service and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities*, CG Docket No. 03-123; *Misuse of Internet Protocol (IP) Captioned Telephone Service*, CG Docket No. 13-24

Dear Ms. Dortch:

On May 19, 2015, on behalf of CaptionCall, LLC and its affiliate Sorenson Communications, Inc. (collectively “CaptionCall”), Bruce Peterson, CaptionCall’s Senior Director of Marketing, Walter Anderson of Harris, Wiltshire & Grannis LLP, and I met with Robert Aldrich, Eliot Greenwald, and Caitlin Vogus of the Consumer and Governmental Affairs Bureau regarding the above-referenced proceedings. Gregory Hlibok participated via video conference.

Specifically, we updated the Commission regarding CaptionCall’s deployment of firmware that allows customers to choose whether to use their Internet Protocol Captioned Telephone Service (“IP CTS”) equipment with captions set to default on or default off. We also reiterated CaptionCall’s belief that professional certification is the most effective way to determine consumer eligibility for IP CTS. We noted that it appears that hearing health care professionals are recommending IP CTS to only a tiny fraction of the patients they see in a given month.

Finally, we reiterated CaptionCall’s support for a price-cap mechanism for IP CTS rates, which will protect the Fund from ever-increasing MARS rates, while giving providers certainty regarding year-over-year changes in the rate. We noted that since CaptionCall made its proposal for a price cap initialized based on MARS rates that predated significant migration from CTS to IP CTS, the MARS-based rates have only increased. We further noted that such a price cap system would reduce compensation rates while also (assuming exogenous cost changes were also reflected) addressing concerns with the margins produced by the allowable costs-based rate of

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return calculations, which Rolka Loube shows to be at or below 1 percent. Adoption of CaptionCall's proposal would be consistent with the Commission's shift away from rate-of-return regulation of common carriers over the past two decades.

Sincerely,

A handwritten signature in black ink, appearing to read "John T. Nakahata". The signature is fluid and cursive, with a long horizontal stroke at the end.

John T. Nakahata

*Counsel for CaptionCall, LLC*

cc: Gregory Hlibok  
Eliot Greenwald  
Robert Aldrich  
Caitlin Vogus