



601 Pennsylvania Ave., NW  
Suite 800  
Washington, DC 20004  
202-654-5900

June 11, 2015

**VIA ELECTRONIC FILING**

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

**Re: *Ex Parte Notification***

*Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions, GN Docket No. 12-268; Policies Regarding Mobile Spectrum Holdings, WT Docket No. 12-269; Comment Sought on Competitive Bidding Procedures for Broadcast Incentive Auction 1000, Including Auctions 1001 and 1002, AU Docket No. 14-252; Reexamination of Roaming Obligations of Commercial Mobile Radio Service Providers and Other Providers of Mobile Data Services, WT Docket No. 05-265*

Dear Ms. Dortch:

On June 9, 2015, John Legere, Chief Executive Officer and President of T-Mobile US, Inc. (“T-Mobile”);<sup>1</sup> Neville Ray, Executive Vice President and Chief Technology Officer at T-Mobile; and Andrew Levin, Senior Vice President of Government Affairs at T-Mobile met with Chairman Tom Wheeler; Legal Advisor Renee Gregory; Legal Advisor Jessica Almond; and Wireless Telecommunications Bureau Chief Roger Sherman of the Federal Communications Commission (“FCC”).

During the meeting, T-Mobile discussed the importance of the upcoming 600 MHz low band auction to the future of the Mobile Internet. T-Mobile is aligned with other competitive carriers, public interest groups, trade associations and industry organizations in advocating for a timely 2016 auction that includes a spectrum reserve of sufficient quantity and quality to provide meaningful competition to AT&T and Verizon who now control 73% of the nation’s valuable low band spectrum.

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<sup>1</sup> T-Mobile USA, Inc. is a wholly owned subsidiary of T-Mobile US, Inc., a publicly traded company.



601 Pennsylvania Ave., NW  
Suite 800  
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Page 2

T-Mobile made clear that armed with low band spectrum that penetrates deep into buildings and travels longer distances, the company could bring Un-Carrier benefits to more consumers in more places, and force the AT&T and Verizon duopoly to make significant changes to their business models as well that will benefit consumers. T-Mobile said a spectrum reserve of at least 40 MHz is vital to ensuring AT&T and Verizon don't lock out competitors and become the *de facto* gatekeepers to the Mobile Internet.

John Legere explained that as content rapidly moves to the Internet, and the Internet rapidly moves to mobile, it is critical for all carriers, not just AT&T and Verizon, to have low band spectrum sufficient to meet consumer choice and demand. The company representatives emphasized that T-Mobile is part of a broad-based coalition, Save Wireless Choice, that wants the FCC to “do the right thing” and provide for a robust 40 MHz spectrum reserve for the 600 MHz auction to promote mobile broadband competition.<sup>2</sup> T-Mobile said the record before the FCC reflects significant widespread support for its position.<sup>3</sup>

Finally, T-Mobile representatives also addressed data roaming. While the Commission has taken meaningful steps to strengthen its data roaming rules,<sup>4</sup> market-based rates remain illusory and robust enforcement of data-roaming obligations may prove necessary to prevent

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<sup>2</sup> See, e.g., Petition for Reconsideration of T-Mobile USA, Inc., GN Docket No. 12-268 (filed Sep. 15, 2014); Petition for Reconsideration of T-Mobile USA, Inc., WT Docket No. 12-269 (filed Aug. 11, 2014).

<sup>3</sup> See generally, e.g., Save Wireless Choice Coalition, [www.SaveWirelessChoice.com](http://www.SaveWirelessChoice.com) (explaining key tenets of coalition advocacy and identifying charter members as C Spire, CCA, COMPTTEL, Computer & Communications Industry Association (CCIA), the Consumer Federation of America, DISH, Engine Advocacy, NTCA – The Rural Broadband Association, Public Knowledge, RWA, Sprint Corporation, T-Mobile and the Writers Guild of America, West). As the Coalition has explained, numerous non-nationwide carriers, such as Bluegrass Cellular, Chat Mobility and Nex-Tech Wireless; public interest organizations, such as the Benton Foundation, Common Cause, and the National Hispanic Media Coalition; and dozens of entrepreneurs and startups, including Fligoo, Poacht, and SportsFeed, have expressed support for increasing the size of the spectrum reserve. See Letter from Non-Nationwide Wireless Carriers to The Honorable Tom Wheeler, Chairman, Federal Communications Commission, GN Docket No. 12-268 and WT Docket No. 12-269 (Apr. 22, 2015); Letter from Nonprofit Groups to The Honorable Tom Wheeler, Chairman, Federal Communications Commission, WT Docket No. 12-269, GN Docket No. 12-268 (Feb. 24, 2015); Letter from Engine Advocacy to Tom Wheeler, Chairman, Federal Communications Commission, WT Docket No. 12-269, GN Docket No. 12-268, AU Docket No. 14-252 (May 13, 2015).

<sup>4</sup> See *Reexamination of Roaming Obligations of Commercial Mobile Radio Service Providers and Other Providers of Mobile Data Services*, Declaratory Ruling, 29 FCC Rcd 15483 (2014).



601 Pennsylvania Ave., NW  
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Page 3

the two dominant carriers from evading the pro-consumer obligations they are obliged to satisfy.

Pursuant to Section 1.1206(b)(2) of the Commission's rules, an electronic copy of this letter is being filed in the above-referenced dockets. Please direct any questions regarding this filing to me.

Respectfully submitted,

*/s/ Kathleen O'Brien Ham*

Kathleen O'Brien Ham  
Vice President, Federal Regulatory Affairs

cc: Chairman Tom Wheeler  
Renee Gregory  
Jessica Almond  
Roger Sherman