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FOUNDED 1866

August 31, 2015

Via Hand Delivery and Electronic Filing

Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20054

Re: Worldcall Interconnect, Inc. v. AT&T Mobility LLC, File No. EB-14-MD-011

Dear Ms. Dortch:

Pursuant to the schedule set forth in the letter ruling issued on July 7, 2015, AT&T Mobility LLC (“AT&T”) submits for filing its Responsive Brief. AT&T’s brief includes Confidential and Highly Confidential Information subject to the Protective Order adopted in this proceeding.

Consistent with the Protective Order and the Commission’s order dated October 9, 2013, AT&T is filing by hand an original and three paper copies of the **Confidential/Highly Confidential Version** of its brief. AT&T is also filing one paper copy of the **Confidential Version** from which all highly confidential information has been redacted. Lastly, AT&T is filing the **Public Version** of the submission electronically.

AT&T requests that portions of this submission be treated as confidential pursuant to the Commission’s rules and not be subject to public inspection. As explained in greater detail below, certain portions of the submission contain confidential and highly confidential information that, if subject to public disclosure, would cause significant commercial and competitive harm to AT&T. AT&T’s request satisfies the standards set forth in Sections 0.457 and 0.459 of the Commission’s rules, 47 C.F.R. §§ 0.457, 0.459. It is also consistent with the provisions of the protective order agreed to by the parties.

In accordance with Section 0.459(b) and in support of its request, AT&T provides the following information:

(1) Identification of Confidential Materials: The confidential and highly confidential information relates to AT&T’s commercially sensitive data roaming arrangements. It includes rate and volume data for AT&T’s existing roaming agreements as well as information about the

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terms and conditions of those agreements and the parties' negotiations regarding those terms and conditions. The confidential and highly confidential information also includes information designated as such by Worldcall Interconnect Inc. ("WCX") pursuant to the Protective Order. The information is identified as confidential or highly confidential when it appears within the submission, and pages containing confidential information have been marked pursuant to the October 9th order: **"DO NOT RELEASE – NOT FOR INCLUSION IN THE PUBLIC RECORD."** Consistent with the provisions of the Protective Order the material marked as protected also includes a legend designating the material as either confidential or highly confidential.

(2) Identification of the Circumstances Giving Rise to the Submission: The confidential and highly confidential information is being provided as part of AT&T's Responsive Brief pursuant to the July 7, 2015 letter ruling. The information is relevant to the material facts in dispute and will be germane to the Commission's consideration of the complaint.

(3) Degree to Which the Information is Commercial or Financial: The confidential and highly confidential information is both commercial and financial. As identified above, it includes rate and volume data for AT&T's existing roaming agreements as well as information about the terms and conditions of those agreements and the parties' negotiations regarding such matters. The information is commercially sensitive not only to AT&T but also to its roaming partners. In fact, AT&T is obligated to protect the confidentiality of its roaming agreements pursuant to the terms of those agreements themselves. None of this information is the type that AT&T makes publicly available in the ordinary course of business.

(4) Degree to Which the Information Concerns a Service Subject to Competition: The confidential and highly confidential information that AT&T seeks to protect is related to its provision of mobile wireless services. The mobile wireless industry is highly competitive.

(5) How Disclosure of the Information Could Result in Substantial Competitive Harm: Disclosure of the confidential information regarding AT&T's roaming arrangements would result in substantial competitive harm because it would give competitors a significant advantage in future data roaming negotiations with AT&T and its roaming partners.

(6) Measures Taken to Prevent Disclosure: AT&T treats the information subject to this request as confidential and does not publicly disclose it. In fact, AT&T is obligated pursuant to the terms of its data roaming agreements to keep the agreements themselves and related information confidential. To the extent AT&T provides information about its rates and terms of roaming during the course of negotiations with a potential roaming partner, it does so pursuant to a non-disclosure agreement

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(7) Public Availability and Third Party Disclosure: The designated information has not been made available to the public and has not been provided to third parties except pursuant to a confidentiality agreement.

(8) Justification of the Requested Duration of Non-Disclosure: The designated information should never be released for public inspection. It contains commercially sensitive information that AT&T does not make publicly available in the ordinary course of business and the disclosure of which could adversely affect AT&T's competitive position.

(9) Additional Information: AT&T has designated the vast majority of the information pursuant to this request as confidential. Certain information, however, has been designated as highly confidential because it is specific to a particular agreement between AT&T and a given roaming partner, both of whom compete with WCX. This information clearly falls within the definition of highly confidential information set forth in the Protective Order adopted in this proceeding. AT&T has also designated information as Highly Confidential when it was designated as such by WCX.

AT&T is serving copies of all versions of its Responsive Brief on WCX's counsel as well as providing courtesy electronic copies to the Commission's Enforcement Bureau. Lastly, AT&T has enclosed an extra copy of the **Confidential/Highly Confidential Version** to be date-stamped and returned.

Please contact me if you have any questions regarding this matter.

Sincerely,

/s/ James F. Bendernagel, Jr.

James F. Bendernagel, Jr.

Enclosures

cc: W. Scott McCullough, Counsel for Defendants
Matthew A. Henry, Counsel for Defendants
Lisa Saks, FCC
Lisa Boehley, FCC