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FOUNDED 1866

December 4, 2015

By Hand Delivery and Electronic Filing

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

Re: AT&T Mobility LLC v. Iowa Wireless Services, LLC, File No. EB-15-MD-007

Dear Ms. Dortch:

Pursuant to the schedule set forth in the letter ruling issued on November 17, 2015 in this proceeding, AT&T Mobility LLC (“AT&T”) submits for filing its confidential Best and Final Offer to Iowa Wireless Services, LLC (“iWireless”) (the “Offer”). Because the Offer is confidential, as explained below, AT&T is filing it with you by hand, along with a copy to be stamped as filed. AT&T is also filing just this transmittal letter on the Commission’s electronic filing system. AT&T will provide copies of its Offer by email to Defendant’s counsel and Commission Staff.

AT&T requests that its Offer be treated as confidential pursuant to the Commission’s rules and not be subject to public inspection. As explained in greater detail below, the Offer contains 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.

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

Statement Pursuant to 47 C.F.R. § 0.459(b)

(1) Identification of Confidential Materials: AT&T seeks confidential treatment of its Offer in its entirety because it reveals rates and terms and conditions proposed by AT&T in connection with commercially sensitive data roaming agreement negotiations.

(2) Identification of the Circumstances Giving Rise to the Submission: AT&T is submitting its confidential Offer today in compliance with the letter ruling dated November 17, 2015.

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(3) Degree to Which the Information is Commercial or Financial: As identified above, the information relates to the rates and terms and conditions proposed by AT&T in connection with commercially sensitive data roaming agreement negotiations. It is not the type of information that AT&T would make publicly available in the ordinary course of business

(4) Degree to Which the Information Concerns a Service Subject to Competition: The information that AT&T seeks to protect is related to the 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 would result in substantial competitive harm because it would provide a competitive advantage for AT&T's counterparties in future negotiations of roaming agreements.

(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's roaming agreements contain a confidentiality clause pursuant to which AT&T is obligated to protect such information from disclosure.

(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 its competitive position.

For the foregoing reasons, AT&T requests that the designated information be treated as confidential pursuant to the Commission's rules and not subject to public inspection.

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

Sincerely,

/s/ James F. Bendernagel, Jr.

James F. Bendernagel, Jr.

Enclosures



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cc: Carl Northrop, Counsel for Defendant
Lisa Saks, FCC
Christopher Killion, FCC
Rosemary McEnery, FCC