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December 23, 2015

Via Electronic Filing and Hand Delivery

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-15-259

Dear Ms. Dortch:

AT&T Mobility LLC (“AT&T”) submits for filing its Amended Formal Complaint against Iowa Wireless Services, LLC (“iWireless”) consistent with the schedule set forth in Commission Staff’s letter order dated December 14, 2015. AT&T filed its original complaint against iWireless on October 21, 2015. On November 17, 2015, Commission Staff issued a letter order suspending the initial procedural schedule that had been put in place following the filing of the complaint and also directing the parties to submit Best and Final Offers (“BAFOs”). By letter order dated December 7, 2015, Commission Staff directed AT&T to file an amended or revised complaint addressing the parties’ BAFOs, which had been filed on December 4, 2015. AT&T has amended its original complaint to address the BAFOs and to remove the references to which iWireless objected in its November 6, 2015 Motion to Compel.

AT&T’s submission includes confidential information. Consistent with the Commission’s regulations, AT&T is filing electronically a **Public Version** of the submission from which all confidential information has been redacted. AT&T is also filing by hand with the Secretary’s office a hard copy of the **Confidential Version** of the submission, along with a copy to be stamped as filed.

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 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.

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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 information is commercially sensitive information (including information regarding rates, volumes, and terms and conditions of service, and the negotiations thereof) related to AT&T's provision of mobile wireless services on a roaming, resale and retail basis. The information is identified as confidential when it appears within the submission, and pages containing confidential information have been marked: **"DO NOT RELEASE – NOT FOR INCLUSION IN THE PUBLIC RECORD."** The confidential materials are being provided pursuant to a Protective Order that was agreed to by the Parties in the context of the arbitration between them and that is provided herewith as Appendix C to AT&T's Amended Information Designation.

(2) Identification of the Circumstances Giving Rise to the Submission: The confidential information is being provided pursuant Sections 1.720-21 of the Commission's rules as part of AT&T's Amended Formal Complaint against iWireless and in compliance with the schedule set forth in the Commission's December 14, 2015 Letter Order. The confidential information supports the allegations made in the Amended Formal Complaint.

(3) Degree to Which the Information is Commercial or Financial: The confidential information is both commercial and financial. As mentioned above, it includes information regarding rates, volumes, and terms and conditions of service, and the negotiations thereof, related to AT&T's provision of mobile wireless services on a roaming, resale and retail basis. Much of this information is sensitive not only to AT&T but also to its roaming and resale partners, including iWireless. In fact, AT&T is obligated to protect the confidentiality of its roaming and resale 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 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 would result in substantial competitive harm because it would provide a competitive advantage for AT&T's counterparties in future negotiations of roaming and resale agreements and would also advantage AT&T's competitors in the retail market.

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(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 roaming and resale agreements to keep the agreements themselves and related information confidential. To the extent AT&T provides such information during the course of negotiations with a potential roaming or resale partner, it does so pursuant to a non-disclosure agreement.

(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.

AT&T is also providing copies of the Amended Formal Complaint submission by email to Defendant's counsel and members of the Commission's Enforcement Bureau.

Sincerely,

James F. Bendernagel, Jr.
James F. Bendernagel Jr.

Enclosures

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