

January 20, 2016

EX PARTE VIA ECFS

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

Re: WT Docket No. 15-79: *Application of AT&T Mobility Spectrum LLC and East Kentucky Network, LLC for Consent To Assign Licenses; Application File No. 0006672533*

Dear Ms. Dortch:

On January 15, 2016, Trey Hanbury spoke by phone with Edward “Smitty” Smith of Chairman Tom Wheeler’s office regarding the above-referenced proceeding. On behalf of T-Mobile USA, Inc. (“T-Mobile”),¹ Mr. Hanbury encouraged the Commission to deny the proposed acquisition by AT&T Mobility Spectrum LLC of low-band spectrum in parts of Kentucky, West Virginia, and Ohio in excess of competitive norms.²

The Commission’s “enhanced factor” review policy limits the concentration of low-band spectrum by dominant service providers. Robust enforcement of this policy protects consumers and encourages investment and innovation in the wireless industry. Denying AT&T’s proposed acquisition of the low-band spectrum licenses at issue in this proceeding will protect consumers in parts of Kentucky, West Virginia, and Ohio from the risk of higher quality-adjusted prices, less competitive choice and lower rates of product and service innovation that they would otherwise enjoy if AT&T controlled a less disproportionate share of low-band spectrum resources in these markets.

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 docket. Please direct any questions regarding this filing to me.

Respectfully submitted,

/s/ Trey Hanbury

Trey Hanbury
Counsel to T-Mobile USA, Inc.

cc: Edward “Smitty” Smith

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

² See Application of AT&T Mobility Spectrum LLC and East Kentucky Network, LLC for Consent To Assign Licenses, ULS File No. 0006672533 (filed Feb. 18, 2015).