

EX PARTE OR LATE FILED

UNITED STATES GOVERNMENT

memorandum

TO: Magalie Roman Salas, Secretary, FCC

REPLY TO
ATTN OF: Wireless Telecommunications Bureau Policy Division

DATE: August 18, 2000

SUBJECT: CC Docket 94-102 – Summary of WTB staff August 9 Meeting regarding Texas CSEC
Emergency Petition for FCC Compliance Oversight

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AUG 18 2000

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

The Wireless Telecommunications Bureau Policy Division hereby submits an *ex parte* summary of a meeting held August 9, 2000, with representatives of the Texas Commission on State Emergency Communications (CSEC) and wireless carriers providing service in Texas to discuss issues related to CSEC's emergency petition regarding E911 Phase I implementation.

WTB Policy
August 18, 2000

**EMERGENCY PETITION OF
TEXAS COMMISSION ON STATE EMERGENCY COMMUNICATIONS (CSEC) REGARDING
IMPLEMENTATION OF E911 PHASE I**

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**SUMMARY OF AUGUST 9 MEETING WITH WIRELESS CARRIERS
AND CSEC REPRESENTATIVES**

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OFFICE OF THE SECRETARY

Background:

- 47 C.F.R. §20.18: within 6 months of valid request from Public Safety Answering Point (PSAP), carrier must be able to provide calling number and cell site/base station identification (Phase I).
- Petition filed 7/12/00 by CSEC (empowered by Texas legislature to implement E911) seeking FCC "compliance oversight" and "maximum sanctions" for wireless carriers that have not implemented Phase I by 8/31/00 (date set by CSEC).
- Petition precipitated by potential loss of \$2 million appropriated for deployment, if no Phase I implementation by 8/31/00 for at least 75% of "population served by the statewide 9-1-1 system."
- To date, there has been Phase I penetration to 21% of the population served; it is possible that penetration will extend to an additional 50% of the population served by 8/31/00.

CSEC's Position:

- Requested implementation from 31 providers by 8/31/00; only one carrier is fully operational to date.
- Unable to secure wireless carriers' compliance with Phase I requirements without FCC intervention but requests that the Commission take no action until 8/31 so that CSEC can assess compliance with respect to meeting the 75% benchmark.
- Agreed with carriers that LEC interconnection hold-ups have impeded implementation.

Position of Wireless Carriers Represented by CTIA:

- CTIA identified several impediments to timely compliance by wireless carriers:
 - Difficulty of obtaining information for, and signatures on, CSEC agreement, which is required for Phase I implementation.
 - Interconnection holdups from lack of formalized E911 implementation teams within LECs to expedite carrier requests for dedicated E911 lines connecting the carrier's switch and PSAP (trunking orders).
 - Once proper procedure identified, average trunk requisition takes 25-30 days
 - Interoperability problems and contract delays with respect to configuring carrier switches; difficulties in preparing for both CAS and NCAS solutions

Position of Wireless Carriers Represented by Bennet Law Firm:

- Filed consolidated response regarding request for sanctions, contending that:
 - the request is premature
 - LECs are substantially to blame for delays

Other Parties: Several carriers represented by neither CTIA nor Bennet Law Firm participated in the meeting, and generally concurred with the problems described above.

**PARTIES AND/OR REPRESENTATIVES PARTICIPATING IN 8/9 MEETING
ON SITE OR TELEPHONICALLY**

FCC Staff:

Kris Monteith, WTB, Chief, Policy Division
Blaise Scinto, WTB, Deputy Chief, Policy Division
Jane Phillips, WTB, Attorney, Policy Division
Ron Netro, WTB, Engineer, Policy Division
Patrick Forster, WTB, Engineer, Policy Division
Marty Liebman, WTB, Engineer, Policy Division
Bill Lane, WTB, Engineer, Policy Division
Joe Casey, Enforcement Bureau, Chief, Technical and Public Safety Division

CSEC (Carrie Spence, Kelli Merriweather)

Gonzales Law Firm, counsel for CSEC (Rupaco Gonzales, Richard Muscat)

Michael Bennet, counsel for 5 rural wireless providers:

Brazos Cellular
CGKC&H Cellular
CT Cube
Mid-Tex Cellular
Peoples Cellular

CTIA (representing several wireless providers):

Brian Fontes, Sr. Vice President, Regulatory Policy and Administration
Andrea Williams, Assistant General Counsel

Alltel (Glen Rabin, Carmen Bryant)

AT&T Wireless (Lori Bueger, Thomas Ratcliff)

CT Cube (Mike Eastwood)

Caprock Cellular (Tommy Swaringen)

Dobson Cellular (Kimberly Cole)

Lamar County Cellular (Rod Brown)

Mid-Tex Cellular (Tom Kaprod)

Nextel (Larry Krevor, Jim Goldstein)

Peoples Cellular (Robbie Allen)

Plateau Wireless (David Hughes)

SOL Communications (Julia Tanner)

Sprint PCS (Jon Chambers, Charles McKee)

Texas Unwired & Louisiana Unwired (Ron Darnutzer)

Verizon Wireless (formerly GTE Wireless) (Ron Winery, David Armeay, Luisa Lancetti)

VoiceStream (Jim Nixon)

Wes-Tex Cellular (Bob Garvey)

Western Wireless (Nathan Glazier)

XYPoint (Glen Roach)