

FILED/ACCEPTED

Suzanne K. Toller
415.276.6536 tel
415.276.4836 fax

suzannetoller@dwt.com

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January 27, 2011

Federal Communications Commission
Office of the Secretary

VIA HAND DELIVERY

Marlene Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

REDACTED – FOR PUBLIC INSPECTION

RE *In the Matter of Special Access for Price Cap Local Exchange Carriers, WC Docket No. 05-25; AT&T Corp. Petition for Rulemaking to Reform Regulation of Incumbent Local Exchange Carrier Rates for Interstate Special Access Services, RM-10593*

Dear Ms. Dortch:

Pursuant to the Public Notice released October 28, 2010 in the above-referenced proceedings,¹ T-Mobile USA, Inc. files these voluntary responses to the Special Access Data Request. Pursuant to and in accordance with the Second Protective Order issued in the above-referenced proceedings,² T-Mobile has redacted the enclosed document for public inspection and has filed a confidential version of this document containing Highly Confidential Information.

If you should have any questions, please contact the undersigned or Richard A. Gibbs at (202) 973-4218 or richardgibbs@dwt.com.

¹ See *Data Requested in Special Access NPRM*, Public Notice, WC Docket 05-25, RM-10593, DA 10-2073 (rel. Oct. 28, 2010) (“Special Access Data Request”).

² See *Special Access Rates for Price Cap Local Exchange Carriers*, Second Protective Order, WC Docket No. 05-25, RM 10593, DA 10-2075 (rel. Oct. 28, 2010) (“Second Protective Order”).

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Sincerely,

A handwritten signature in black ink, appearing to read "Richard A. Gibbs". The signature is written in a cursive style and is positioned above a horizontal line.

Suzanne K. Toller
Richard A. Gibbs
Davis Wright Tremaine LLP
Suite 800
505 Montgomery Street
San Francisco, CA 94111-6533
Tel: 415.276.6536
Fax: 415.276.4836
Email: suzannetoller@dwt.com
richardgibbs@dwt.com

Attorneys for T-Mobile USA, Inc.

**Before the
Federal Communications Commission
Washington, D.C. 20554**

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| In the Matter of |) | |
| |) | |
| Special Access for Price Cap Local Exchange Carriers |) | WC Docket No. 05-25 |
| |) | |
| AT&T Corp. Petition for Rulemaking to Reform Regulation of Incumbent Local Exchange Carrier Rates for Interstate Special Access Services |) | RM-10593 |
| |) | |

T-MOBILE RESPONSES TO SPECIAL ACCESS NPRM DATA REQUESTS

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Pursuant to the Public Notice released October 28, 2010 in the above-referenced proceedings,⁴ T-Mobile USA, Inc., by its attorneys, files these voluntary responses to the Special Access Data Request.

T-Mobile agrees that examining the current state of wholesale competition for special access and competing services is fundamental to determine how the Commission can take appropriate action with respect to the special access marketplace to further broadband deployment, particularly in rural areas. As T-Mobile has noted in comments previously filed in this proceeding, competition in the market for backhaul, including special access services, can vary dramatically in small rural areas versus urban areas. T-Mobile again urges the Commission to focus its special access analysis and reform on geographic areas in which competition has failed to discipline the market. In these markets, the Commission should intervene as necessary to ensure the reasonableness of the rates, terms, and conditions for special access services.

RESPONSES TO DATA REQUESTS

III.A. For each Listed Statistical Area, we request that all providers other than incumbent LECs (e.g., competitive LECs, out-of-region incumbent LECs, cable companies, fixed wireless, etc.) state whether their company has any connections that it owns or that it leases from another entity under an indefeasible right of use (IRU) agreement.

⁴ See *Data Requested in Special Access NPRM*, Public Notice, WC Docket 05-25, RM-10593, DA 10-2073 (rel. Oct. 28, 2010) (“Special Access Data Request”).

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T-Mobile is an End User and not a Provider of Connections, as those terms are defined in the Special Access Data Request and in the Clarification.⁵ Accordingly, this data request is not applicable to T-Mobile.

Notwithstanding the foregoing, by way of background, T-Mobile responds as follows with respect to the Connections it purchases as an End User:

[BEGIN HIGHLY CONFIDENTIAL INFORMATION]

[END HIGHLY CONFIDENTIAL INFORMATION]

III.B. We request that all providers other than incumbent LECs (e.g., competitive LECs, out-of-region incumbent LECs, cable companies, fixed wireless, etc.) submit data to respond to the following questions:

- 1. For each location in each Listed Statistical Area to which your company provides a connection that you own or that you lease from another entity under an indefeasible right of use (IRU) agreement, provide the following information below.**

Because T-Mobile is not a Provider of Connections, as those terms are defined in the Special Access Data Request and in the Clarification, T-Mobile has no data responsive to this data request. Please also see T-Mobile's response to data request III.A above.

- 2. For each incumbent LEC wire center where your company is collocated in each Listed Statistical Area, provide the actual situs address, the geocode, and the CLLI code for the incumbent LEC wire center.**

T-Mobile is not a Provider of Connections, as those terms are defined in the Special Access Data Request and the Clarification. Accordingly, this data request is not applicable to T-Mobile.

Notwithstanding the foregoing, by way of background, T-Mobile responds as follows:

⁵ Clarification of Data Requested in Special Access NPRM, Public Notice, WC Docket 05-25, RM-10593, DA 10-2413 (rel. Dec. 23, 2010) ("Clarification").

[BEGIN HIGHLY CONFIDENTIAL INFORMATION]

[END HIGHLY CONFIDENTIAL INFORMATION]

3. For each Listed Statistical Area in which your company owns fiber or your company leases fiber from another entity under an IRU agreement, provide a map of the routes followed by fiber that constitute your network. Also, provide a map of the routes followed by fiber connecting your network to end-user locations.

Because T-Mobile is not a Provider of Connections, as those terms are defined in the Special Access Data Request and in the Clarification, T-Mobile does not have a map of the routes followed by fiber that constitutes its network. Please also see T-Mobile's response to data request III.A above.

III.C. We request that all CMRS providers, for each cell site in each Listed Statistical Area, provide the information below.

1. The actual situs address for the cell site (i.e., land where the cell site is located) if the cell site is located in or on a building;
2. The geocode for the cell site (i.e., latitude and longitude);
3. The CLLI code of the incumbent LEC wire center that serves the location;
4. Whether the location is a cell site in or on a building, or a free-standing cell site;
5. The name of the carrier that provides your connection to the cell site.

T-Mobile responds to this data request in electronic form only in accordance with Section II.5 of the Special Access Data Request. T-Mobile considers the information provided in response to this data request to be Highly Confidential Information as that term is defined in the Second Protective Order issued in this proceeding and, as such, has submitted this information under separate seal in accordance with the procedures in the Second Protective Order.

With regard to item 1, T-Mobile has provided as complete an address for the cell sites as possible; however, some entries will not have a zip code because that information was not readily available.

With regard to item 2, the geocode for the cell site has been provided as requested.

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With regard to item 3, it is not T-Mobile's general business practice to correlate cell site locations to ILEC wire centers; therefore, T-Mobile is unable to provide this information without a burdensome comprehensive review of its cell site locations. Please also see T-Mobile's response to data request III.C.5 below.

With regard to item 4, the type of cell site has been provided as requested.

With regard to item 5, **[BEGIN HIGHLY CONFIDENTIAL INFORMATION]**

[END HIGHLY CONFIDENTIAL INFORMATION]

Accordingly, in an effort to be helpful to the Commission's efforts, T-Mobile has stated whether its Connection to the cell site is with an incumbent LEC or a non-incumbent LEC in lieu of providing the name of the carrier that provides the Connection.

III.D. We request that all providers other than incumbent LECs (e.g., competitive LECs, out-of-region incumbent LECs, cable companies, fixed wireless, etc.) answer the following questions pursuant to the Instructions in Section II of this Public Notice:

- 1. Explain the business rule that you use to determine whether to build a channel termination to a particular location. Please enumerate all underlying assumptions.**

T-Mobile is not a Provider of Connections, as those terms are defined in the Special Access Data Request and the Clarification. Accordingly, this data request is not applicable to T-Mobile.

By way of background, T-Mobile responds as follows with respect to the very limited number of Connections it may construct:

[BEGIN HIGHLY CONFIDENTIAL INFORMATION]

[END HIGHLY CONFIDENTIAL INFORMATION]

2. Please describe reasons why even if your business rule suggests that it would make sense to build, you would not, e.g., inability to access building, issues with rights of way, inability to obtain capital, issues of timing.

[BEGIN HIGHLY CONFIDENTIAL INFORMATION]

[END HIGHLY CONFIDENTIAL INFORMATION]

III.E. We request that all incumbent LECs answer the questions below.

1. For each wire center in each Listed Statistical Area, please provide the number of connections that you own or that you lease from another entity under an IRU agreement:

Not applicable.

2. For each wire center in each Listed Statistical Area, for the fiber connections that you own or that you lease from another entity under an IRU agreement, please provide the number of lit and unlit fibers.

Not applicable.

3. For each wire center in each Listed Statistical Area, provide the number of locations to which you have connections that you own or that you lease from another entity under an IRU agreement by type of location (e.g., building, other free-standing site, cell site in or on building, or free-standing cell site).

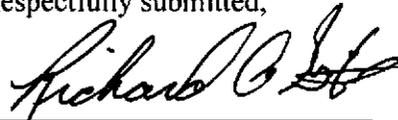
Not applicable.

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III.F. We seek comment from the public on the quality, utility, and clarity of this data request.

It is too early to comment on whether the quality, utility, and clarity of the Special Access Data Request will assist the Commission's objective of developing an appropriate framework for determining whether the Commission's pricing flexibility rules are promoting competition for special access facilities. Only once the data collected has been reviewed and analyzed can it be determined if the data collected will assist the Commission in meeting this objective. T-Mobile is hopeful that the responses it has provided will help the Commission achieve this important goal.

Respectfully submitted,



Suzanne K. Toller
Richard A. Gibbs
Davis Wright Tremaine LLP
Suite 800
505 Montgomery Street
San Francisco, CA 94111-6533
Tel: 415.276.6536
Fax: 415.276.4836
Email: suzannetoller@dwt.com
richardgibbs@dwt.com

Attorneys for T-Mobile USA, Inc.