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April 29, 2011

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW, Room TWB-204
Washington, DC 20554

Re: *Reporting Requirements for U.S. Providers of International Telecommunications Services, IB Docket No. 04-112*

Joint Petition for Rulemaking to Further Reform the International Settlements Policy, RM-11322

Dear Ms. Dortch:

On April 28, 2011, James Talbot and I met with James Ball, John Copes, David Krech, David Strickland and Mark Uretsky of the International Bureau to reiterate AT&T's support for the removal or significant streamlining of the Section 43.61 International Traffic and Section 43.82 Circuit Status Reports, and removal of the International Settlements Policy ("ISP") and its associated filing requirements from the remaining international routes on which this policy still applies.

As part of this discussion, we explained the substantial burdens these outdated reporting requirements place on U.S. international carriers and we described why the collected data no longer provide any meaningful benefit to the Commission in support of the original policy justifications for collecting the data. AT&T expressed its support for measures to streamline the Part 43 international reporting requirements as proposed in the April 2004 Notice of Proposed Rulemaking, in addition to the further streamlining measures proposed by the International Bureau staff in 2006 after discussions with U.S. international carriers, as follows:

43.61 report:

- Eliminate the quarterly 43.61 reports, which serve no regulatory purpose now that there is no further need for a safeguard against "one way bypass" following the Commission's 2004 ISP reforms;
- Integrate all U.S. points & eliminate separate reporting for coterminous U.S., Alaska, Hawaii, Puerto Rico, Guam, Virgin Islands and other U.S. offshore points;
- Eliminate U.S. offshore termination points;
- Eliminate reporting of IMTS messages and retained revenues;
- Eliminate reporting by billing codes;
- Eliminate separate reporting of traditional settlement and ISR traffic;
- Eliminate route by route reporting of transit traffic;

- Not adopt the NPRM proposal for new route by route reporting of retail and wholesale IMTS traffic;
- Not adopt the NPRM proposal to eliminate existing route by route reporting, and to adopt world total reporting, for collect, international 800, country-direct, and country-beyond traffic;
- Require new reporting of world total IMTS data as follows:
 - Minutes and revenues for IMTS resale;
 - Minutes and revenues for facilities-based IMTS;
 - Minutes and revenues for retail mass-market IMTS (including small business IMTS if this data is retained with retail mass-market data);
 - Minutes and revenues for large business customer IMTS;
 - Minutes and revenues for traffic received from other U.S. carriers;
 - Minutes and revenues for traffic received from foreign carriers;
 - Minutes and revenues for transit;
 - Non-route-specific revenues (except that these revenues may be allocated among routes at the reporting carrier's discretion provided the fact of such allocation is clearly indicated);
- Eliminate reporting of private lines by classes;
- Eliminate reporting of billing and service codes for private lines;
- Not adopt the NPRM proposal for separate reporting of data services;
- Not adopt the NPRM proposal for separate reporting of circuits provided over owned and resold facilities.

43.82 report:

- Eliminate the reporting of submarine cable circuits following the Commission's 2009 reform of international submarine cable circuit regulatory fees eliminating the assessment of fees based on the number of these circuits;¹
 - As the common carrier submarine cable circuits reported under Section 43.82 represent only approximately 10% of total U.S. submarine cable capacity, the collection of this limited data provides no basis for competitive analysis and serves no other remaining regulatory purpose;
- Eliminate service categories (including the proposed new data services category);
- Eliminate reporting of derived circuits.

We also noted some additional concerns with the proposals in the April 2004 Notice of Proposed Rulemaking:

- Since the proposal to change the annual filing date to May 1 for both 43.61 and 43.82 reports (from March 31 for the 43.82 report and July 31 for the 43.61 report) would not allow sufficient time to collect and review data for the Section 43.61 report, we support a filing date of July 1 for the 43.61 data.

¹ See *Assessment and Collection of Regulatory Fees for Fiscal Year 2008*, Second Report and Order, 24 FCC Rcd. 4208 (2009).

- The NPRM asked whether a U.S. international carrier providing only local or long distance termination services to a foreign authorized carrier for termination of foreign-originating traffic should be required to report the international circuits used for that traffic regardless of whether the U.S. carrier has leased those circuits. As U.S. international carriers providing these termination services are unlikely to have information concerning circuits that they neither own nor lease, the Commission should not adopt this proposal.

In regard to the issue of ISP reform, we noted the benefits to U.S. consumers, as demonstrated in the attached chart, from the Commission's 2004 reform of the ISP on routes accounting for 98 percent of U.S. international traffic. We expressed our support for the commencement of a rulemaking to extend these reforms to all U.S. international routes.

One electronic copy of this Notice is being submitted in the above-referenced proceedings in accordance with Section 1.1206 of the Commission's rules.

Sincerely,

Handwritten signature of Amy L. Alvarez in cursive script.

cc: James Ball
John Copes
David Krech
David Strickland
Mark Uretsky