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October 7, 2011

VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W., Room TW-B204
Washington, DC 20554

Re: WC Docket No. 10-90, 07-135, 05-337, and 03-109
GN Docket No. 09-51, CC Docket No. 01-92 and 96-45

Madam Secretary:

In accordance with Section 1.1206 of the Commission's rules, 47 C.F.R. § 1.1206, we hereby provide you with notice of an oral ex parte presentation in connection with the above-captioned proceeding. On October 5, 2011, Benjamin Moncrief, Kevin Joseph, and undersigned counsel, on behalf of C Spire Wireless ("C Spire"), met with Margaret McCarthy, Angela Kronenberg and Louis Peraertz to discuss universal service and intercarrier compensation reform.

We discussed the importance of phasing down ongoing support under the CETC mechanism simultaneously with the phasing in of a replacement mechanism that provides ongoing support for mobile broadband. We also discussed the need for a mobility fund that is at least \$1 billion, with appropriate accountability mechanisms, to ensure that wireless carriers are expanding infrastructure investment and encouraging economic development.

We also discussed objections to the right of first refusal ("ROFR") set forth in the ABC Plan. Using the ROFR, incumbent price cap carriers may choose to be the sole recipient of support from the Connect America Fund ("CAF"). The amount of support provided to price cap carriers exercising the ROFR is to be determined by a model. That model is based on the cost of building fixed point-to-point connections to residential and business locations. Yet nothing in the ABC Plan would prevent a price cap carrier from exercising the ROFR, and then meeting its build-out requirements by deploying a mobile broadband network, for example 4G LTE.

Marlene H. Dortch, Secretary

October 7, 2011

Page 2

If adopted, a ROFR represents a clear abrogation of the Commission's core principle of competitive neutrality, favoring the most profitable telecommunications carriers in the nation.

C Spire also discussed its participation in the federal universal service program, including the benefits delivered to rural citizens in its ETC service areas in Mississippi and Alabama. Cellular South described how federal support has helped the company build hundreds of cell sites and deliver high-quality services to many rural areas that have been unserved or underserved since the inception of cellular service twenty years ago.

C Spire provided a map showing how dozens of cell sites in rural Mississippi would be jeopardized if support is reduced. Because the map contains information on the company's business operations and locations of cell sites that could be decommissioned, C Spire will submit to the Commission, under separate cover, a copy of the map which will be marked "CONFIDENTIAL INFORMATION – NOT FOR PUBLIC INSPECTION / SUBJECT TO PROTECTIVE ORDER IN WC Docket No. 10-90, 07-135, 05-337, and 03-109, GN Docket No. 09-51, CC Docket No. 01-92 and 96-45 BEFORE THE FEDERAL COMMUNICATIONS COMMISSION."

If you have any questions or require any additional information, please contact undersigned counsel directly.

Sincerely,



David A. LaFuria
Counsel for C Spire Wireless

cc: Margaret McCarthy, Esq.
Angela Kronenberg, Esq.
Louis Peraertz, Esq.
Benjamin Moncrief, Esq.
Kevin Joseph, Esq.