

I have previously written the FCC on a number of issues ranging from handset exclusivity (i.e. anti-competitive lock-in), wholesale open access for devices etc and why I think the FCC should mandate this to increase competition and give wireless users the freedom wire-line phone users have had since the 1968 Carterfone ruling. I have filed complaints about AT&T and Verizon Communications threatening universal service for basic telephone service and/or fixed broadband in proceedings relating to AT&T and Verizon transactions, the National Broadband Plan, Connect America Fund, Lifeline & Lifelink reform etc. I have suggested in the absence of wholesale open access by the FCC that the U.S. Copyright Office continue to allow jail-breaking DMCA exemptions for smartphones and extend them to tablets. That being said on the issue of wireless blocking which I have addressed many times I just want to say again how the Bay Area Rapid Transit's decision was wrong and illegal.

BART's decision to shutoff wireless service not only affected user's cellular connections it no doubt affected WIFI access also leaving users with no access to phone, SMS (texting), mobile IM (AIM, Facebook Messenger, Yahoo Messenger) VOIP (Google Voice, Skype, Vonage) service to call for help in an emergency situation or to communicate with others. Cutting off user's access to communicate like that with others is wrong. For anyone to do this and get away with it sends the wrong signal. If BART is able to get away with it they might be tempted to do it again or some other entity will try to do it. No service means no email, no SMS, no phone that is no voice, text or data service in an area until the wireless blocking is discontinued. Just think about that for a moment. No voice, text or data service available due to wireless blocking by an entity trying to crush dissent as a means to silence critics/protesters is wrong.

Lately more and more America is becoming more totalitarian it seems. We are seeing government using surveillance equipment and software to spy on our keystrokes and our

communications. The top 2% are providing the government the means to do this. The richest Americans and American corporations not wanting to lose their special tax breaks and subsidies that are unfair for the now shrinking middle class and working poor are using government to spy on their critics. They either want to spy on or silence critics which is illegal and unfair to a majority of Americans. This is unacceptable and it must end. Please reprimand BART for breaking the law and violating the Telecom Act. We have to send a message that this type of activity will not go unpunished and is not to be tolerated. However the FCC reacts in this matter will show what signal the FCC is getting and if they send the wrong signal this type of bad behavior can and will continue. You have to send the right signal that is the proper signal to stop this activity. These types of activities are not to be tolerated and are unacceptable. Do not allow BART to get away with it.