



June 25, 2012

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

RE: Objection to Acknowledgments of Confidentiality filed by Sorenson counsel
CG Docket No. 03-123 & CG Docket No. 10-51

Dear Ms. Dortch:

Purple Communications (“Purple”) hereby joins CSVRS LLC in objecting to the request of Wiltshire &Grannis LLP (“Wiltshire”) to permit certain of its partners and associates to access confidential information in this proceeding. CSVRS LLC’s objections in their June 21, 2012 filing on this docket are hereby restated and incorporated in this objection.

Wiltshire attorneys, specifically Christopher Wright and John Nakahata, have for many years, demonstrated intimate involvement in the competitive decision making process for Sorenson Communications and its private equity investor, Madison Dearborn Partners (“MDP”). Providing those individuals access to the content of confidential filings of Purple and other providers will cause irreparable competitive harm.

Wiltshire’s involvement in Sorenson’s competitive decision making process is evident from a review of Sorenson’s and MDP’s ex parte filings, which are replete with examples of Wiltshire’s directly addressing competitive and strategic matters with the Commission on behalf of Sorenson. The majority of Purple’s interactions with Sorenson have been conducted through Wiltshire, with minimal direct involvement of Sorenson management. Our engagement with Sorenson, for example, in discussing how VRS reform matters and VRS rates were communicated almost exclusively through Wiltshire. When we engaged Sorenson in discussions on matters such as “new to category” relay users, broadband issues, and how providers can coordinate efforts to combat waste, fraud and abuse, Wiltshire responded on behalf of Sorenson. When Purple engaged Sorenson on how the deploy videophones and other new technologies, toll-free numbers, and the utilization of interpreters in the VRS environment, all communication was principally conducted through Wiltshire.

Wiltshire’s intertwinement with Sorenson’s key decision making is also evident from a review of the FCC record. For example, Docket 10-51 was opened exclusively for the purpose of tracking comments filed in the VRS reform proceeding. Since docket 10-51 was opened, 88 filings have been made by Wiltshire on behalf of Sorenson, many of which included strategic and financial in-person meetings with executive management from Sorenson, Madison Dearborn and senior staff at the FCC. Two such recent examples underscoring the awareness and fluidity between management and counsel include the following ex-parte meetings:

- <http://apps.fcc.gov/ecfs/document/view?id=7021922374> - June 8, 2012 meeting with the FCC's general counsel, members of the Office of Strategic Planning, a retained economist, and two members of Sorenson's management discussing the economics and strategic underpinnings of the VRS market. Included from Wiltshire were Chris Wright, John Nakahata, and Chad Breckinridge.
- <http://apps.fcc.gov/ecfs/document/view?id=7021917301> - May 7, 2012 meeting with two Managing Directors and other executives from Madison Dearborn Partners, the Chief Financial Officer of Sorenson, Chris Wright and John Nakahata from Wiltshire, the General Counsel of the FCC, along with other senior staff of the FCC from various bureaus.

In addition to ex-parte meetings where financial and strategic information about the industry are discussed, Wiltshire filed the two most important documents reflecting Sorenson's strategic views on VRS reform; the Comments and Reply Comments to the FCC's FNPRM (<http://apps.fcc.gov/ecfs/document/view?id=7021905360> and <http://apps.fcc.gov/ecfs/document/view?id=7021899612>). These two documents taken together comprise 264 pages of strategic input regarding the future of the VRS industry. On both filings the names of four attorneys from Wiltshire appear, John T. Nakahata, Christopher J. Wright, Charles D. Breckinridge, and Renee R. Wentzel. Notably, Sorenson lists only one name to the filing, Mike Maddix, its Director of Government and Regulatory Affairs.

These illustrations make the point that Wiltshire has been deeply exposed to the strategic thinking and proprietary information of its client and should not be furnished access to competitive information from any provider. Indeed, the disclosure of Purple's confidential information to Sorenson's primary outside legal counsel on matters before the Commission will have a chilling effect on continued cooperation and disclosure before the Commission. If provider confidential information is accessible to legal counsel for other providers, providers will be precluded from having open communications.

For the reasons stated herein and in CSDVRS's June 21, 2012 objections, the Commission should not permit any person associated with either Sorenson Communications or Wiltshire access to any of confidential information of Purple or other providers.

Sincerely,

PURPLE COMMUNICATIONS, INC.



John Goodman
Chief Legal Officer

CC: Sean Lev, OGC
Gregory Hlibok, CGB-DRO
Jeffrey Rosen
Christopher Wright
John Nakahata