

If the FCC is now intent on approving the SpectrumCo LLC and Cox Communications spectrum license transfers of AWS spectrum to Verizon Wireless on the premise that Verizon's proposed 700 MHz divestitures and AWS spectrum swap with T-Mobile giving the number 4 national carrier some AWS spectrum mitigates concerns of too much spectrum concentration in the hands of the Big Two Verizon Wireless and AT&T Mobility then it should be done conditionally based on Verizon Wireless transferring excess 700 MHz and/or AWS licenses to smaller carriers and forbidding AT&T from bidding on the spectrum Verizon gives up to get the cable companies spectrum. Moreover only the spectrum transfer should be permitted. One possibility is for the FCC to approve the spectrum license transfer from SpectrumCo and Cox to Verizon Wireless and then the Verizon to T-Mobile license transfer Verizon has offered to make resulting in T-Mobile withdrawing its opposition to these deals and then for the DOJ to deny the marketing agreements.

Broadband competition and mobile broadband competition are both important for preserving Network Neutrality and an Open Internet. Therefore I request the FCC to either conditionally approve the Verizon Wireless spectrum deals with Big Cable provided the DOJ strikes down the JOE (FCC and DOJ both oppose the JOE but allow license transfer) or deny the whole thing. If approved the point is it should only be done conditionally. Also whatever the FCC decides – even if it permits the 700 MHz divestitures by Verizon in exchange for the spectrum deal approval involving the cable companies it must implement and enforce 700 MHz interoperability rules to protect, promote and defend competition in the wireless telecommunications marketplace.