

INTERNATIONAL BROADCASTING NETWORK

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April 16, 2013

BY ECFS

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

Re: In the Matter of Expanding the Economic and Innovation Opportunities of
Spectrum Through Incentive Auctions, GN Docket No. 12-268

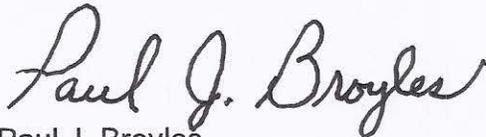
Dear Ms. Dortch:

Having previously filed comments and reply comments in GN Docket No. 12-268, we are now submitting documents that we consider to be *prima facie* evidence that there is no wireless spectrum crisis and that there are ulterior motives behind claims that such a crisis exists.

The first document was produced by AT&T in 2011 and was distributed to third parties within and outside the wireless industry. The second document quotes from and interprets the AT&T document.

The documents speak for themselves and should be considered to be a basis for terminating this proceeding and abandoning plans to reclaim and repurpose television spectrum.

Respectfully submitted,



Paul J. Broyles
President

AT&T PLAN TO CONTROL COMMUNICATION THROUGH SPECTRUM GRAB

1. THERE IS NO "SPECTRUM CRISIS," BUT IT WILL HELP US FORCE CONGRESS & THE FCC TO GIVE US WHAT WE WANT—DOMINANCE!

Page 5: "The 'end of the world' FCC identified 'spectrum crisis' may become a useful tool for industry to lobby for and leverage, from the FCC/Regulators, more 'easy to use' spectrum...."

2. TIME WILL SOON PERMIT US TO STOP PROVIDING AFFORDABLE SERVICES TO THE PUBLIC AND FORCE THEM TO PAY WHAT OUR INDUSTRY DEMANDS.

Page 5: "Start charging independently for data services based on usage bandwidth or minutes – no more all you can eat data customer expectation! Focus service capacity and QOS on those willing to pay for premium service, the rest only get a "best effort" Service."

3. WITHIN 3-10 YEARS WE WILL DEPLOY THE REQUIRED TECHNOLOGY TO MAKE THE SPECTRUM GRAB SUCCESSFUL FOR WHAT IT WAS TRULY INTENDED TO DO—WIPE OUT COMPETITION!

Page 5: "Invest the time, energy and funding to investigate and test new multiple 'capacity expanding' technologies and wireless network approaches that could be deployed over a 3-10 years, and that are compatible with existing network infrastructure for plug and play deployment"

4. STRIP THE GOVERNMENT OF ALL ABILITY TO CONTROL US.

Page 7: "Existing regulators will be powerless to stop the communications industry ..."

5. USE THE FICTION OF A SPECTRUM SHORTAGE TO GOUGE CUSTOMERS WHO DEPEND ON OUR SERVICES UNDER THE GUISE OF "FAIR TRADE PRACTICES."

Page 7: "... taking advantage of the conditions of an increasingly limited wireless spectrum resource. Industry will be able to easily sell new ideas of 'fair trade practices' to government and regulatory bodies"

6. STIFLE COMPETITION & FORCE CONSUMERS TO ACCEPT BACKWARD TECHNOLOGIES DEEMED "STATE OF THE ART."

Page 7: "Competitive entry into the communications market will become increasingly closed, as existing companies leverage their position to protect their market and spectrum share. The existing industry will stifle competition from new competition, technologies and service opportunities that might advance the 'state of the art' and 'help' the consumer"

7. USE THE GOVERNMENT'S PERCEIVED FAILURE TO REVITALIZE NATIONAL INFRASTRUCTURE TO PITCH THE CONTRIVED SPECTRUM SHORTAGE AS JUSTIFICATION TO FURTHER LOBBY CONGRESS AND RAISE PRICES.

Page 7: "The limited wireless spectrum resource, like other 'ageing' national infrastructural challenges such as the power grid and highways, will instead be used as a means to lobby and leverage higher prices and profits for the existing service provider companies with little gain or advantage for the consumer"

8. PESKY REGULATORS & LEGISLATORS WILL STOP US FROM DEMANDING EXORBITANT RATES FOR BASIC VOICE CELL SERVICE, BUT THE NATION WILL BE AT OUR MERCY FOR ALL OTHER SERVICES.

Page 8: "Voice services will likely continue with little impairment due to regulatory and legal requirements of 911 emergency access. But video and data delivery services – currently a booming market may see the greatest impact and control of delivery."

9. WE WILL BE FREE TO GOUGE THE PUBLIC WHEN WE HAVE FREED OURSELVES FROM GOVERNMENT CONTROL.

Page 8: "The consumer should not look to the Government and regulatory bodies to protect their consumer wireless interests, nor respond to unfair business practices."

10. BLEED THE RICH, ROB THE POOR. THEY'RE TOO STUPID TO PLAY A MEANINGFUL ROLE IN THE FUTURE.

Page 9: "Service providers will likely quickly adopt price-for-service models that focus on the customers ability and willingness to pay for 'enhanced' services'. Resulting in

much higher prices – forcing many moderate to low income families and business to opt out of the social and business benefits of wireless connectivity”

11. WE WILL CONTROL ALL ACCESS AND UNILATERALLY DETERMINE THE COST OF COMMUNICATIONS IN AMERICA.

Page 9: “Controlling a limited resource may prove to be a profitable convenience for service providers in the short run”

12. MA BELL IS BEING RESTORED AS A SUPERPOWER.

Page 9: **“We will be back to the ‘Pre Divestiture’ days of near monopolistic business practices, slow growth, limited network innovation and expensive services”**