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June 25, 2013

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

Re: *Applications of Sprint and Softbank*, IB Docket No. 12-343

Dear Ms. Dortch:

On June 14, 2013, Joe RedCloud, Chairman of the Oglala Sioux Tribe Utilities Commission, Wendy Wells, representative of the Crow Creek Sioux Tribe, and I met with the Federal Communications Commission (“FCC”) to discuss tribal issues raised in the Petition To Deny filed by the Crow Creek Sioux Tribe and the Comments filed by the Oglala Sioux Tribe in the above referenced matter (the “Petition”), and we filed our *ex parte* notice on June 17.¹ On June 19, SOFTBANK CORP. (“SoftBank”) and Sprint Nextel Corporation (“Sprint”) filed an *ex parte* letter with the FCC in which they made the following statement:

Finally, although the applications are ripe for grant, various parties continue to make untimely and non-transaction specific arguments in this proceeding. The Commission should reject these arguments and enforce its rules and policies against untimely and non-transaction specific arguments in merger proceedings.²

The Oglala and Crow Creek Sioux Tribes note that this dismissive attitude and disrespect that Sprint consistently shows tribal governments is exactly why the tribes filed their opposition on January 9, 2013 and sent tribal representatives from South Dakota to discuss the need to ensure that Sprint and SoftBank begin to respect their existing legal obligations, including the FCC’s rules and policies. Moreover, as the Minority Media and Telecommunications Council (“MMTC”) recently explained, the issue of whether the proposed transaction will serve and

¹ See Petition to Deny of Crow Creek Sioux Tribe, *Joint Application of Sprint Nextel Corp. & Softbank Corp. for Consent to Transfer International and Domestic Authority Pursuant to Section 214 of the Communications Act of 1934, as amended*, IB Docket No. 12-343 (filed Jan. 9, 2013); Comments of Oglala Sioux Tribe, *Joint Application of Sprint Nextel Corp. & Softbank Corp. for Consent to Transfer International and Domestic Authority Pursuant to Section 214 of the Communications Act of 1934, as amended*, IB Docket No. 12-343 (filed Feb. 25, 2013).

² See Letter from Regina Keeney, Counsel to Sprint and Michael Pryor, Counsel to SoftBank, to Marlene Dortch, FCC Secretary, IB Docket No. 12-343, at 1-2 (June 19, 2013).

advance the public interest, convenience, and necessity is directly relevant and transaction specific.³ Given Sprint's past behavior and recent statements and SoftBank's status as a new and foreign market entrant, we respectfully urge the FCC to impose the conditions we requested as part of any approval of the proposed transaction that the agency may be considering.

Respectfully Submitted,

/s

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³ See Letter from David Honig, MMTC, to Chairwoman Mignon, Clyburn, FCC, IB Docket NO. 12-343 (May 28, 2013).