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February 6, 2014

**VIA ECFS**

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

**Re: Notice of *Ex Parte* Presentation; WC Docket Nos. 11-42, 03-109**

Dear Ms. Dortch:

On Tuesday, February 4, 2014, John Heitmann and Joshua Guyan of Kelley Drye & Warren LLP, on behalf of Boomerang Wireless, LLC; Global Connection Inc. of America; i-wireless LLC; Telrite Corporation; and Blue Jay Wireless, LLC, each members of the Lifeline Connects Coalition (“Coalition”), met with Amy Bender of Commissioner O’Reilly’s office to further discuss the role of the members in the Lifeline program and the Notices of Apparent Liability (“NALs”) recently issued to several Lifeline eligible telecommunications carriers (“ETCs”) including three members of the Coalition – i-wireless, Telrite and Global Connection. On Wednesday, February 5, 2014, we met with Nicholas Degani of Commissioner Pai’s office to discuss the same topics. We had met with Mr. Degani on January 23, 2014 and with Ms. Bender on January 24, 2014 to discuss these topics and filed an *ex parte* letter on January 27, 2014 detailing our discussions.<sup>1</sup>

This week’s meetings included topics and discussion consistent with the January 27, 2014 *ex parte* letter and we utilized the same exhibits with a few exceptions. First, at the meetings this week, we provided a new graphic (Exhibit A herein) illustrating the effectiveness of ETCs at screening out intra-company duplicates (approximately 95.5 percent and often better) even if all of the alleged duplicates in the NALs are in fact duplicates. Second, we provided a

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<sup>1</sup> See Notice of *Ex Parte* Presentation of Boomerang Wireless, LLC; Global Connection Inc. of America; i-wireless LLC; Telrite Corporation; and Blue Jay Wireless, LLC, WC Docket No. 11-42, 03-109 (Jan. 27, 2014).

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graphic (Exhibit B herein) showing the different iterations of Wireline Competition Bureau guidance on what it views to represent a duplicate Lifeline subscriber – In-Depth Validation (“IDV”) instructions to USAC (same name and same address), Lifeline Biennial Audits (same name, date of birth and last four digits of social security number) and the National Lifeline Accountability Database (“NLAD”) seeding (same last name, date of birth and last four digits of social security number), as well as the standard USAC used in the IDVs that underlie the NALs (similar name and similar address). We emphasized that an enforcement proceeding is not the appropriate forum for the Commission to develop a policy for what constitutes a duplicate Lifeline subscriber (i.e., what data fields have to match or how similar how many data fields need to be).

In addition, at the meetings we provided an updated graphic (Exhibit C herein) showing the results of the Inter-company Duplicates Database (“IDD”) developed by CGM, LLC that these ETCs *voluntarily* check for inter-company duplicates when enrolling Lifeline customers. As of January 2014, the IDD includes more than 2.4 million lines and has prevented over 354,000 duplicate enrollment attempts since its inception. That equates to savings to the Lifeline program of \$4.1 million per month, which would be \$49.2 million annually.

We look forward to the launch of the NLAD beginning this month and to working with the Commission on a way forward that restores stability to the Lifeline program.

This letter is being filed electronically for inclusion in the public record of the above-referenced proceedings. Please feel free to contact the undersigned with any questions.

Respectfully submitted,



John J. Heitmann  
Joshua T. Guyan

*Counsel to Boomerang Wireless, LLC; Global Connection Inc.; i-wireless LLC; Telrite Corporation; and Blue Jay Wireless, LLC*

Enclosures

cc: Amy Bender  
Nicholas Degani

# **EXHIBIT A**



# **EXHIBIT B**

# THE FCC PROVIDED CONFLICTING GUIDANCE ON WHAT CONSTITUTES A DUPLICATE



- False Name
- False Address
- False Date of Birth
- False Social Security Number

<b>Wireline Competition</b> Bureau Instructions to <b>USAC for In-Depth</b> <b>Validations (IDVs)</b>	<b>USAC IDV</b> Interpretation Folded Into <b>NALs</b>	<b>FCC Biennial</b> Audits Public Notice Proposal	<b>National Lifeline</b> Accountability Database
Same Name <b>AND</b> Same Address	Similar Name <b>AND</b> Similar Address	Same Name <b>AND</b> Same Date of Birth <b>AND</b> Same Last Four Digits of Social Security Number	Same Last Name <b>AND</b> Same Date of Birth <b>AND</b> Same Last Four Digits of Social Security Number

# **EXHIBIT C**

GOING ABOVE AND BEYOND  
FCCCLIFEELINE  
REQUIREMENTS

1 OUT OF 10 ENROLLMENT ATTEMPTS  
BLOCKED...

VOLUNTARY INTERCOMPANY DE-DUPE DATABASE

TOTAL FRAUD

PREVENTION SAVINGS TO USE

\$4,100,000  
A MONTH

\$49,200,000  
A YEAR