

April 18, 2014

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

Re: **Notice of Ex Parte – CG Docket Nos. 03-123 and 10-51
Purple Communications, Inc.**

Dear Ms. Dortch:

On Wednesday, April 16, John Ferron, Chief Executive Officer of Purple Communications, Inc. (“Purple”), John Goodman, Purple’s Chief Legal Officer, and Monica Desai, Purple’s outside counsel, met with the following staff from the Consumer and Governmental Affairs Bureau (“CGB”): Kris Monteith (Chief, CGB), Karen Peltz Strauss (Deputy Chief, CGB), and Robert Aldrich (Legal Advisor, CGB). The discussion focused on points in Purple’s Emergency Request for Review of the Decision by the TRS Administrator, filed February 20, 2014, and related ex parte filings by Purple on February 28, 2014, and March 7, 2014.¹

Purple and its counsel emphasized that without any analysis or investigation, the Fund Administrator summarily concluded that Purple is “in violation” of the Commission’s emergency call handling requirements for IP CTS with respect to calls handled through web and wireless devices.² The Fund Administrator has withheld Purple’s entire reimbursement for IP CTS even though the only subject of any controversy is whether IP CTS calls handled through Purple’s web and wireless devices (approximately 22% of Purple’s IP CTS traffic) is compliant. The amount of reimbursement being withheld is very significant to the company.

¹ Emergency Request for Review of the Decision by the TRS Administrator, Purple Communications, Inc., CG Docket No. 03-123 (filed Feb. 20, 2014) (“Emergency Request”); Letter from Monica Desai, Counsel, Purple Communications, Inc., to Marlene H. Dortch, Secretary, FCC, Notice of Ex Parte, CG Docket Nos. 03-123 and 10-51 (filed Feb. 28, 2014); Letter from Monica Desai, Counsel, Purple Communications, Inc., to Marlene H. Dortch, Secretary, FCC, Notice of Ex Parte, CG Docket Nos. 03-123 and 10-51 (filed March 7, 2014).

² See Letter from David Rolka, President, Rolka Loubé Saltzer Associates, to Purple Communications c/o John Goodman (via email) (dated February 14, 2014), attached to Purple’s Emergency Request at Exhibit A; see also *Telecommunications Relay Services and Speech-to-Speech Services for Individuals with Speech and Hearing Disabilities*, Report and Order, CG Docket No. 03-123, *et al.*, 23 FCC Rcd 5255 (2013); see also 47 C.F.R. § 64.605.

As explained in detail in its prior filings, Purple continues to believe it is in full compliance with the Commission's rules. However, because the entirety of Purple's IP CTS reimbursement continues to be withheld while it is waiting for a formal response, Purple has expended resources to develop a solution that could be ready in approximately 30 days, pending further input from Commission staff. Purple requested guidance from staff on implementation alternatives for reconnecting a dropped 911 call.

Respectfully submitted,



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cc:
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