



Competitive Carriers Association
Rural • Regional • Nationwide®

May 9, 2014

Via ECFS

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

**RE: MEMORANDUM SUMMARY OF ORAL EX PARTE PRESENTATION
PURSUANT TO 47 C.F.R. § 1.1206(b)(2)(iv)**

GN Docket No. 12-268: *Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions*

WT Docket No. 12-269: *Policies Regarding Mobile Spectrum Holdings*

Dear Ms. Dortch:

On May 8, 2014, I spoke by phone with Louis Peraertz, Legal Advisor for wireless, international and public safety issues to Commissioner Clyburn, regarding elements of the FCC's Mobile Spectrum Holdings proceeding¹ and related incentive auction policies.² My discussions were consistent with previous advocacy by CCA in these proceedings.³

Specifically, I reiterated CCA's continued support for the Commission's proposed incentive auction framework, including most importantly reasonable aggregation limits that will provide competitive carriers an opportunity to bid on and win low-band spectrum. To further expand the opportunities afforded by this once in a lifetime auction—and to account for AT&T and Verizon's national market power—I urged the Commission to adopt a nationwide spectrum eligibility requirement for reserve spectrum in addition to the currently proposed local (PEA) eligibility requirement.⁴ This would allow rural and regional providers to bid on reserved spectrum in their core markets, while not changing the two largest providers' capability to bid on reserved spectrum in

¹ *Policies Regarding Mobile Spectrum Holdings*, WT Docket No. 12-269, Notice of Proposed Rulemaking, 27 FCC Rcd 11710 (2012).

² *Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions*, GN Docket No. 12-268, Notice of Proposed Rulemaking, 27 FCC Rcd 12357 (2012).

³ See, e.g., *Ex Parte* Letter from Rebecca Murphy Thompson, General Counsel, CCA to Marlene H. Dortch, Secretary, FCC, GN Docket No. 12-268; WT Docket No. 12-269 (filed May 1, 2014) ("CCA May 1 Ex Parte").

⁴ *Ex Parte* Letter from Rebecca Murphy Thompson, General Counsel, CCA to Marlene H. Dortch, Secretary, FCC, GN Docket No. 12-268; WT Docket No. 12-269 (filed May 2, 2014).

any market. Similarly, I discussed how competition would be enhanced if the Commission reserved more licenses for competitive access by allocating an odd number of unreserved licenses, forcing the largest carriers to compete with each other and increasing the likelihood of generating more revenue in both the reserved and unreserved blocks.⁵ Finally, I addressed the varying utility and availability of different types of spectrum and raised the need to account for the differences in low-band, mid-band and high-band spectrum in the Commission's transaction screen.⁶

This memorandum is being filed electronically with your office pursuant to Section 1.1206(b)(2)(iv) of the Commission's Rules.

Sincerely,

/s/ Rebecca Murphy Thompson

Rebecca Murphy Thompson
General Counsel

⁵ CCA May 1 Ex Parte at 2-3.

⁶ CCA May 1 Ex Parte at 3.