

## NECA's Weekly Federal Regulatory Summary

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### June 8, 2020 HIGHLIGHTS

- The FCC issued [the agenda](#) for its June 9, 2020, Open Meeting, and will consider five items, including a [public notice](#) that would establish procedures for the Phase I of the RDOF auction.
- The Rural Broadband Auctions Task Force, Wireline Competition Bureau, and the Office of Economics and Analytics issued a [public notice](#) announcing they are ready to authorize CAF Phase II Auction 903 support for 480 winning bids.
- The [order](#) attached to the NPRM on establishing the 5G Fund for rural America [is effective](#) June 5, 2020. The order directed the OEA and WCB to propose, seek comment on, and implement methodologies for use of an adjustment factor and for disaggregation of legacy high-cost support for mobile carriers. Comments on the [adjustment factor values](#) are due July 7, 2020; reply comments are due August 6, 2020.
- USTelecom [discussed](#) the budget control mechanism and its impact on RLECs receiving CAF-BLS and/or High Cost Loop Support. WTA, et al. [discussed](#) the need by 437 RLECs that receive HCLS and/or CAF-BLS for relief from the BCM during the period from July 1, 2020, through June 30, 2021, or at least for the remainder of the ongoing pandemic.
- Reps. Greg Walden (R-Ore.) and Bob Latta (R-Ohio) [asked](#) the Democratic chairs of the House Energy and Commerce Committee and Communications Subcommittee to hold a hearing on bridging the digital divide. [press release](#)
- USAC filed the [Federal Universal Service Support Mechanisms Quarterly Contribution Base](#) for third quarter 2020.
- NCTA [asserted](#) the steps its member companies have taken to comply with the call completion monitoring rules have reduced the number of completion issues that have arisen on their calls to rural areas.
- [Reply comments were filed](#) on the applicability of section 4 of the Secure Networks Act to the FCC's supply chain rulemaking. [public notice](#)

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### Other Key Upcoming Dates

- June 25 - Comments due on the [NPRM](#) on establishing the 5G fund for rural America. Replies are due July 27, 2020. [FR](#)

## USF Reform

- The Rural Broadband Auctions Task Force, Wireline Competition Bureau, and the Office of Economics and Analytics issued a [public notice](#) on June 4, 2020, announcing they are ready to authorize CAF Phase II Auction 903 support for the 480 winning bids identified in attachment A of the public notice. The applicants must submit the required letter(s) of credit and legal counsel opinion letter(s) by June 18, 2020.
- The [order](#) attached to the NPRM on establishing the 5G Fund for rural America was published in the [Federal Register](#) on June 5, 2020. The order directed the Office of Economics and Analytics and the Wireline Competition Bureau to propose and seek public comment on methodologies for use of an adjustment factor and for disaggregation of legacy high-cost support for mobile carriers and to implement those methodologies to the extent such action is supported by the resulting record of the 5G proceeding. The FCC also announced the closing of WT Docket No. 10-208 (Mobility Fund) and the opening of GN Docket No. 20-104 and makes administrative amendments to Part 0 of the Commission's rules to clarify OEA's functions and delegated authority. The order is effective June 5, 2020.
- The Office of Economics and Analytics and the Wireline Competition Bureau issued a [public notice](#) on June 5, 2020, seeking comment on adjustment factor values for the [5G Fund](#). The FCC said to account for the relative costs of serving areas that vary in terrain characteristics and potential business cases, it proposed to apply an adjustment factor to make the most difficult areas to serve more attractive at auction in order to encourage more bidding for these areas. The FCC said the adjustment factor also would be used to transition legacy high-cost support to 5G Fund support. Comments are due July 7, 2020; reply comments are due August 6, 2020.
- WTA, Northeast Louisiana Telephone, San Carlos Apache Telecommunications Utility, et al. spoke with advisors to [Chairman Pai](#) and Commissioners [Rosenworcel](#), [Carr](#), [Starks](#), and [O'Rielly](#), and Wireline Competition Bureau and Commission's Office of Economics and Analytics [staff](#) on May 28, 2020, regarding the need by 437 rural LECs that receive High Cost Loop Support and/or CAF-BLS for relief from the budget control mechanism during the period from July 1, 2020 through June 30, 2021, or at least for the remainder of the ongoing pandemic.
- USTelecom [spoke with](#) Chairman Pai's rural broadband advisor on June 1, 2020, to discuss the budget control mechanism and its impact on RLECs receiving cost-based CAF-BLS and/or High Cost Loop Support. USTelecom expressed support for [NTCA's](#) request that the effectiveness of the budget control be suspended for the pendency of the pandemic, and suggested the suspension last for the duration of the coming 2020-2021 funding year. USTelecom also asked the Commission to resolve the current open BCM proceeding.
- An FCC [notice](#) was published in the Federal Register on June 2, 2020, announcing the Office of Management and Budget has approved, for a period of three years, an information collection associated with application to participate in the Rural Digital Opportunity Fund auction. The amendment to section 54.804(a) (application process) is effective June 2, 2020.
- Sen. Roger Wicker (R-Miss.) sent a [letter](#) to Chairman Pai on June 2, 2020, asking for information on the impact of accelerating the Rural Digital Opportunity Fund auction. He said Congress is considering a proposal that would accelerate the distribution of RDOF funds to eligible providers, and asked Pai for information on the review and processing of applications for the auction and asked if the Commission has updated or modified the preliminary list of eligible areas. He asked Pai to respond by June 12, 2020. [press release](#)
- NTCA, NRECA, the Utilities Technology Council, and the Fiber Broadband Association [spoke with](#) legal advisors to Chairman Pai and Commissioners Carr, Starks, O'Rielly, and Rosenworcel on May 29, 2020, regarding the [draft RDOF auction procedures](#). They expressed concern with the proposal providing an opportunity for fixed wireless and DSL technologies to bid in the Gigabit tier and claimed

there is scant evidence of service offerings at such a level on a widespread basis in rural areas. Should the Commission proceed on this path, they claimed it may deter participation in the auction by other applicants for the Gigabit tier using well-established technologies not requiring case-by-case review. They also suggested additional penalties and other non-compliance measures, beyond those in the draft public notice for fixed wireless providers who are permitted to bid after case-by-case review by the Commission.

- USTelecom, AT&T, CenturyLink, Consolidated, Frontier, Windstream, and Verizon [spoke with](#) advisors to Chairman Pai and Commissioners O'Reilly and Carr on May 27 and 28, 2020, to express support for the [draft RDOF auction procedures](#). They opposed any proposals that would delay or fundamentally change the rules at this stage, such as combining the short and long form applications and/or removing certain eligible census blocks from the auction before it starts in October. They also discussed the current challenge process for the auction and suggested the Commission to look with skepticism on filings that are not sufficiently supported or based on previously reported Form 477 data.
- Charter Communications [spoke with](#) legal advisors to Chairman Pai and Commissioners Carr, O'Rielly, Rosenworcel, and Starks on June 1 and 2, 2020, regarding the [draft RDOF auction procedures](#). Charter suggested the Commission establish a rebuttable presumption that a waiver of a service milestone will be granted to any RDOF recipient that can demonstrate that the buildout delay is due to a reason beyond its reasonable control and has not been caused by its own lack of diligence. Charter also suggested the Commission establish a separate complaint process for all complaints that RDOF recipients make against pole owners in areas where they are deploying broadband using RDOF support.
- NARUC [spoke with](#) Chairman Pai's rural broadband advisor on June 2, 2020, to discuss the [letter](#) it sent to Chairman Pai and the FCC Commissioners that requested the FCC incorporate some ideas from the recently-introduced [Rural Broadband Acceleration Act](#) (H.R. 7022) into the RDOF auction. NARUC, among other things, urged the FCC to use the March 17, 2020, list of census blocks eligible for RDOF funding, and claimed the additional delay inherent in the limited challenge process is unlikely to result in significant alteration and delays needed investments.
- Hughes Network Systems filed a [letter](#) on June 1, 2020, in support of Viasat's [proposal](#) that the FCC permit bidders in the RDOF to propose Software-Defined Wide-Area Networks (SD-WAN) that include one or more terrestrial components as well as a geostationary and/or low-earth orbit satellite component as a nascent technology that satisfies the FCC's requirements for bidding in the low-latency tier.
- WISPA [spoke with](#) Commissioner Carr's legal advisor on May 28, 2020, regarding the [draft RDOF auction procedures](#). WISPA expressed support for the Commission's decision to permit fixed wireless service providers to file short form applications in order to bid in the Gigabit performance tier.
- WISPA [spoke with](#) legal advisors to Commissioners Starks, Rosenworcel, and O'Rielly on May 29, 2020 and June 1, 2020, to express support for the Commission's decision in the [draft RDOF public notice](#) to permit fixed wireless service providers to file short form applications in order to bid in the Gigabit performance tier. WISPA said the Commission's case-by-case approach will identify whether or not bidders proposing Gigabit service using fixed wireless technology can provide that service in the states in which they intend to bid.
- WISPA filed a [letter](#) on June 2, 2020, to respond to certain technical points made by [GeoLinks](#) regarding the [draft RDOF auction procedures](#). WISPA asserted that despite GeoLinks' allegations and arguments, the record in this proceeding reflects clear evidence that equipment exists and sufficient spectrum has been allocated to enable Gigabit download speeds using fixed wireless networks.
- GeoLinks [spoke with](#) advisors to Commissioners Carr and O'Rielly and the Rural Broadband Auctions Task Force on May 27 and 28, 2020, regarding the [draft RDOF auction procedures](#). GeoLinks expressed concern with allowing service providers with no operational history of providing Gigabit

speeds to bid at the Gigabit Tier in the auction. GeoLinks also asserted the RDOF should not limit participation by fixed wireless providers to only those services that utilize licensed spectrum.

- GeoLinks [spoke with](#) Chairman Pai and his advisor on May 29, 2020, regarding the [draft RDOF auction procedures](#). GeoLinks expressed concern with allowing service providers with no operational history of providing Gigabit speeds to bid at the Gigabit Tier in the auction.
- Viasat [spoke with](#) Commissioner O'Rielly's legal advisors on June 1, 2020, regarding the [draft RDOF auction procedures](#). Viasat said if the Commission were to consider revising its public notice to allow any nascent technology to bid low latency, it should ensure that all nascent technologies, including Software-Defined Wide Area Network solutions are eligible to participate in the short-form process and as part of any latency tier. Viasat also [responded](#) to USTelecom's [May 27, 2020](#) and [May 29, 2020](#) ex parte submissions on the draft RDOF auction procedures.
- Nunn Telephone filed a [letter](#) on June 1, 2020, on Skybeam's challenge to the list of census blocks deemed initially eligible in the RDOF Phase I auction.
- SpaceX [spoke with](#) legal advisors to Commissioners O'Rielly, Carr, Starks, and Rosenworcel on May 27, 28, and 29, 2020, regarding the [draft RDOF auction procedures](#). SpaceX claimed its system easily clears the Commission's 100 ms threshold for low-latency services, even including its processing time during unrealistic worst-case situations.
- An FCC [notice](#) was published in the Federal Register on June 2, 2020, seeking Paperwork Reduction Act comments on a new information collection on Alaska Plan end of term commitments. A requirement adopted in the 2016 Alaska Plan [order](#) required that participating carriers update their end-of-term commitments no later than the end of the fourth year of support, i.e., by December 31, 2020. The purpose of this information collection is to collect from the participating carriers their updated end-of-term commitments and addresses the burdens associated with that requirement. PRA comments are due August 3, 2020.
- Wind River filed a [petition for a temporary waiver](#) of the June 1, 2020 submission deadline for its amended letter of credit until August 1, 2020, and to allow CAF Phase II support payments to continue during the next 60 days. Wind River claimed special circumstances directly stemming from the pandemic exist that warrant a deviation from the general rule governing letter of credit requirements.
- The College of Healthcare Information Management Executives sent a [letter](#) to Chairman Pai on June 1, 2020, to discuss the Commission's [5G proposal](#). It expressed support for FCC action to expand access to high-speed internet connectivity and asked the FCC as it works to implement the 5G Fund, it consider the impact 5G has on the medical sector.

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## ICC

- The Wireline Competition Bureau issued a [protective order](#) on June 5, 2020, setting forth procedures to limit access to proprietary or confidential information that has been or may be filed in this proceeding with respect to any waiver request of the access stimulation definition found in section 61.3(bbb) of the Commission's rules
- AT&T filed a [letter](#) on June 5, 2020, to update certain data it [previously filed](#) on 8YY access charges. AT&T asserted the updated data indicate 8YY originating minutes grew from 64% of all AT&T originating access minutes (including minutes from AT&T affiliates) over the full year 2008, to 83% for 2019. AT&T claimed these figures understate the extent to which the CLECs' share of 8YY originating access minutes has ballooned, even as the number of ILEC 8YY originating minutes has declined. AT&T claimed this increase is the result of CLECs taking advantage of 8YY-related opportunities for arbitrage and abuse on the originating side.

- Inteliquent [spoke with](#) Wireline Competition Bureau and Office of Economics and Analytics staff on May 29, 2020, regarding the appropriate rate for tandem transport and tandem switching associated with 8YY calling. Inteliquent expressed support for USTelecom's position that the Commission should adopt a nationwide tandem rate to address any abuses in tandem charges assessed for 8YY-related costs.
- South Dakota Network filed an [ex parte](#) on June 1, 2020, to respond to [Northern Valley Communications](#) in the [proceeding](#) investigating the lawfulness of NV's tariff [revisions](#). SDN provided a report that it claims shows the rejected calls were not from the James Valley serving area and SDN could not determine the IXC to whom the call was to be routed and said it has provided this report to NVC on a weekly basis for a number of months.

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## Broadband

- Reps. Greg Walden (R-Ore.) and Bob Latta (R-Ohio) sent a [letter](#) to House Energy and Commerce Committee Chairman Rep. Frank Pallone, Jr. (D-N.J.) and Subcommittee Chairman Rep. Mike Doyle (D-Penn.) on June 4, 2020, asking them to hold a hearing on bridging the digital divide. Walden and Latta said the pandemic has amplified the need for connectivity, as millions of Americans transition to working remotely. [press release](#)
- The FCC issued a [public notice](#) on June 4, 2020, announcing Chairman Pai has appointed members to serve on the Broadband Deployment Advisory Committee's Disaster Response and Recovery Working Group. The members of this working group are listed in appendix A. This working group will document various strategies and solutions that stakeholders are developing and implementing in real time to address the deployment-related challenges presented by the coronavirus pandemic, as well as to report on the best practices that stakeholders are learning as they respond to the pandemic.
- Chairman Pai sent a [letter](#) to Rep. Anthony Brindisi (D N.Y.) on May 29, 2020, in response to his letter asking the FCC to extend the Keep Americans Connected pledge beyond the initial 60 days and to expand the pledge to include a commitment to suspend all price increases for the duration of the pandemic. Pai said over 700 providers have taken this pledge and have extended the pledge offerings to consumers and small businesses until June 30, 2020.
- Chairman Pai sent [letters](#) to Sen. Edward J. Markey (D Mass.) and Rep. Anna G. Eshoo (D Calif.) on May 27, 2020, in response to their letter on broadband mapping and the Commission's implementation of the Broadband DATA Act. Pai said the Digital Opportunity Data Collection order and FNPRM adopted in August 2019 is aimed at generating more granular and more precise broadband maps and that the Broadband DATA Act affirms the FCC's approach to collecting more accurate broadband data through its DODC program. Pai said the updated maps will be used to focus funding to expand broadband through future initiatives, such as the second phase of the Rural Digital Opportunity Fund.
- NTIA [announced](#) the addition of five states to its National Broadband Availability Map program on June 3, 2020. Wisconsin, Colorado, Illinois, Oregon, and New Hampshire join 13 other states who are partnering on this critical broadband data platform. The NBAM is a geographic information system platform which allows for the visualization and analysis of federal, state, and commercially available data sets. NTIA said the mapping platform provides users, including administrators from the 18 participating states, with access to the NBAM and its data to better inform broadband projects and funding decisions in their states
- USTelecom, AT&T, CenturyLink, Frontier, Consolidated, Verizon and WISPA [spoke with](#) Wireline Competition and Wireless Telecommunications Bureau and Office of Economics and Analytics staff on June 2, 2020, to discuss USTelecom and WISPA's proposal for reporting fixed wireless propagation.

They discussed the [Broadband DATA Act's](#) language on latency and their proposal that the area in which each service level is available would be defined by a propagation map created with a 75% probability of achieving the service level speed at the cell edge as opposed to 90.

- CTIA, AT&T, T-Mobile, US Cellular, and Verizon [spoke with](#) staff from the Wireless Telecommunications Bureau, Wireline Competition Bureau and Office of Economics and Analytics on May 27, 2020, regarding mobile broadband mapping data. CTIA, et al. urged the FCC to adopt mobile broadband propagation maps that reflect the specifications laid out in the Broadband DATA Act in which 4G LTE maps should reflect not less than 5/1 Mbps at the cell edge with 90% probability and 50% cell loading factor. They also support outdoor coverage boundaries with a resolution of 100 meters or better and use of appropriate clutter factors and terrain data with a resolution of 100 meters or better.
- Commissioner Carr issued a [statement](#) on June 2, 2020, on [congressional support](#) for his “5G Upgrade Order”, which will be considered at the FCC’s June 9, 2020 Open Meeting. The [declaratory ruling and NPRM](#) clarifies rules that expedite wireless tower modifications- including the work needed to deliver new, high-speed Internet services from existing towers.
- Commissioner Carr issued a [news release](#) on June 4, 2020, listing support from local leaders, farmers and ranchers, infrastructure builders, service providers, small businesses, and public policy groups for his 5G Upgrade Order, which will be considered at the FCC’s June 9, 2020 Open Meeting. Carr said the [declaratory ruling and NPRM](#) will help speed upgrades to existing towers- adding, removing, and switching out equipment.
- Twenty-four Democratic members of the House Energy and Commerce Committee [sent a letter](#) to Chairman Pai, asking him to delay voting on a [declaratory ruling](#) that would limit local governments’ role in the deployment of wireless infrastructure. They asked for the delay to allow local governments adequate time to respond to wireless equipment rule changes during the pandemic.
- The Wireless Infrastructure Association [spoke with](#) Commissioner O’Rielly’s legal advisor on June 3, 2020, to express support for the [declaratory ruling and NPRM](#) on wireless infrastructure.
- The FCC issued a [news release](#) on June 2, 2020, announcing the Wireless Bureau has granted a request for temporary access to spectrum to improve access to wireless broadband services in Harlan County, Kentucky during the pandemic. The Special Temporary Authority granted gives Harlan 2-Way, Inc. access to spectrum in the 2.5 GHz band for 60 days.
- American Tower Corporation [spoke with](#) Commissioner Rosenworcel’s legal advisor on May 29, 2020, to discuss the [draft declaratory ruling and NPRM](#) on wireless infrastructure. American Tower expressed support for the item and said responded to questions involving the eligible facilities request process.
- The Edison Electric Institute filed a [letter](#) on June 1, 2020, to urge the Commission to deny CTIA’s [petition](#) seeking to clarify certain laws surrounding the siting of macro wireless facilities.

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## Call Completion

- NCTA filed a [letter](#) on June 3, 2020, claiming its member companies’ experiences validate the Commission’s decision to eliminate the rural call completion reporting requirements in 2018. NCTA asserted the steps its member companies have taken to comply with the monitoring rules have reduced the number of completion issues that have arisen on their calls to rural areas, and claimed the removal of the Form 480 reporting requirement did not diminish the level of attention they give to rural call completion.

## Robocalls

- An FCC [notice](#) was published in the Federal Register on June 4, 2020, announcing the FCC's intent to establish a Federal Advisory Committee, known as the Hospital Robocall Protection Group, as required by the [TRACED Act](#). The HRPG will issue best practices, no later than 180 days from the date it is established, regarding how voice service providers can better combat unlawful robocalls made to hospitals, how hospitals can better protect themselves from such calls, and how federal and state governments can help combat such calls.
- In addition to reply comments listed in a previous edition of *REGScan*, reply comments were filed on May 29, 2020, on the [FNPRM](#) on additional measures to combat illegal spoofing, including further implementation of the TRACED Act. [AT&T](#) agreed the caller ID authentication framework should be extended to intermediate providers but rejected proposals to impose other obligations on intermediate providers. It also asserted the RLECs' proposal that the Commission adopt default rules of the road specific to RLECs' exchange of IP voice traffic with upstream operators suffers from numerous flaws. [USTelecom](#) suggested the Commission allow industry and calling parties to work together to develop best practices to address mislabeled calls and inadvertent call blocking. [Verizon](#) asserted the Commission should require voice service providers to register with the Commission and to certify that all of their traffic is either subject to STIR/SHAKEN or a robocall mitigation program designed to avoid originating illegal robocalls. [all replies available](#)

## Other Universal Service

- USAC filed the [Federal Universal Service Support Mechanisms Quarterly Contribution Base](#) for third quarter 2020 on June 1, 2020. The total projected collected interstate and international end-user revenue base to be used in determining the contribution factor for the USF support mechanisms for third quarter 2020 is \$10,219,123,520, down from \$10,865,131,593 in the previous quarter.
- The FCC [announced](#) on June 3, 2020, it has approved a ninth set of COVID-19 telehealth program applications in the amount of \$16.46 million for providers in Louisiana, Texas, California, New York, Colorado, Maryland, Washington, Iowa, Michigan, Arkansas, Ohio, Kansas, Kansas, Oklahoma, Virginia, Idaho, South Carolina, District of Columbia, Kentucky, Tennessee, Indiana, New Jersey, Minnesota, Connecticut, Mississippi, Wisconsin, and Vermont.
- The Wireline Competition Bureau issued an [order](#) on June 1, 2020, streamlining the Lifeline application process for tribal consumers during the pandemic. The order allows for a temporary waiver to allow Lifeline providers to begin providing Lifeline service in rural Tribal areas even if certain documentation has not been submitted to complete applications. The waiver will remain in place until August 31, 2020. [news release](#)
- The FCC and NARUC sent a [letter](#) to NARUC members on June 1, 2020, to announce they are partnering to help raise awareness of the Lifeline program. They listed a number of available resources and asked that NARUC members distribute program information to consumers in their states
- Chairman Pai sent [letters](#) to Reps. Abigail Spanberger (D-Va.), Rodney Davis (R-Ill.) and Stacey E. Plaskett (D-Virgin Islands) and 48 additional members of Congress on May 27, 2020, to respond to their letter that urged the Commission to waive relevant E-Rate rules to allow schools to receive funding to enable home broadband services for students learning at home during the pandemic. Pai said while the Communications Act limits E-Rate funding for broadband to school classrooms and libraries, he has been working with Congress to appropriate dedicated funding for remote learning, including provisions in the CARES Act.
- The FCC filed a [brief](#) with the D.C. Circuit Court on June 4, 2020, in the case [seeking review](#) of the [order](#) which established the Uniendo, a Puerto Rico USF Fund, and the Connect USVI Fund. The FCC

asserted because petitioner Tri-County Telephone has not established standing to challenge the order, the court lacks jurisdiction to review it.

- The FCC [announced](#) on June 5, 2020, it reached a \$5 million [settlement](#) with VoIP provider magicJack, for failure to report its interstate revenues and contribute to the USF fund. The FCC also said magicJack agreed to implement a three-year compliance plan.
- Oppositions are due June 8, 2020, to petitions for reconsideration of the COVID-19 telehealth [report and order](#) filed by the [American Hospital Association](#) and the [American Dental Association](#). Replies are due June 16, 2020. [public notice](#) | [Federal Register](#)
- An FCC [notice](#) was published in the Federal Register on June 5, 2020, announcing the establishment of a matching computer program the FCC and USAC will conduct with the State of Wisconsin's Department of Health Services and Department of Revenue to verify the eligibility of applicants to and subscribers of the Lifeline program. Comments are due on July 6, 2020. This program will begin on July 6, 2020, unless written comments are received that require a contrary determination, and will conclude on January 5, 2022.
- The National Lifeline Association filed an [emergency petition](#) on June 3, 2020, for a declaratory ruling revoking its approval of the National Lifeline Accountability Database opt-out certification of the Texas PUC and provide other necessary relief to restore Lifeline program integrity, the viability of Texas ETCs, and the ability of low-income Texans to connect to opportunity, healthcare, education, family, and community. NLA claimed the PUCT, through its Low-Income Discount administrator, has failed to meet the commitments it made to the Commission in its NLAD opt-out certification.
- Alaska Communications filed a [letter](#) on May 29, 2020, regarding [petitions for reconsideration of the report and order](#) on reforms to the Rural Health Care Program. It asserted USAC has not processed funding requests in a timely manner and has made errors. It also reiterated that USAC's internal processes should not be allowed to penalize program participants and discourage service providers from committing resources to tele-health services.
- Buffalo-Lake Erie Wireless Systems filed a [notice of relinquishment](#) on June 2, 2020, of its ETC status in New York, to be effective June 30, 2020. It said other ETCs provide Lifeline service in its service area and its subscribers have been given ample notice to transfer their Lifeline service to another provider.

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## Misc.

- The FCC issued the [agenda](#) on June 2, 2020, for its June 9, 2020 Open Meeting. The FCC will consider: a [public notice](#) that would establish procedures for the Phase I of the Rural Digital Opportunity Fund; an [NPRM and order](#) that would explore new uses of the 70/80/90 GHz bands, including potential rule changes to allow for the provision of wireless backhaul for 5G and the deployment of broadband services to aircraft and ships; a [declaratory ruling and NPRM](#) that would clarify and seek comment on changes to the FCC's rules implementing section 6409(a) of the Spectrum Act of 2012 in order to accelerate the deployment of communications infrastructure by facilitating the upgrade of existing sites for 5G networks; a [declaratory ruling](#) that would remove regulatory uncertainty concerning use of Broadcast Internet services provided by broadcast TV licensees as an ancillary and supplementary service, and a NPRM on modifying and clarifying existing rules to promote the deployment of Broadcast Internet services as part of the transition to ATSC 3.0; and an enforcement action.
- The Consumer and Governmental Affairs Bureau issued a [public notice](#) on June 2, 2020, seeking comment on whether the 515 proceedings listed in the attachment should be terminated as dormant.



Comments are due 30 days after publication in the Federal Register; replies are due 45 days after publication.

- The FCC filed a [brief](#) with the D.C. Circuit Court on June 1, 2020, in the proceeding [seeking review](#) of the supply chain [report and order](#). The FCC argued the court lacks jurisdiction over the entire petition because it is not ripe, and separately over the portion of the order initially designating Huawei as a covered company because that is not final action.
- Reply comments were filed on June 4, 2020, on the applicability of section 4 of the Secure Networks Act to the Commission's rulemaking on protecting against national security threats to the communications supply. The [Rural Wireless Broadband Coalition](#) asserted that comments filed in this proceeding confirm its argument that it will be difficult for service providers to meet the statutory deadline for the replacement, removal, and disposal of covered communications equipment, and this will be especially true for small mobile wireless carriers providing services in rural or remote areas. [Swoop Search](#) asserted software overlay solutions can provide greater broadband network security at lower cost than the removal and replacement of covered equipment and on much shorter time scales. [USTelecom](#) said the Commission should only require carrier certification regarding the presence of covered equipment in their networks once it has defined the covered equipment that will be subject to the Act's rip and replace program. The [Rural Wireless Association](#) asserted the Commission should create a list of acceptable categories of equipment and services supplied by approved vendors and that funds from the reimbursement program should be distributed equitably to all providers of advanced communications service with covered company equipment, not just those ETCs receiving USF support. [PRTC](#) asserted funding for reimbursement programs should come from Congress, not USF programs, and not require the removal and replacement of existing equipment and services until and unless Congress has appropriated funds for the reimbursement program. [public notice](#) | [FR](#) | [all replies available](#)
- [China Unicom](#) and [Pacific Networks and ComNet](#) filed responses on June 1, 2020, to orders to [show cause](#) directing them to explain why the Commission should not start the process of revoking their domestic and international section authorizations enabling them to operate in the United States.
- The International Bureau sent a [letter](#) to China Telecom on June 1, 2020, regarding suppression of any Foreign Intelligence Surveillance Act of 1978 material when it files its response to the FCC's [order to show cause](#), which is due June 8, 2020. It asked China Telecom to respond to the DOJ's inquiry as to whether it seeks suppression of the FISA material in this matter based on the legality of the FISA collection
- China Telecom filed a [letter](#) on June 3, 2020, to respond to the International Bureau's [letter](#) that asked it to respond to the DOJ's inquiry as to whether it seeks suppression of Foreign Intelligence Surveillance Act of 1978 material in this matter based on the legality of the FISA collection when it responds to the FCC's [order to show cause](#).
- AT&T [spoke with](#) Wireline Competition Bureau and Office of Economics and Analytics staff on May 28, 2020, to refute claims that ILECs have not have not made commercial DS0 loops available in the wake of the 2019 UNE [forbearance order](#). AT&T said it will offer a commercial replacement for DS0 UNE loops when and if such a product would be viable, which is when the Commission grants relief from both analog and digital DS0 loop unbundling requirements.
- Verizon [met with](#) Wireline Competition Bureau and Office of Economics and Analytics staff on June 2, 2020, on the [NPRM](#) proposals for relief from unbundling obligations. It urged the Commission to adopt its proposals and said the Commission should grant relief for digital DS0 UNE loops in urban census blocks, adopt its proposed relief for dark fiber UNEs, and eliminate the OSS obligations where it eliminates the unbundling obligations. It also explained that there should be flexibility in implementing this relief, and that the FCC should end its provision-then-dispute process.
- iconectiv [spoke with](#) Wireline Competition Bureau staff on May 27, 2020, regarding toll free numbering. It asserted the Commission should consider a different mechanism for toll free number administration than the current tariff mechanism. It claimed a competitive bidding process, as has been used with

other numbering administration contracts, would better protect consumers and ensure that toll free numbering administration is provided at reasonable rates and on reasonable terms and conditions. iconectiv also [spoke with](#) advisors to Chairman Pai and Commissioners O’Rielly, Carr, Rosenworcel, and Starks, and Wireline Competition Bureau staff on May 28 and 29, 2020, regarding the same issues.

- The FCC placed an [item on circulation](#) on May 29, 2020, entitled “Updating the Commission’s Ex Parte Rules.”
- No replies were filed on an application filed by William Douglas DeVore and BHT Investments, requesting consent to transfer control of Bush-Tell from Mr. DeVore to BHTI. [public notice](#)
- The Wireline Competition Bureau issued a [public notice](#) on June 5, 2020, seeking comment on RadiantIQ’s application for authorization to obtain NANP telephone numbers directly from the numbering administrators for its iVoIP service. Comments are due June 22, 2020.

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## Upcoming Filing Dates

- June 10 - Comments due on Piratel’s application for authorization to obtain NANP telephone numbers directly from the numbering administrators for its iVoIP service. [public notice](#)
- June 12 - Comments due on the [NPRM](#) proposing to collect \$339,000,000 in regulatory fees for FY 2020. Reply comments are due June 29, 2020.
- June 12 - Comments due on the establishment of a matching computer program the FCC and USAC will conduct with agencies from Nevada to verify the eligibility of applicants to and subscribers of the Lifeline program. [notice](#)
- June 12 - PRA comments due on a revision of a currently approved information collection associated with rate-of-return carrier universal service reporting requirements filed on FCC Forms 507, 508 and 509. [notice](#)
- June 12 - PRA comments due on a revision of a currently approved information collection associated with high-cost universal service support filed on FCC Form 481. [notice](#)
- June 16 - Replies due to oppositions due to petitions for reconsideration of the COVID-19 telehealth [report and order](#) filed by the [American Hospital Association](#) and the [American Dental Association](#). [public notice](#) | [Federal Register](#)
- June 19 - PRA comments due on a new information collection (Form 5634) for the Stage 2 competitive proposal process of the Uniendo a Puerto Rico Fund and the Connect USVI Fund. [notice](#)
- June 19 - Comments due on the [NPRM](#) on implementing the TRACED Act’s requirements to further protect consumers from one-ring scams. Replies are due July 6, 2020.
- June 22 - Comments due on RadiantIQ’s application for authorization to obtain NANP telephone numbers directly from the numbering administrators for its iVoIP service.
- June 25 - Comments due on the 5G Fund [NPRM](#). Replies are due July 27, 2020. [FR](#)
- June 29 - Replies due on the [NPRM](#) proposing to collect \$339,000,000 in regulatory fees for FY 2020.

- June 29 - PRA comments on an extension of a currently approved information collection on the extent of which potentially prohibited equipment exists in current networks and the costs associated with removing such equipment and replacing it with equivalent equipment. [notice](#)
- July 6 - Replies due on the [NPRM](#) on implementing the TRACED Act's requirements to further protect consumers from one-ring scams. [FR](#)
- July 6 - Comments due on the [NPRM](#) on detariffing telephone access charges. Reply comments are due August 4, 2020. [FR](#)
- July 7 - Comments due on the [public notice](#) seeking comment on adjustment factor values for the [5G Fund](#). Reply comments are due August 6, 2020.
- July 13 - PRA comments due on an extension of a currently approved information collection associated with the 2017 [business data services order](#). [notice](#)
- July 27 - Replies due on the 5G Fund [NPRM](#). [FR](#)
- Aug. 3 - PRA comments due on a new information collection on Alaska Plan end of term commitments. [FR](#)
- Aug. 4 - Replies due on the [NPRM](#) on detariffing telephone access charges. [Federal Register](#)
- Aug. 6 - Reply comments due on the [public notice](#) seeking comment on adjustment factor values for the [5G Fund](#).

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