Re: WC Docket No. 12-375 - Global Tel*Link Corporation - Notice of Ex Parte Presentation

October 15, 2015

Dear Secretary Dortch:

On October 13, 2015, Global Tel*Link Corporation (“GTL”) representatives David Silverman, Executive Vice President and Chief Legal Officer, Michael K. Kellogg with the law firm of Kellogg Huber Hansen Todd Evans & Figel PLLC, and the undersigned met with David Gossett, Deputy General Counsel, and Suzanne Tetreault, Deputy General Counsel, both in the Office of General Counsel, to discuss the Fact Sheet in the Federal Communications Commission (“FCC”) inmate calling services (“ICS”) proceeding.1

The meeting covered:

- the apparent decision to reduce all rates to levels that are not supported by the record cost data, will not ensure fair compensation for ICS providers, and do not reflect the

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FCC’s well-established position that any effective new ICS policy must address ICS
rates, ancillary charges, and site commissions to achieve a market-based result;²

• the near unanimity in the record that the FCC has jurisdiction under Section 276 and
other precedent; and

• how the cost-based rates reflected in the Fact Sheet are a reversal of the FCC’s
statements in the Second ICS FNPRM and to the D.C. Circuit that the FCC was
proposing a market-based approach to ICS rates, which “could moot or significantly
alter the scope of the petitioners’ challenges in [the] case to the FCC’s transitional
reforms” adopted in the ICS Order and First FNPRM.³

Pursuant to Section 1.1206(b) of the FCC’s rules, a copy of this notice is being filed in
the appropriate docket.

Please contact me if you have any questions regarding this matter.

Respectfully submitted,

/s/ Chérie R. Kiser

Chérie R. Kiser

Counsel for Global Tel*Link Corporation

cc (via e-mail): David Gossett

Suzanne Tetreault

² See, e.g., Standard & Poor’s Rating Services, Research Update: Global Tel*Link Corp. Ratings Placed on
CreditWatch Negative Following Proposed FCC Regulation (Oct. 8, 2015), attached to WC Docket No. 12-375,
Letter from Global Tel*Link Corporation (dated Oct. 8, 2015).

³ Second ICS FNPRM ¶¶ 6, 47-48 (abandoning the “cost-based approach” from the ICS Order and First
FNPRM and “moving to a market-based approach to encourage competition,” which will “reduce rates to just and
reasonable levels” and ensure fair ICS compensation); Securus Technologies, Inc. v. FCC, No. 13-1280,
Uncontested Motion of the Federal Communications Commission to Hold Case in Abeyance at 3, 4 (filed Dec. 10,
2014) (stating it was now asking “‘about a more market-based approach,’ with permanent rate caps as a
‘backstop’”); see also Small Refiner Lead Phase-Down Task Force v. EPA, 705 F.2d 506, 549 (D.C. Cir. 1983
(“Agency notice must describe the range of alternatives being considered with reasonable specificity.”)).