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August 16, 2012

VIA ELECTRONIC FILING

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

Re: Notice of Ex Parte Communication, Applications of Cellco Partnership d/b/a Verizon Wireless, SpectrumCo LLC and Cox TMI Wireless, LLC for Consent To Assign Licenses Held by SpectrumCo LLC and by Cox TMI Wireless, LLC (WT Docket No. 12-4)

Dear Ms. Dortch:

This will report on a communication that occurred on August 14, 2012, in which Jim Holanda, Chief Executive Officer of RCN Telecom Services, LLC (“RCN”) and the undersigned met with Commissioner Mignon Clyburn and Louis Peraertz, Wireless, Public Safety and International Legal Advisor to Commissioner Clyburn, to discuss the above-captioned docket.

The RCN representatives reiterated the concerns set forth in RCN’s July 31, 2012 ex parte in this docket. In addition, the subject of possible conditions under which Verizon Wireless would be prohibited from selling products of the cable participants in the transaction within the FiOS footprint was discussed. Commissioner Clyburn asked how RCN believed the “FiOS footprint” should be defined, and RCN undertook to provide its views. RCN believes that for such a condition to be effective, the term “FiOS footprint” should be defined to include any DMA (Designated Market Area) in which FiOS is built out or authorized or franchised to be built out to more than 10% of the population. At the very least, marketing should be prohibited not only to zip codes in which FiOS is offered or authorized, but also to any adjacent zip codes. Otherwise, given the frequency in which FiOS is authorized in one town or neighborhood but not in adjacent ones, customers in locations where FiOS is authorized or offered are likely to travel to a Verizon Wireless store in an adjacent town or neighborhood and find that Verizon Wireless is offering the cable product for their home town or neighborhood in competition with FiOS. RCN also believes that Verizon Wireless should not be permitted to market the cable product through local or regional advertising in any DMA that is within the FiOS footprint.

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RCN has begun to review the conditions in the Department of Justice's proposed consent decree. Apart from the issues discussed above, RCN believes that products and services developed through the Joint Operating Entity should be licensed to others under reasonable and non-discriminatory terms within six months after they are developed. RCN may have further comments once it has had an adequate opportunity to consider the impact of the conditions in the proposed consent decree.

If you have any questions, please do not hesitate to contact me.

Sincerely yours,

/s/ electronically signed

Eric J. Branfman

cc (by e-mail):

Commissioner Mignon Clyburn
Louis Peraertz