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January 31, 2012

The Honorable Fred Upton
Chairman
House Committee on Energy and Commerce
2125 Rayburn House Office Building
Washington, DC 20515

The Honorable Henry Waxman
Ranking Minority Member
House Committee on Energy and Commerce
2322A Rayburn House Office Building
Washington, DC 20515

The Honorable Greg Walden
Chairman, Subcommittee on Communications
and Technology
House Committee on Energy and Commerce
2182 Rayburn House Office Building
Washington, DC 20515

The Honorable Anna Eshoo
Ranking Minority Member, Subcommittee
on Communications and Technology
House Committee on Energy and Commerce
205 Cannon House Office Building
Washington, DC 20515

Dear Chairmen Upton and Walden and Ranking Minority Members Waxman and Eshoo:

On behalf of AT&T, I am writing in support of H.R. 3309, the Federal Communications Commission Process Reform Act of 2011, and H.R. 3310, the Federal Communications Commission Consolidated Reporting Act of 2011. These bills would instill greater transparency and consistency in the actions undertaken by the Federal Communications Commission (the Commission).

H.R. 3309 would inject common-sense reforms into the Commission's decision-making process. For example, the bill requires that rules with an economically significant impact identify the market failure, consumer harm, and other factors that warrant new regulations, and explain how the benefits of such rules justify the costs.

H.R. 3309 would also remedy the flaws in the Commission's consideration of applications to transfer control of licenses and other Commission authorizations. The bill provides that any conditions imposed upon a transfer of control are narrowly tailored to address a harm that arises as a direct result of such transfer, and that the Commission demonstrate that the agency has the authority to impose any such condition pursuant to a specific provision of law.

H.R. 3310 would streamline the Commission's reporting requirements, and require that the agency consider the impact of multiple methods of competition rather than analyze competition based upon outdated regulatory silos. The Commission has underestimated the

vibrant inter-modal competition that emanates from different technological platforms, and H.R. 3310 would require the Commission to properly account for the impact of the Internet and Internet Protocol technologies on competition.

I commend the Subcommittee on Communications and Technology for reporting H.R. 3309 and H.R. 3310 favorably to the full Energy & Commerce Committee, and AT&T looks forward to working with the full committee to approve these bills expeditiously. These bills would require fact-based decision-making and transparency, and provide the type of certainty necessary to harness the communications sector as a means of stimulating investment, economic growth, and job creation.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim McKelone". The signature is written in a cursive style with a long horizontal flourish at the end.