



601 Pennsylvania Ave., NW Suite 800 Washington, DC 20004 | 202-654-5900

CONFIDENTIAL TREATMENT REQUESTED

Pursuant to Sections 0.457 and 0.459 of the FCC's rules and FOIA exemption 4,¹ T-Mobile USA, Inc. ("T-Mobile") respectfully request that the Commission withhold from public inspection and give confidential treatment to the site maps, TV Study files, and deployment scheduled submitted pursuant to Section 27.14 of the Commission's rules.

The FCC and the Freedom of Information Act ("FOIA") recognize the need to protect trade secrets and commercial information. Specifically, FOIA Exemption 4 permits parties to withhold from public inspection "trade secrets and commercial or financial information obtained from a person and privileged or confidential."² Commercial or financial information is confidential under FOIA if its disclosure will cause substantial harm to the competitive position of the entity from which the information was obtained.³ In conformance with this statutory mandate, the Commission allows parties seeking to withhold materials from public inspection under FOIA Exemption 4 to file a request for non-disclosure pursuant to the requirements of Section 0.459.⁴ If a party who submits materials which it wishes withheld from public inspection shows that the materials contain trade secrets or privileged or confidential commercial, financial or technical data, the materials will not be made routinely available for inspection.⁵ Accordingly, pursuant to the Commission's Rules, T-Mobile submits the following explaining the nature of this request for confidential treatment.

The maps, TV Study data, and deployment schedule for which T-Mobile seeks confidential treatment contain commercial and proprietary information regarding specific details of T-Mobile's site planning and wireless network deployment efforts. In particular, the information for which T-Mobile seeks confidential treatment is the location of all transmitter sites in a licensed areas and is a trade secret. This commercially sensitive information customarily would be guarded from competitors and would not be made routinely available for public inspection.⁶

The confidential information contained in the data could result in substantial competitive harm if disclosed. Competitors could use detailed information about T-Mobile's

¹ 47 C.F.R. §§ 0.457, 0.459, 5 U.S.C. § 552(b)(4).

² See 5 U.S.C. § 552(b)(4).

³ See *Nat'l Parks and Conservation Assoc. v. Morton*, 498 F.2d 765, 770 (D.C. Cir. 1974); *Critical Mass Energy Project v. NRC*, 975 F.2d 871, 879-90 (D.C. Cir. 1992).

⁴ See 47 C.F.R. §§ 0.457(d)(2), 0.459.

⁵ See 47 C.F.R. § 0.457(d)(2).

⁶ See 47 C.F.R. § 0.457(d).



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wireless network and deployment plans to curtail competition.

All information for which protection is sought is treated by T-Mobile as proprietary and confidential. The information is not made available to the public, nor can it be readily obtained or deduced from public sources. To the best of the T-Mobile's knowledge, the information identified as confidential in this request is not available to the public and has not been disclosed to third parties.

Given the current state of the consumer wireless marketplace, T-Mobile believes that three years is a reasonable time period that is sufficient to ensure that release of this information does not cause competitive harm to T-Mobile.

Sincerely,

/s/

Chris Wieczorek, Esq.

Director of Spectrum Policy, Government Affairs

T-Mobile USA, Inc.

Enclosure: ISIX Compliance and Deployment Statement; map, TV Study data



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May 1, 2018

Ms. Barbara Kreisman
Chief, Video Division Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: Application of Cross Hill Communications, LLC for Early Transition from the 600 MHz Spectrum WYCI, Saranac Lake, New York, Facility ID 77515

Dear Ms. Kreisman,

T-Mobile is pleased to support the efforts of WYCI in transitioning early out of the 600 MHz band. In my capacity as Senior Vice President, Radio Network Engineering and Development, I oversee the buildout and licensing of the 600 MHz wireless spectrum acquired by T-Mobile in Auction 1002 to ensure compliance with our interference protection obligations. T-Mobile has entered into an agreement with Cross Hill Communications, LLC, licensee of WYCI, Saranac Lake, New York (Facility ID 77515) (“Station”) to clear certain of the 600 MHz spectrum T-Mobile in portions of upstate New York and Vermont.

An early transition of WYCI from Channel 40 to its post-Incentive Auction channel will permit T-Mobile to deploy additional capacity on nearly [Confidential] new cell sites on its 600 MHz C Block license and permit an additional site in rural New York to be deployed on the B block. A map of this planned deployment accompanies this submission.

T-Mobile has performed the required Inter-Service Interference (“ISIX”) studies to confirm that these sites will be cleared by the early move of WYCI. WYCI is on channel 40 and is an ISIX Case 3 scenario.

Once WYCI has transitioned from its pre-Auction channel, T-Mobile will commence deployment of equipment using the 600 MHz band. This deployment is expected to start [Confidential].

Should you have any further questions, please feel free to contact me.

Sincerely,

/s/

Mark McDiarmid

Senior Vice President, Radio Network Engineering
T-Mobile USA, Inc.

Enclosure: Inter-service Interference analysis documentation

WYCI / WNMN: B and C Block Analysis

Spectrum Engineering

April 2018

WYCI / WNMN – B Block

- Under Title 47 -> Chapter 1 -> Subchapter B -> Part 27-> Subpart N -> §27.1319 section (b):
 - (b) *A licensee authorized to operate wireless services in the 600MHz downlink band:*
 - (1) *Is not permitted to deploy wireless base stations within the noise-limited contour or protected contour of a broadcast television station licensed on a co-channel or adjacent channel in the 600MHz downlink band*
- Stations included in TVStudy analysis are as follows:
 - WYCI/WNMN
 - WCFE-TV
 - WIXT-CD
 - WGGB-TV
 - WSBK-TV

Confidential Information

WYCI / WNMN – C Block

- Under Title 47 -> Chapter 1 -> Subchapter B -> Part 27-> Subpart N -> §27.1319 section (b):
 - (b) *A licensee authorized to operate wireless services in the 600MHz downlink band:*
 - (1) *Is not permitted to deploy wireless base stations within the noise-limited contour or protected contour of a broadcast television station licensed on a co-channel or adjacent channel in the 600MHz downlink band*
- Primary benefit to the this early move is 2nd Carrier LTE opportunities in Upstate NY and Northern VT
 - 5G opportunities coming soon as well
- Stations included in TVStudy analysis are as follows:
 - WNMN/WYCI
 - WPBS-DT
 - WIXT-CD
 - WGGB-TV

Confidential Information
