

March 12, 2019

The Hon. Clifford Rechtschaffen
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

Re: Applications 18-07-011 and 18-07-012

Dear Commissioner Rechtschaffen:

Sprint Communications Company L.P. (U-5112-C), Sprint Spectrum L.P. (U-3062-C), Virgin Mobile USA, L.P. (U-4327-C), and T-Mobile USA, Inc. (“T-Mobile USA”) (collectively, the “Joint Applicants”) respectfully submit this letter to highlight and reiterate the need for prompt resolution of these proceedings.

On October 4, 2018, you adopted a schedule for the proceedings in these matters, setting the dates for submission of opening and reply briefs as March 1, 2019 and March 15, 2019, respectively, and setting the date for a proposed decision as the second quarter of 2019.¹ On February 26, 2019, Administrative Law Judge (“ALJ”) Bemesderfer modified that schedule, setting extended deadlines of March 29 for opening briefs and April 12 for reply briefs.² Joint Applicants appreciate that the ALJ’s February 26 order explicitly stated that the timing for a proposed decision would remain unchanged,³ but as noted above, the schedule set out in the Amended Scoping Memo provides a broad three-month range, rather than a specific date, for issuance of a proposed decision. Accordingly, Joint Applicants write to underscore the importance of a final decision by the Commission as early in the second quarter of 2019 as possible.

As of the date of this letter, the 180-day “shot clock” governing the Federal Communications Commission’s (“FCC”) review of the merger is set to expire on June 1.⁴ Moreover, 16 of 19 state regulatory commissions have already concluded their review of transactions associated with the merger. Because the Commission’s expeditious review is critical to helping New T-Mobile deliver the enormous public-interest benefits that will flow from the proposed merger as quickly as possible, Joint Applicants urge the Commission to issue

¹ Amended Assigned Commissioner’s Scoping Memo and Ruling, dated October 4, 2018 (“Amended Scoping Memo”), at 4.

² Administrative Law Judge’s Ruling Denying In Part And Granting In Part The Motion Of The Public Advocates Office To Amend And Supplement Testimony And For Additional Hearings; And Revising The Schedule Of This Proceeding, dated February 26, 2019 (“ALJ Ruling”), at 4.

³ *Id.* at 3.

⁴ See Public Notice, Federal Commc’ns Comm. (March 7, 2019), <https://docs.fcc.gov/public/attachments/DA-19-161A1.pdf> (noting that, absent new developments, the “180-day clock will resume on April 4, 2019, at day 122”); T-Mobile and Sprint, WT Docket 18-197, Federal Commc’ns Comm., <https://www.fcc.gov/transaction/t-mobile-sprint> (visited March 7, 2019).

