

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)
)
Connect America Fund) WC Docket No. 10-90

ORDER

Adopted: January 17, 2014

Released: January 17, 2014

By the Chief, Industry Analysis and Technology Division, Wireline Competition Bureau

1. In this Order, we grant two companies – Time Warner Cable, Inc. (TWC) and AT&T Services, Inc. and its operating affiliates (collectively, AT&T) – an extension of 7 days,¹ until January 24, 2014, to complete and submit the Wireline Competition Bureau’s (Bureau) Urban Rates Survey (Survey).²

2. We do not routinely grant extensions of time.³ In this case, the Bureau needs the data being collected in this Survey to, among other things, calculate and announce the local urban rate floor for 2014.⁴ On July 1, 2014, incumbent providers are required to report the number of lines and rates in effect as of June 1, 2014. Our objective is to publish the local urban rate floor well in advance of that date, and thus it is critical that we obtain accurate Survey data as quickly as possible.

3. We note that the Order adopting the Survey was released on April 3, 2013, over nine months prior to the Survey’s due date, and that the Order included an appendix with the Survey Form which details the specific information necessary to complete the Survey.⁵ In the summer of 2013, the Survey Form was submitted to the Office of Management and Budget (OMB) in compliance with the Paperwork Reduction Act of 1995,⁶ and received OMB approval.⁷ Any price cap carrier or multi-state, urban cable operator should have had a reasonable expectation that at least one of its census tracts would be sampled in the Survey. Thus, we believe that those parties selected to participate in the Survey have had ample

¹ On January 17, 2014, TWC and AT&T submitted requests for an extension of time to complete the Urban Rates Survey. Time Warner Cable Inc.’s Request for Extension of Time, WC Docket No. 10-90 (filed Jan. 17, 2014) (*TWC Request*) (TWC requests an extension to submit survey data on voice service rates only, not fixed broadband rates); Letter from Mary Henze, Assistant Vice President – Federal Regulatory, AT&T Services, Inc., to Marlene Dortch, Secretary, FCC, WC Docket No. 10-90 (filed Jan. 17, 2014) (*AT&T Request I*); Letter from Mary Henze, Assistant Vice President – Federal Regulatory, AT&T Services, Inc., to Marlene Dortch, Secretary, FCC, WC Docket No. 10-90 (filed Jan. 17, 2014) (elaborating upon and reiterating request for extension) (*AT&T Request II*).

² *Connect America Fund*, WC Docket No. 10-90, Order, 28 FCC Rcd 4242 (Wireline Comp. Bur. and Wireless Telecom. Bur. 2013) (*Urban Rates Survey Order*).

³ 47 C.F.R. § 1.46(a).

⁴ See *Urban Rates Survey Order*, 28 FCC Rcd at 4242, para. 1.

⁵ *Id.* at 4252-62, App. A.

⁶ Public Law 104-13, 44 U.S.C. §§ 3501-20.

⁷ Survey of Urban Rates, 78 Fed. Reg. 70238 (2013).

time and opportunity to familiarize themselves with the information necessary to complete the Survey by January 17, 2014.

4. TWC and AT&T noted their difficulty in being able to ensure the accuracy of their data by the January 17 deadline,⁸ which we find reasonable under the specific circumstances. Given the importance of obtaining accurate data, we believe a brief extension is warranted.⁹

5. Accordingly, IT IS ORDERED, that pursuant to sections 1, 2, 4(i), 5, 201-205, 218-220, 254, 303(r), and 403 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151, 152, 154(i), 155, 201-205, 218-220, 254, 303(r), and 403, sections 0.91, 0.131, 0.201(d), 0.291, 0.331, 1.46 and 1.427 of the Commission's rules, 47 C.F.R. §§ 0.91, 0.131, 0.201(d), 0.291, 0.331, 1.46, 1.427, and the delegations of authority in paragraphs 85, 99, 106, 114, and 246 of the *USF/ICC Transformation Order*,¹⁰ TWC's request IS GRANTED, and AT&T's requests ARE GRANTED IN PART AND DENIED IN PART, as set forth above. TWC and AT&T ARE GRANTED an extension of 7 days, until January 24, 2014, to complete and submit the Urban Rates Survey.

FEDERAL COMMUNICATIONS COMMISSION

Rodger Woock
Chief
Industry Analysis and Technology Division
Wireline Competition Bureau

⁸ *TWC Request at 2; AT&T Request II.*

⁹ AT&T requests a two-week extension of the Survey deadline. *AT&T Request I at 1.* For the reasons stated above, we only grant a one-week extension, until January 24, 2014, and in so doing, deny AT&T's request for a two-week extension. AT&T, TWC, or other parties with questions regarding how to complete the form should contact the Bureau immediately at UrbanRateSurvey@fcc.gov. Parties may also contact Jay Schwarz at (202) 418-0948 or Jay.Schwarz@fcc.gov, or the Industry Analysis and Technology Division, Wireline Competition Bureau, by calling (202) 418-0940, (202) 418-0484 (tty). See *Wireline Competition Bureau Announces Timeline for Completion of Urban Rates Survey*, WC Docket No. 10-90, Public Notice, DA 13-2400 (Wireline Comp. Bur. rel. Dec. 16, 2013).

¹⁰ *Connect America Fund et al.*, WC Docket No. 10-90 et al., Report and Order and Further Notice of Proposed Rulemaking, 26 FCC Rcd 17663 (2011), *pets. for review pending, sub nom. In re: FCC 11-161*, No. 11-9900 (10th Cir. argued Nov. 19, 2013).