

ONE HUNDRED FIFTEENTH CONGRESS  
**Congress of the United States**  
**House of Representatives**

COMMITTEE ON ENERGY AND COMMERCE

2125 RAYBURN HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515-6115

Majority (202) 225-2927  
Minority (202) 225-3641

April 9, 2018

Mr. Robert Gessner  
President  
MCTV  
P.O. Box 1000  
Massillon, OH 44648

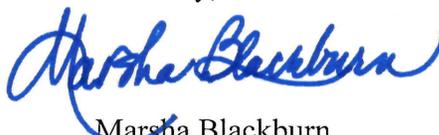
Dear Mr. Gessner:

Thank you for appearing before the Subcommittee on Communications and Technology on Thursday, March 22, 2018, to testify at the hearing entitled "Legislative Hearing on Four Communications Bills."

Pursuant to the Rules of the Committee on Energy and Commerce, the hearing record remains open for ten business days to permit Members to submit additional questions for the record, which are attached. To facilitate the printing of the hearing record, please respond to these questions with a transmittal letter by the close of business on Monday, April 23, 2018. Your responses should be mailed to Evan Viau, Legislative Clerk, Committee on Energy and Commerce, 2125 Rayburn House Office Building, Washington, DC 20515 and e-mailed to [Evan.Viau@mail.house.gov](mailto:Evan.Viau@mail.house.gov).

Thank you again for your time and effort preparing and delivering testimony before the Subcommittee.

Sincerely,



Marsha Blackburn  
Chairman  
Subcommittee on Communications and Technology

cc: The Honorable Michael F. Doyle, Ranking Member, Subcommittee on Communications and Technology

Attachment

## Attachment—Additional Questions for the Record

### The Honorable Marsha Blackburn

1. On March 22, 2018, the FCC passed a Wireless Infrastructure Streamlining Order that provides exemptions from certain environmental and historic reviews. How useful is this effort to closing the digital divide?
  - a. To what degree are the FCC's efforts and this Subcommittee's efforts on streamlined infrastructure complimentary?

### The Honorable John Shimkus

1. Some of your competitors have offices here in DC with hallways full of lawyers to handle FCC regulation. On the other hand, I know that some of ACA's member companies are very small, some of them run with just a handful of employees. Can you expand on the burdens your companies face in navigating and complying with FCC regulation?

### The Honorable Robert E. Latta

1. Ranking Member Doyle suggested that SERRO would open a "huge regulatory hole" at the FCC. Moreover, in response to a question from Ranking Member Doyle, Ms. Morris testified that SERRO presented a "high risk of harm" to all types of entities, including consumers and small businesses. How do you respond to these comments?
2. According to Representative Eshoo, SERRO is a "Trojan Horse" whose true intent is to "waive everything" so that small companies don't have to play by the rules. You obviously disagree. What in SERRO prevents it from becoming a vehicle that disenfranchise small entities' customers of larger companies?
3. In responding to a question from Representative Engel, Ms. Morris asserted there already are "sufficient avenues" for the needs of small entities for regulatory relief to be "accommodated." Is she right?
4. Ms. Morris testified that SERRO's definition of a "small entity" was vague and overly inclusive—statements that were echoed by Ranking Member Doyle, Representative Pallone, and Representative Eshoo. For example, Ranking Member Doyle indicated that SERRO would apply to companies with over \$1 billion in revenue and Representative Pallone stated that it was his understanding that SERRO would give relief to companies with as many as 6.5 million subscribers. Are these accurate descriptions of the types of entities that would be covered by SERRO?

5. What is your reaction to Ms. Morris' contention, echoed by Representative McNerney, that by requiring the FCC to review its rules every three years to determine whether there is good cause to modify or repeal particular requirements as applied to some or all small entities would complicate the regulatory process and result in more legal challenges to the FCC's decisions?

**The Honorable Adam Kinzinger**

1. In your testimony, you describe the need for the FCC to provide regulatory relief to small telecommunications companies that cannot reasonably be expected to comply with expansive rules. Would you say that the customer base for the majority of these smaller companies is largely rural populations?

**The Honorable Kurt Schrader**

1. Do you think that your members require less regulatory oversight – and your customers require less protection – than larger businesses and their customers?
2. Ms. Morris and several members are quite concerned that SERRO will harm consumers. Why are those concerns unwarranted?
3. Ms. Morris and several members were particularly critical of the automatic one-year deferral provision in SERRO. How will that provision benefit small entities and their customers?