

MEMORANDUM

Date : July 15, 2020

To : CASF Service/Distribution Lists

From : Robert Osborn, Director, Communications Division

Subject : Rural Digital Opportunity Fund (RDOF) Anti-Collusion Requirements

Today, the FCC's anti-collusion requirements begin regarding RDOF communications. The FCC's rules prohibit an applicant from communicating certain auction-related information to another applicant from the auction short-form application filing deadline until the post-auction deadline for winning bidders to file long-form applications for support. More specifically, section 1.21002 of the FCC's rules prohibits an applicant in Auction 904 from cooperating or collaborating with any other applicant with respect to its own, or one another's, or any other competing applicant's bids or bidding strategies, and from communicating with any other applicant in any manner the substance of its own, or one another's, or any other competing applicant's bids or bidding strategies during the prohibition period. See 47 C.F.R. § 21002.

In order to avoid being a conduit of potential bidder strategies, the CPUC will not share information about providers' plans or intent to participate in the upcoming reverse auction in October, and out of an abundance of caution we are asking parties to refrain sharing RDOF bids or bidding strategies with CPUC staff. Parties should review the FCC's anti-collusion rules and be mindful of potential violations arising from a) posting RDOF related information to the CASF Service/Distribution list, b) coordinating providers in a consortia region, and for providers, c) sharing RDOF-related information with other providers or consortia members.

We direct you to the FCC regarding any questions you may have about RDOF or their anti-collusion requirements. If you have any questions regarding RDOF in general or about the anti-collusion requirements, please send them to the FCC E-mail: auction904@fcc.gov.

We will continue to maintain the [public website](#) and [map](#) of publicly available RDOF information, including the list of FCC-published eligible locations.

See NOTICE AND FILING REQUIREMENTS AND OTHER PROCEDURES FOR AUCTION 904 (FCC 20-77), Section G "Prohibited Communications and Compliance with Antitrust Laws" for a discussion of the FCC rules (paras. 146-176).

Thank you for your cooperation and understanding.