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COMMITTEE ON  
ARMED SERVICES

COMMITTEE ON  
THE BUDGET

**Congress of the United States**  
**House of Representatives**

Washington, DC 20515

September 22, 2011

**1325**

The Honorable Eric Holder  
Attorney General  
U.S. Department of Justice  
950 Pennsylvania Avenue, N.W.  
Washington, D.C. 20530

The Honorable Julius Genachowski  
Chairman  
Federal Communications Commission  
445 12<sup>th</sup> St., S.W.  
Washington, D.C. 20554

Dear Attorney General Holder and Chairman Genachowski:

With national unemployment at roughly 10 percent and a slow real Gross Domestic Product (GDP) growth rate of 2.8 percent, strengthening the economy and addressing job creation has been of utmost importance to the 112<sup>th</sup> Congress. While our mounting national debt poses a significant threat to our economic health, some of the greatest inhibitors of our growth are the barriers blocking businesses from investing and expanding in the US. This is why I have been actively following the proposed acquisition of T-Mobile USA by AT&T and have concerns regarding the enjoinderment of this transaction.

A modern wireless network is an essential part of the free market economy and this merger could potentially provide better coverage and higher quality service to America's urban and rural areas. It is my understanding that most Americans would continue to enjoy the choice of five or more wireless providers in their local markets, allowing strong competition to continue resulting in lower prices and increased innovation.

However, your agencies maintain that the merger would violate federal antitrust law and stifle competition in the wireless market. With the recent court filing by the Department of Justice, I respectfully inquire about the decision-making process leading up to the enjoinderment of this proposed acquisition. I would also like to inquire about the DOJ's apparent decision to enjoin this transaction before giving AT&T and T-Mobile USA the opportunity to discuss the merger and address the DOJ's concerns.

We must ensure that our nation remains competitive and economically responsive to our businesses who are trying hard to stay solvent in these economic times. I, as well as many of my

colleagues in Congress, am willing to work together with the Department of Justice, the Federal Communications Commission, AT&T and T-Mobile USA to help all parties reach a settlement.

If any of the information in the aforementioned letter is inaccurate, please let me know in your response. Thank you, in advance, for your response to the foregoing request.

Respectfully,



Todd Young  
Congressman, IN-9