

US telecom regulator approves T-Mobile/Sprint merger

November 5 2019, by Rob Lever



Wireless carriers T-Mobile and Sprint moved a step closer to merging, winning the approval of the Federal Communications Commission for their \$26 billion tie-up

The US telecom regulator on Tuesday approved the merger of T-Mobile and Sprint, moving the tie-up of the third- and fourth-largest US carriers closer to completion.

The Federal Communications Commission cleared the \$26 billion deal three months after approval by antitrust officials at the US Justice Department.

The 3-2 FCC vote is conditioned on the divestment by Sprint of its

prepaid division Boost Mobile to the satellite broadcast group Dish, which will begin building a new national wireless network.

Backers of the deal say combining T-Mobile and Sprint will create a strong number three US wireless carrier behind Verizon and AT&T, with the resources to invest in 5G, or fifth-generation, networks.

"The transaction will help secure United States leadership in 5G, close the digital divide in rural America, and enhance competition in the broadband market," said FCC chairman Ajit Pai.

Critics claim, however, it will reduce choices for American consumers and ultimately lead to higher prices.

Voting against the deal, FCC commissioner Jessica Rosenworcel said it will result in three firms controlling 99 percent of the wireless market.

"By any metric, this transaction will raise prices, lower quality, and slow innovation, just as we start to deploy the next generation of wireless technology," she said in a statement.

"We've all seen what happens when market concentration increases following a merger."

Pai maintained that in a dynamic market, a decision should not be based on "a simplistic, backward-looking claim that doesn't capture the reality of today or tomorrow."

He also noted that in some areas of the country, the number of carriers would increase from two to three.



T-Mobile CEO John Legere, seen at a congressional hearing on the merger of the wireless carrier with rival Sprint, would head the new company after the tie-up is completed

Court challenge pending

The companies have said they would not finalize the deal until an antitrust challenge from more than a dozen US states is resolved. They anticipate a closing sometime next year.

The FCC said T-Mobile and Sprint have committed to deploy 5G service to cover 97 percent of US customers within three years, and 99 percent within six years.

Dish Network, which operates satellite and other pay TV systems, has pledged to deploy a 5G broadband network capable of serving 70 percent of the US population by June 2023.

Dish will get wireless spectrum to be divested in the deal as well as the prepaid Sprint operations and will also use some of the wireless capacity of T-Mobile and Sprint.

Phillip Berenbroick of the consumer group Public Knowledge said regulators from the FCC and Justice Department used tortured logic in approving the deal while seeking to create a viable fourth carrier to preserve competition in the market.

"Instead of simply rejecting the deal and betting on competition to benefit consumers, the DOJ and the Commission imposed convoluted behavioral conditions that are ultimately unlikely to remedy the identified harms," Berenbroick said in a statement.

"That outcome would leave consumers to bear the consequences."

The merger announced in April 2018 would bring together T-Mobile, controlled by Germany's Deutsche Telekom, and Sprint—a subsidiary of Japan's SoftBank—with more than 100 million customers.

Under the plan, T-Mobile chief executive John Legere would hold that role at the combined company.

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