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**STATE OF COLORADO**  
**DEPARTMENT OF LAW**

March 5, 2019

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

**Re: *Ex Parte* Communication of the Office of the Colorado Attorney General; *Advanced Methods to Target and Eliminate Unlawful Robocalls*, CG Docket No. 17-59**

Dear Ms. Dortch:

On Tuesday, March 5, Colorado Attorney General Phil Weiser met with Ajit Pai, Chairman of the Federal Communications Commission, as well as Babette Boliek, Chief Economist of the Commission, and Zenji Nakazawa, Public Safety and Consumer Protection Advisor to Commissioner Pai, to discuss the substantial harm and inconvenience that unlawful robocalls have caused Colorado citizens, as well as strategies to address these concerns. During that meeting, Attorney General Weiser presented, and now underscores, the following points.

First, Attorney General Weiser clarified that the Colorado Department of Law is in full agreement with the principles set forth in the “Reply Comment of Thirty-Five (35) State Attorneys General” submitted to the Commission on October 9, 2018 (Document ID 10083080623309). In particular, the Colorado Department of Law echoes the Reply Comment’s concern about the “widespread and deleterious” impact of these calls. Specifically, Attorney General Weiser noted that Coloradans received an estimated 120 million robocalls last year – averaging out to more than 20 such calls per Colorado citizen.<sup>1</sup> Attorney General Weiser also underscored his agreement with the Reply Comment’s assessment that the possible implementation of STIR/SHAKEN protocols represent welcome and important progress on addressing these challenges.

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<sup>1</sup> See Jean Lotus, “Here's Who Keeps Robocalling Colorado,” Patch.com, May 21, 2018, available at <https://patch.com/colorado/denver/heres-who-keeps-robocalling-colorado>.

Second, on this point, Attorney General Weiser also expressed his support for measures the Commission has taken since the Reply Comment of October 9 was submitted. Attorney General Weiser was particularly encouraged by the Commission's letter to voice service providers sent on November 5, 2018, calling for such providers to move forward on Caller ID authentication, as well as the December 2018 adoption of a Declaratory Rulemaking further authorizing wireless providers to stop unwanted text messages.<sup>2</sup> Attorney General Weiser looks forward to working with the Commission on these and other approaches.

Third, Attorney General Weiser emphasized his Office's support for the proposed federal TRACED Act legislation (S. 3655), and underscored his Office's interest in cooperating with the Commission on the shared goal of reducing the incidence of unlawful robocalls. Attorney General Weiser also discussed ways in which state-level criminal and civil enforcement against those who engage in unlawful robocalling might be improved, and discussed the pros and cons of various state-level approaches that could be taken.

Finally, Attorney General Weiser emphasized the importance of consumer education as to the availability of tools and technologies, both from third-party providers and from phone carriers – that can help to mitigate the incidence of robocalls. Such education is especially important among the elderly and other vulnerable populations who are at a heightened risk of financial harm caused by unlawful robocalls.

Therefore, pursuant to Section 1.1206(b)(1) of the Commission's rules, our Office submits this *ex parte* notice letter into the above-referenced docket, and does so via the Electronic Comment Filing System.

Respectfully,

/s

Daniel Rauch  
Counsel to the Colorado  
Attorney General  
Colorado Bar Number 51782

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<sup>2</sup> **Regulatory Status of Wireless Messaging Service, WT Docket No. 08-7, Declaratory Ruling, FCC 18-178 (Dec. 13, 2018).**