



PUBLIC NOTICE

Federal Communications Commission
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DA 01-2426

Released: October 18, 2001

**Core Communications Files Petition for Waiver of the Commission's Growth Cap and
New Market Rules Pertaining to Intercarrier Compensation for ISP-Bound Traffic
CCB/CPD File No. 01-20
Pleading Cycle Established**

Comment Date: November 2, 2001

Reply Comment Date: November 12, 2001

On August 17, 2001, Core Communications, Inc., (Core) filed a petition requesting a one-year waiver of application of the ten-percent growth cap and new market rules that mandate the application of bill-and-keep for ISP-bound traffic with respect to carriers that were not exchanging traffic pursuant to interconnection agreements prior to April 18, 2001. *See In the Matter of Intercarrier Compensation for ISP-Bound Traffic*, 16 FCC Rcd 9151, *Order on Remand and Report and Order*, CC Docket No. 96-98, 99-68 (2001).

Core argues that it would be unreasonable to apply the ten-percent growth cap and the new market rules when delays in Core's ability to expand into the Delaware, New York, and Pennsylvania markets were attributable to Verizon's delays in providing interconnection.

Comments on Core's waiver petition must be filed on or before November 2, 2001. Reply comments must be filed on or before November 12, 2001. When filing comments and reply comments, please reference CCB/CPD File No. 01-20. Interested parties must file an original and five copies of all comments and reply comments. Pleadings must be filed with the Office of the Secretary, Federal Communications Commission, 445 12th Street S.W., TW-A325, Washington, DC 20554. In addition, one copy of each comment or reply comment must be filed with the Commission's duplicating contractor, Qualex International, Inc., 445 12th St., S.W. Room CY-B402, Washington, D.C. 20554. One copy also must be filed with the Chief, Competitive Pricing Division, Common Carrier Bureau, Room 5-A225, 445 12th Street S.W., Washington, DC 20554.

The full text of Core's waiver petition is available for public inspection and copying from 9:00 a.m. to 4:30 p.m., Monday through Friday, at the FCC Reference Information Center, Room CY-A257, 445 12th St. S.W., Washington, DC 20554. The duplicating contractor, Qualex International, will provide, for a fee, copies of this document. Qualex International may be contacted at 445 12th St., S.W. Room CY-B402, Washington, D.C. 20554, or by calling (202) 863-2893.

This matter shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules. *See* 47 C.F.R. §§ 1.1200 and 1.1206. Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentations must contain summaries of the substance of the presentations and not merely a listing of the subjects discussed. More than a one or two sentence description of the views and arguments presented is generally required. *See* 47 C.F.R. § 1.1206(b). Other rules pertaining to oral and written *ex parte* presentations in permit-but-disclose proceedings are set forth in 47 C.F.R. § 1.1206(b).

For further information, contact Ana J. Curtis, Competitive Pricing Division, Common Carrier Bureau, (202) 418-1520, TTY (202) 418-0484.

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