



PUBLIC NOTICE

Federal Communications Commission
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Washington, D.C. 20554

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DA 01-2872
Released: Dec. 12, 2001

ALLTEL Corporation Files a Petition to Waive Sections 61.41(b) and (c)(2)

Pleading Cycle Established

CCB/CPD No. 01-28

COMMENTS: December 27, 2001

REPLY COMMENTS: January 7, 2002

On December 3, 2001, ALLTEL Corporation (ALLTEL) filed a petition requesting that the Commission waive sections 61.41(b) and (c)(2)¹ of its rules to allow ALLTEL to continue to be regulated as a rate-of-return incumbent local exchange carrier following its acquisition of Verizon Communications Inc.'s local exchange operations in the state of Kentucky, while the local exchange operations acquired from Verizon remain under price cap regulation. ALLTEL asserts that waiver of sections 61.41(b) and (c)(2) is appropriate because of special circumstances in this case that will serve the public interest and is justified because efficiencies resulting from the waiver outweigh any potential harms that the rule is designed to guard against.

Interested parties may file comments no later than December 27, 2001. Reply comments may be filed no later than January 7, 2002. When filing comments, please reference the internal file number: CCB/CPD 01-28. An original and four copies of all comments and reply comments must be filed with the Office of the Secretary, Federal Communications Commission, 445 12th Street SW, Room TW-B204, Washington, D.C. 20554.² In addition, one copy of each pleading must be filed with the Commission's duplicating contractor, Qualex International, at its office at the Portals II, 445 12th Street SW, Room CY-B402, Washington, DC 20554, and one copy with the Chief, Competitive Pricing Division, 445 12th Street, SW, Room 5-A223, Washington, DC 20554. Documents in CCB/CPD No. 01-28 are available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II,

¹ 47 C.F.R. §§ 64.41(b) and (c)(2).

² Parties are directed to the Commission's Public Notices concerning changes in the filing location and procedures for paper documents. See Public Notice, FCC Announces Changes in Filing Procedures, DA 01-2430 (rel. Oct. 17, 2001); Public Notice, FCC Announces Change in Filing Location for Paper Documents, DA 01-2436 (rel. Oct. 17, 2001); Public Notice, Clarification in FCC's Announced Changes in Filing Procedures, DA 01-2451 (rel. Oct. 18, 2001).

445 12th St. SW, Room CY-A257, Washington DC 20554. The documents may also be purchased from Qualex International, telephone (202) 863-2893, facsimile (202) 863-2898.

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, 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 section 1.1206(b) of the Commission’s rules, 47 C.F.R. § 1.1206(b).

For further information, contact Rhonda Lien, Competitive Pricing Division, Common Carrier Bureau, (202) 418-1530.

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