



PUBLIC NOTICE

Federal Communications Commission
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DA 01-810
March 30, 2001

COMMON CARRIER BUREAU SEEKS COMMENT ON VERIZON'S REQUEST TO ELIMINATE REPORTING REQUIREMENTS UNDER THE BELL ATLANTIC/NYNEX MERGER ORDER

CC Docket No. 98-184, ASD File No. 00-30

File No. NSD-L-96-10, ASD File No. 98-24

On March 8, 2001, Verizon Communications, Inc. ("Verizon") submitted a letter requesting permission to cease reporting the performance monitoring reports required by the *Bell Atlantic/NYNEX Merger Order*.¹ In that Order, the Commission required the merged company to submit quarterly reports used for monitoring the service its incumbent local exchange carriers ("LECs") provide to competitive LECs.² Verizon asserts that the reporting requirements adopted in the *Bell Atlantic/GTE Merger Order* largely replace those adopted in the *Bell Atlantic/NYNEX Merger Order*, and that they constitute an improvement over the earlier reporting requirements.

The Common Carrier Bureau seeks comment on Verizon's request to cease submitting the Bell Atlantic/NYNEX performance monitoring reports. Verizon's letter is attached to this Public Notice. Pursuant to the instructions below, interested parties should submit comments no later than **April 19, 2001**. Reply comments should be submitted no later than **April 30, 2001**.

As a "permit but disclose" proceeding, *ex parte* presentations will be governed by the procedures set forth in Section 1.1206 of the Commission's rules applicable to non-restricted proceedings.³ Parties

¹ See Letter from Gordon R. Evans, Vice President, Verizon Communications, Inc., to Dorothy Attwood, Chief, Common Carrier Bureau, FCC (Mar. 8, 2001); see also Applications of NYNEX Corporation, Transferor, and Bell Atlantic Corporation, Transferee, For Consent to Transfer Control of NYNEX Corporation and Its Subsidiaries, 12 FCC Rcd 19985 (1997) ("*Bell Atlantic/NYNEX Merger Order*"); Application of GTE Corp., Transferor, and Bell Atlantic Corp., Transferee, For Consent to Transfer Control of Domestic and International Sections 214 and 310 Authorizations and Application to Transfer Control of a Submarine Cable Landing License, 15 FCC Rcd 14032 (2000) ("*Bell Atlantic/GTE Merger Order*").

² See *Bell Atlantic/NYNEX Merger Order* at Appendix C, Condition 1; see *id.* at Appendix D.

³ An *ex parte* presentation is any communication (spoken or written) directed to the merits or outcome of a proceeding made to a Commissioner, a Commissioner's assistant, or other decision-making staff member, that, if written, is not served on other parties to the proceeding or, if oral, is made without an opportunity for all parties to be present. 47 C.F.R. § 1.1201.

making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must contain a summary of the substance of the presentation 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.⁴ Other rules pertaining to oral and written presentations are set forth in Section 1.1206 (b) as well. Interested parties are to file with the Commission Secretary, Magalie Roman Salas, 445 12th Street S.W., Washington, D.C. 20554, and serve Debbi Byrd of the Accounting Safeguards Division, Common Carrier Bureau, 445 12th Street S.W., 6-C316, Washington D.C. 20554, and International Transcription Service, Inc., 445 12th Street, S.W., CY-B402, Washington, D.C. 20554, with copies of any written *ex parte* presentations in these proceedings filed in the manner specified above.

In accordance with Section 1.51(c) of the Commission's Rules,⁵ an original and four copies of all pleadings must be filed with the Commission's Secretary, Magalie Roman Salas, 445 12th Street, S.W., TW-A325, Washington, D.C. 20554. In addition, copies of each pleading must be filed with other offices in the following manner: (1) one copy with International Transcription Service, Inc., the Commission's duplicating contractor, 445 12th Street, S.W., CY-B402, Washington, D.C. 20554, (202) 857-3800; (2) one copy with Mark Stone, Accounting Safeguards Division, Common Carrier Bureau, 445 12th Street, S.W., Room 6-C365, Washington, D.C. 20554; and (3) six copies with Debbi Byrd, Accounting Safeguards Division, Common Carrier Bureau, 445 12th Street, S.W., Room 6-C316, Washington, D.C. 20554. To facilitate organization of the record, parties should clearly label their comments, replies, and other documents with the docket number of the *Bell Atlantic/GTE Merger Order*, i.e., CC Docket No. 98-184, as well as a reference to the *Bell Atlantic/NYNEX Merger Order*, i.e., File No. NSD-L-96-10. In addition to filing paper comments, parties may also file comments using the Commission's Electronic Comment Filing System (ECFS).⁶ Comments filed through the ECFS can be sent as an electronic file via the Internet to <<http://www.fcc.gov/e-file/ecfs.html>>. Failure to clearly note CC Docket No. 98-184 on the pleadings may hamper submission through the ECFS. Generally, only one copy of an electronic submission must be filed. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. For filing instructions for e-mail comments, commenters should send an e-mail to ecfs@fcc.gov and should include the following words in the body of the message: "get form <your e-mail address.>" A sample form and directions will be sent in reply.

For further information, contact Mark Stone at (202) 418-0816.

Action by the Deputy Chief, Common Carrier Bureau.

⁴ See 47 C.F.R. § 1.1206(b)(2).

⁵ 47 C.F.R. § 1.51(c).

⁶ See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24,121 (1998).