



PUBLIC NOTICE

Federal Communications Commission
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DA 04-1041
April 22, 2004

COMMENT SOUGHT ON NEUSTAR, INC. REQUEST TO ALLOW CERTAIN TRANSACTIONS WITHOUT PRIOR COMMISSION APPROVAL AND TO TRANSFER OWNERSHIP

PLEADING CYCLE ESTABLISHED

CC Docket No. 92-237

Comment Date: May 12, 2004
Reply Comment Date: May 24, 2004

On April 15, 2004, NeuStar, Inc. (NeuStar), the current North American Numbering Plan Administrator (NANPA), national Pooling Administrator (PA) and Local Number Portability Administrator, filed a letter with the Federal Communications Commission (Commission) seeking a ruling that it need not seek prior Commission neutrality review and approval for certain types of transactions that it believes does not affect its ability to be a neutral administrator for the North American Numbering Plan (NANP). In addition, in anticipation of a potential initial public offering (IPO), NeuStar seeks Commission approval for a transfer of control of the company from the current majority shareholder, a voting trust, to a broad shareholder base.¹

Specifically, NeuStar contends that the types of changes that should not be subject to prior Commission approval fall into the following three general categories: (1) corporate changes that do not increase the rights of any entity affiliated with a telecommunications service provider (TSP); (2) transactions that do not increase any interests of a TSP or a TSP affiliate in NeuStar; and (3) transactions that permit NeuStar to become a public company (including an IPO) and subsequent sales of NeuStar equity, subject to several limitations on TSP ownership.² In addition, NeuStar notes that prior agency approval would continue to be required for all other

¹ See Letter from Richard E. Wiley, Counsel for NeuStar, Inc. to Michael K. Powell, Chairman, Federal Communications Commission at 1 (dated April 14, 2004) (*NeuStar Filing*).

² *Id.* at 5.

changes within the existing scope of the prior approval requirement.³ NeuStar also notes that all other oversight mechanisms would remain in place.⁴ Accordingly, we seek comment on NeuStar's request. Particularly, we seek comment on the potential impact on NeuStar's ability to perform its numbering administration responsibilities in a neutral manner. We also seek specific comment on the potential impact of an IPO on NeuStar's ability to maintain its neutrality.

Pursuant to applicable procedures set forth in sections 1.415 and 1.419 of the Commission's rules, interested parties may file comments on or before May 12, 2004, and reply comments on or before May 24, 2004. All filings should refer to CC Docket No. 92-237. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies.⁵

Comments filed through the ECFS can be sent as an electronic file via the Internet to <<http://www.fcc.gov/e-file/ecfs.html>>. Generally, only one copy of an electronic submission must be filed. If multiple docket or rulemaking numbers appear in the caption of this proceeding, however, commenters must transmit one electronic copy of the comments to each docket or rulemaking number referenced in the caption. In completing the transmittal screen, commenters should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get 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.

Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, commenters must submit two additional copies for each additional docket or rulemaking number. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail).

The Commission's contractor, Natek, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building.

Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Marlene H. Dortch, Office of the Secretary, Federal Communications Commission.

Parties also must send three paper copies of their filing to Sheryl Todd, Telecommunications Access Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12th Street, S.W., Room 5-B540, Washington, D.C. 20554.

³ *Id.* at 8

⁴ *Id.*

⁵ See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 Fed. Reg. 24121 (1998).

In addition, commenters must send diskette copies to the Commission's copy contractor, Qualex International, Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20054.

Pursuant to section 1.1206 of the Commission's rules, 47 C.F.R. § 1.1206, this proceeding will be conducted as a permit-but-disclose proceeding in which *ex parte* communications are permitted subject to disclosure.

For further information, contact Pam Slipakoff, Telecommunications Access Policy Division, Wireline Competition Bureau at (202) 418-7705, TTY (202) 418-0484, or pslipako@fcc.gov.
