



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
445 12th STREET, S.W.  
WASHINGTON, D.C. 20554

**DA 05-1286**

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**Report No. WCB/Pricing 05-25**

**May 4, 2005**

## **PROTESTED TARIFF TRANSMITTAL ACTION TAKEN**

Pursuant to authority delegated under section 0.291 of the Commission's Rules, 47 C.F.R. § 0.291, the Pricing Policy Division of the Wireline Competition Bureau has reviewed the petition to reject or to suspend and investigate the tariff transmittal listed herein.

We conclude that the party filing the petition against the tariff transmittal listed in this Report has not presented compelling arguments that this transmittal is so patently unlawful as to require rejection. Similarly, we conclude that the party has not presented issues regarding the transmittal that raise significant questions of lawfulness that require investigation of the tariff transmittal listed in this Report.

Accordingly, the petition to reject or suspend and investigate the following tariff transmittal is denied, and the transmittal will, or has, become effective on the dates specified below. Applications for review and petitions for reconsideration of these decisions may be filed within 30 days from the date of this public notice in accordance with sections 1.115 and 1.106 of the Commission's Rules, 47 C.F.R. §§ 1.115, 1.106.

Additional information about a particular tariff transmittal may be obtained from the contact person at (202) 418-1540.

- CARRIER:**            **Sprint Local Telephone Companies.**
- TRANSMITTAL:**    **Transmittal No. 257, Tariff F.C.C. No. 3.**
- SUBJECT:**            **Within Cap Special Access Rate Adjustments.**
- PETITIONER(s):**    **NuVox, Inc. and XO Communications, Inc.**
- EFFECT. DATE:**    **April 30, 2005**
- CONTACT:**           **R. L. Smith (202) 418-1540**

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For more information, contact Judith A. Nitsche at (202) 418-1540.