

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Rules and Regulations Implementing the)	CG Docket No. 02-278
Telephone Consumer Protection Act of 1996)	
)	
Mass Marketing Insurance Group and National)	
Union Fire Insurance Company Request to)	
Withdraw Petition for Reconsideration)	

ORDER

Adopted: June 3, 2005

Released: June 3, 2005

By the Acting Chief, Consumer & Governmental Affairs Bureau:

1. In this Order, we grant a request to withdraw a Petition for Reconsideration of the Commission's *2003 TCPA Order*¹ filed by the Mass Marketing Insurance Group and National Union Fire Insurance Company (Petitioners).² On August 13, 2004, the Petitioners requested that the Commission "determine that a bank's [established business relationship] with a customer extends to an affiliated insurance agency for the purpose of marketing to the bank's customers insurance products underwritten by an *unaffiliated* insurance company."³ On February 2, 2005, the Petitioners requested that its petition for reconsideration in this matter be withdrawn.⁴

2. Accordingly, pursuant to Sections 0.361 of the Commission's rules, 47 C.F.R. § 0.361, IT IS ORDERED that the request to withdraw the Petition for Reconsideration filed by Mass Marketing Insurance Group and National Union Fire Insurance Company in CG Docket No. 02-278 IS GRANTED and the Petition for Reconsideration IS DISMISSED.

FEDERAL COMMUNICATIONS COMMISSION

Monica S. Desai
Acting Chief
Consumer & Governmental Affairs Bureau

¹ *Rules and Regulations Implementing the Telephone Consumer Protection Act of 1991*, CG Docket No. 02-278, Report and Order, 18 FCC Rcd 14014 (2003) (*2003 TCPA Order*).

² Mass Marketing Insurance Company Group, Inc., and National Union Fire Insurance Company of Pittsburgh, Pa., Joint Petition for Reconsideration, filed Aug. 13, 2004 (Joint Petition).

³ Joint Petition at 3. The Commission's rules provide that a subscriber's established business relationship with a particular business extends to affiliated entities only if "the subscriber would reasonably expect them to be included given the nature and type of goods or services offered by the affiliate and the identity of the affiliate." 47 C.F.R. § 64.1200(f)(3)(ii).

⁴ Letter from Chrys D. Lemon, Counsel for Mass Marketing Insurance Group and National Union Fire Insurance Company, to Marlene H. Dortch, FCC, filed Feb. 2, 2005.