



PUBLIC NOTICE

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THE WIRELINE COMPETITION BUREAU SEEKS COMMENT ON TRACFONE WIRELESS'S COMPLIANCE PLAN IN CONNECTION WITH THE FORBEARANCE ORDER

CC Docket No. 96-45

Released Date: November 8, 2005

Comment Date: November 28, 2005
Reply Comment Date: December 11, 2005

The Wireline Competition Bureau seeks comment on the compliance plan filed by TracFone Wireless, Inc. (TracFone).¹ The Commission conditionally granted TracFone's request to forbear from the facilities requirement in section 214(e) of the Act and sections 54.201(d)(1) and 54.201(i) of our rules for the purpose of considering its Petitions for ETC Designation for Lifeline support only.² The Forbearance Order directed TracFone to submit a plan outlining the measures it will take to implement the conditions imposed by the Forbearance Order.

We invite comment on this compliance plan. Pursuant to sections 1.415 and 1.419 of the Commission's rules 47 C.F.R. §§ 1.415, 1.419, interested parties may file comments on or before **November 28, 2005**, and reply comments on or before **December 11, 2005**. All pleadings are to reference **CC Docket No. 96-45**. Comments may be filed using (1) the Commission's Electronic Comment Filing System (ECFS), (2) the Federal Government's eRulemaking Portal, or (3) by filing paper copies.³

Comments filed through the ECFS can be sent as an electronic file via the Internet to <http://www.fcc.gov/cgb/ecfs/> or the Federal Government's eRulemaking Portal: <http://www.regulations.gov>.⁴ Generally, only one copy of an electronic submission must be filed. If

¹ TracFone Wireless, Inc.'s Compliance Plan, CC Docket No. 96-45, filed October 11, 2005. TracFone filed an erratum to its compliance plan on October 17, 2005. Erratum to TracFone Wireless, Inc.'s Compliance Plan, CC Docket No. 96-45, filed October 17, 2005.

² *Federal-State Joint Board on Universal Service, Petition of TracFone Wireless, Inc. for Forbearance from 47 U.S.C. § 214(e)(1)(A) and 47 C.F.R. § 54.201(i)*, CC Docket No. 96-45, Order, FCC 05-165 (rel. Sept. 8, 2005) (Forbearance Order).

³ See Electronic Filing of Documents in Rulemaking Proceedings, 63 Fed. Reg. 24121 (1998).

⁴ Filers should follow the instruction provided on the Federal eRulemaking Portal website for submitting comments.

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." 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 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, S.W., Washington, D.C. 20554.

-All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (tty).

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 Carol Pomponio, Telecommunications Access Policy Division, Wireline Competition Bureau at (202) 418-7400, TTY (202) 418-0484.