



PUBLIC NOTICE

Federal Communications Commission
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May 19, 2006

SBC and Global Crossing Petitions for Declaratory Ruling WC Docket No. 04-424

NOTICE OF PROCEEDING TERMINATION

On October 27, 2004 Global Crossing filed a petition for declaratory ruling with the Commission seeking clarification of the meaning and application of two provisions of the Southwestern Bell Telephone, L.P. interstate access tariff.¹ On November 12, 2004, SBC filed a petition for declaratory ruling with the Commission seeking affirmation that its tariff permits it to use the telephone numbers of the calling and called parties to determine whether to bill long distance carriers interstate or intrastate terminating switched access rates for wireless originated long distance calls when there is no accurate or reliable information included in the call detail.² The Commission subsequently sought comment on the petitions.³ On April 20, 2006, Global Crossing filed a letter withdrawing its petition.⁴ AT&T, Inc. filed a letter withdrawing its petition on April 21, 2006.⁵ The Global Crossing and SBC petitions are dismissed without prejudice.⁶ This proceeding will be terminated effective 30 days after publication of this Public Notice in the Federal Register, unless the Wireline Competition Bureau receives an opposition to the termination before that date.

Parties filing oppositions to the termination of this proceeding should reference **WC Docket No. 04-424**. All pleadings may be filed using the Commission's Electronic Comment Filing System (ECFS)

¹ Global Crossing Telecommunications, Inc. Petition for Declaratory Ruling Concerning Southwestern Bell Telephone, L.P. Tariff F.C.C. No. 1, WC Docket No. 04-424 (filed Oct. 27, 2004).

² SBC Communications Inc. Petition for Declaratory Ruling Concerning Terminating Switched Access Charges for Wireless-Originated Calls, WC Docket No. 04-424 (filed Nov. 12, 2004).

³ *Pleading Cycle Established for Petitions of Global Crossing Telecommunications, Inc. and SBC Communications, Inc. for Declaratory Ruling*, WC Docket No. 04-424, Public Notice, 19 FCC Rcd 23748 (Wireline Comp. Bur. 2004).

⁴ Letter from Tamara E. Connor, Counsel for Global Crossing Telecommunications, Inc., to Marlene H. Dortch, Secretary, Federal Communications Commission (filed Apr. 20, 2006).

⁵ Letter from Jim Lamoureux, General Attorney, AT&T Inc., to Marlene H. Dortch, Secretary, Federal Communications Commission (filed Apr. 21, 2006). SBC Communications Inc. closed its merger with AT&T Corp. on November 18, 2005. The merged company is now referred to as AT&T Inc.

⁶ 47 C.F.R. § 1.748.

or by filing paper copies.⁷ Comments filed through the ECFS can be sent as an electronic file via the Internet to <http://www.fcc.gov/cgb/ecfs/>. Generally, only one copy of an electronic submission must be filed. If multiple docket or rulemaking numbers appear in the caption of this proceeding, 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, in this case, **WC Docket No. 04-424**. 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). **Parties are strongly encouraged to file comments electronically using the Commission’s ECFS.**

The Commission’s contractor, Natek, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission’s Secretary at 236 Massachusetts Avenue, NE., Suite 110, Washington, DC 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, DC 20554.

All filings must be addressed to the Commission’s Secretary, Marlene H. Dortch, Office of the Secretary, Federal Communications Commission, Room TW-A325, 445 12th Street, SW., Washington, DC 20554. Parties should also send a copy of their filings to Lynne Hewitt Engledow, Pricing Policy Division, Wireline Competition Bureau, Federal Communications Commission, Room 5-A361, 445 12th Street, SW., Washington, DC 20554, or by e-mail to lynne.engledow@fcc.gov. Parties shall also serve one copy with the Commission’s copy contractor, Best Copy and Printing, Inc. (BCPI), Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, (202) 488-5300, or via e-mail to fcc@bcpiweb.com.

SBC’s and Global Crossing’s petitions for declaratory ruling in WC Docket No. 04-424 are available for review through the ECFS and are available for public inspection and copying during business hours at the FCC Reference Information Center, Portals II, 445 12th Street SW., Room CY-A257, Washington, DC 20554. The documents may also be purchased from BCPI, telephone (202) 488-

⁷ *Electronic Filing of Documents in Rulemaking Proceedings*, GC Docket No. 97-113, Report and Order, 13 FCC Rcd 11322 (1998).

5300, facsimile (202) 488-5563, TTY (202) 488-5562, or by e-mail at fcc@bcpiweb.com. 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 telephone (202) 418-0530 or TTY (202) 418-0432.

This matter shall be treated as a “permit-but-disclose” proceeding in accordance with the Commission’s *ex parte* rules.⁸ Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentations must contain summaries of the substance of the presentations and not merely a listing of the subjects discussed. More than a one- or two-sentence description of the views and arguments presented generally is required.⁹ Other requirements pertaining to oral and written presentations are set forth in section 1.1206(b) of the Commission’s rules.¹⁰

Action by the Chief, Pricing Policy Division, Wireline Competition Bureau.

For further information, contact Lynne Hewitt Engledow of the Pricing Policy Division, Wireline Competition Bureau at (202) 418-2350.

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⁸ 47 C.F.R. § 1.1200 *et seq.*

⁹ 47 C.F.R. § 1.1206(b)(2).

¹⁰ 47 C.F.R. § 1.1206(b).