

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

In the Matter of)
)
Toll-Free Service Access Codes) CC Docket No. 95-155
)

ORDER

Adopted: March 6, 2007

Released: March 6, 2007

By the Acting Chief, Competition Policy Division:

1. In this Order, we dismiss as moot the petition for declaratory ruling filed by Ameritech Corporation, AT&T Corp., Bell Atlantic Corporation, Cincinnati Bell Inc., and SBC Communications Inc. (collectively, Petitioners) filed on September 22, 1998.¹ Petitioners sought a declaratory ruling establishing that, to the extent that federal trademark registrations would give Jeman Holdings, Inc. (Jeman) and Toll-Free Cellular, Inc. (Toll-Free) exclusive rights to various “#8NN” and “*8NN” numbers, such registrations would violate the Commission’s policies on the fair and orderly allocation of toll-free numbers and would impact detrimentally the Commission’s efforts to further the development of wireless services.² The U.S. Patent and Trademark Office never granted the Jeman and Toll-Free trademark registration requests and the applications show a status of “abandoned.”³ Therefore, the issue raised in the above-referenced petition for declaratory ruling is moot.

2. ACCORDINGLY, IT IS ORDERED, pursuant to sections 4(i) and 251(e) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i) and 251(e), and sections 0.91 and 0.291 of the Commission’s rules, 47 C.F.R. §§ 0.91, 0.291, that the petition for declaratory ruling filed by Ameritech Corporation, AT&T Corp., Bell Atlantic Corporation, Cincinnati Bell Inc., and SBC Communications, Inc. filed on September 22, 1998 IS DISMISSED.

FEDERAL COMMUNICATIONS COMMISSION

Christi Shewman
Acting Chief, Competition Policy Division

¹ Certain Applications Filed by Jeman Holdings, Inc. and Toll-Free Cellular, Inc. to Register Abbreviated Dialing Codes as Trademarks, Request for Declaratory Ruling, Ameritech Corporation, AT&T Corp., Bell Atlantic Corporation, Cincinnati Bell Inc., and SBC Communications, Inc. (filed Sept. 22, 1998).

² In 1994, 1995 and 1997, Jeman Holdings, Inc. filed applications with the U.S. Patent and Trademark Office (PTO) to trademark various “#8NN” and “*8NN” codes. In 1994, 1995 and 1997, Toll-Free Cellular, Inc. filed applications with the PTO to trademark various “#8NN” and “*8NN” codes.

³ All of the “#8NN” and “*8NN” trademark registration requests made by Jeman and Toll-Free show a status of “abandoned” on the PTO Trademark Applications and Registrations Retrieval online database. See Trademark Applications and Registrations Retrieval online database (visited Mar. 5, 2007) <<http://tarr.uspto.gov/>>.

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