In the Matter of

Petition for Declaratory Ruling Regarding Wholesale Telecommunications Carriers’ Obligation to Honor Reseller Customer’s Proof of Exemption from Pass-Through Universal Service Fund Charges

WC Docket No. 06-122

ORDER

Adopted: November 6, 2007 Released: November 6, 2007

By the Chief, Telecommunications Access Policy Division:

1. In this Order, we dismiss with prejudice a petition for declaratory ruling filed by Oblio Telecom, Inc. (Oblio) on April 16, 2007. On April 16, 2007, Oblio filed a petition for declaratory ruling seeking Commission action regarding the universal service certification process between resellers and their underlying carriers. In that filing, Oblio made clear that the issue it raised was the subject of arbitration between Oblio and its underlying carrier, AT&T Inc. (AT&T).

2. On October 18, 2007, Oblio filed a letter withdrawing its petition. In that letter, Oblio states that on October 12, 2007, AT&T and Oblio reached a mutually acceptable settlement agreement to resolve the matters related to the Oblio Petition. Oblio further requests that the Oblio Petition be withdrawn with prejudice. We therefore grant Oblio’s request.
3. Accordingly, IT IS ORDERED that, pursuant to the authority contained in sections 1-4 and 254 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151-154 and 254, and pursuant to authority delegated in sections 0.91, 0.291, and 54.722(a) of the Commission’s rules, 47 C.F.R. §§ 0.91, 0.291, and 54.722(a), the Oblio Petition IS DISMISSED WITH PREJUDICE.

FEDERAL COMMUNICATIONS COMMISSION

Jeremy D. Marcus
Chief
Telecommunications Access Policy Division
Wireline Competition Bureau