

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

MAP Mobile Communications, Inc.,)	
)	
Complainant,)	
)	
v.)	
)	File No. EB-05-MD-013
Illinois Bell Telephone Company, Indiana Bell)	
Telephone Company, Incorporated, Michigan)	
Bell Telephone Company, The Ohio Bell)	
Telephone Company, Wisconsin Bell, Inc.,)	
Pacific Bell Telephone Company, and)	
Southwestern Bell Telephone, L.P.,)	
)	
Defendants.)	

ORDER OF DISMISSAL

Adopted: July 23, 2009

Released: July 24, 2009

By the Chief, Enforcement Bureau:

1. On May 13, 2009, the Enforcement Bureau adopted and released its Memorandum Opinion and Order¹ in the above-captioned proceeding. On June 12, 2009, Complainant, MAP Mobile Communications, Inc. (“MAP Mobile”) filed a Petition for Partial Reconsideration or Clarification² of the *Order* with respect to certain aspects in the liability phase of this proceeding.

2. On July 13, 2009, MAP Mobile submitted a Motion for Extension of Time within which to file a Supplemental Complaint for damages in the above-captioned proceeding.³ On July 20, 2009, MAP Mobile notified the Commission that it settled its dispute with the Defendants and moved to dismiss its *Petition* with prejudice.⁴

3. We are satisfied that dismissing the *Petition* with prejudice will serve the public interest by eliminating the need for further litigation and the expenditure of further time and resources of the parties and this Commission.

4. Accordingly, IT IS ORDERED, pursuant to sections 4(i), 4(j), and 208 of the Act, 47

¹ *MAP Mobile Communications, Inc. v. Illinois Bell Telephone Company*, Memorandum Opinion and Order, 24 FCC Rcd 5582 (Enf. Bur. 2009) (“*Order*”).

² Petition for Partial Reconsideration or Clarification, File No. EB-05-MD-013 (filed June 12, 2009) (“*Petition*”).

³ Motion for Extension of Time, File No. EB-05-MD-013 (submitted July 13, 2009).

⁴ Notice of Settlement and Request for Dismissal of Petition for Reconsideration, File No. EB-05-MD-013 (filed July 20, 2009).

U.S.C. §§ 154(i), 154(j), 208, and sections 1.106, 1.720 – 1.736 of the Commission’s rules, 47 C.F.R. §§ 1.106, 1.720 – 1.736, and the authority delegated in sections 0.111 and 0.311 of the Commission’s rules, 47 C.F.R. §§ 0.111, 0.311, that MAP Mobile Communications, Inc.’s Notice of Settlement and Request for Dismissal of Petition for Reconsideration IS GRANTED and its Petition for Partial Reconsideration or Clarification is hereby DISMISSED WITH PREJUDICE.

FEDERAL COMMUNICATIONS COMMISSION

Kris Anne Monteith
Chief, Enforcement Bureau