



# PUBLIC NOTICE

Federal Communications Commission  
445 12<sup>th</sup> St., S.W.  
Washington, D.C. 20554

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Internet: <http://www.fcc.gov>  
TTY: 1-888-835-5322

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## NOTICE OF EFFECTIVE DATE OF NEW FORBEARANCE PROCEDURAL RULES

WC Docket No. 07-267

On June 26, 2009, the Commission adopted the *Forbearance Procedures Order*, which promulgated rules for the consideration of forbearance petitions under section 10 of the Communications Act of 1934, as amended.<sup>1</sup> Those rules, except for new rule 1.54 (“Petitions for forbearance must be complete as filed”), which requires approval by the Office of Management and Budget, become effective 30 days after publication of notice of the order in the Federal Register.<sup>2</sup> The Federal Register published a summary of the *Forbearance Procedures Order* on August 6, 2009.<sup>3</sup> Accordingly, the following rules<sup>4</sup> adopted in the *Forbearance Procedures Order* will take effect on September 8, 2009:

- § 1.55 Public notice of petitions for forbearance.
- § 1.56 Motions for summary denial of petitions for forbearance.
- § 1.57 Circulation and voting of petitions for forbearance.
- § 1.58 Forbearance petition quiet period prohibition.
- § 1.59 Withdrawal or narrowing of petitions for forbearance.

As noted, the *Forbearance Procedures Order* also contains a new rule that specifies filing requirements for forbearance petitions.<sup>5</sup> The rule contains new information collection requirements that are subject to the Paperwork Reduction Act of 1995 (PRA), Public Law No. 104-13. The information collection is being submitted to the Office of Management and Budget (OMB) for review under 47 U.S.C. § 3507(d), and will not take effect until it is approved by OMB.

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<sup>1</sup> *Petition to Establish Procedural Requirements to Govern Proceedings for Forbearance Under Section 10 of the Communications Act of 1934, as Amended*, WC Docket No. 07-267, Report and Order, FCC 09-56 (rel. June 29, 2009) (*Forbearance Procedures Order*), [http://hraunfoss.fcc.gov/edocs\\_public/attachmatch/FCC-09-56A1.doc](http://hraunfoss.fcc.gov/edocs_public/attachmatch/FCC-09-56A1.doc). See 47 U.S.C. § 160.

<sup>2</sup> See *Forbearance Procedures Order* at 23, para. 45.

<sup>3</sup> Federal Communications Commission, 47 CFR Part 64, Forbearance Procedures, 74 FR 39219 (Aug. 6, 2009).

<sup>4</sup> 47 CFR §§ 1.55-1.59.

<sup>5</sup> See 47 C.F.R. § 1.54.

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For further information regarding this proceeding, contact Jonathan Reel, Competition Policy Division, Wireline Competition Bureau, (202) 418-1580.

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