



# PUBLIC NOTICE

Federal Communications Commission  
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DA 13-2064  
October 18, 2013

CONSUMER AND GOVERNMENTAL AFFAIRS BUREAU ANNOUNCES  
DATES FOR COMMENTS AND REPLY COMMENTS  
TO REFRESH THE RECORD REGARDING “CRAMMING”

CG Docket Nos. 11-116, 09-158; CC Docket No. 98-170

**Comment Date: November 18, 2013**  
**Reply Comment Date: December 2, 2013**

On August 27, 2013, the Consumer and Governmental Affairs Bureau (Bureau) released a *Public Notice* in CG Docket No. 11-116 and 09-158 and CC Docket No. 98-170 (*Public Notice*).<sup>1</sup> In the *Public Notice*, the Bureau sought comment to refresh the record on cramming, the unlawful and fraudulent practice of placing unauthorized charges on telephone bills, in light of developments and additional evidence related to wireline and wireless cramming since the Federal Communications Commission issued its April 2012 Further Notice of Proposed Rulemaking. The *Public Notice* set the comment and reply comment due dates at 45 days and 60 days after publication in the Federal Register, respectively. A summary of the *Public Notice* was published in the Federal Register on October 3, 2013, triggering the cycle for comments and reply comments.<sup>2</sup> Accordingly, interested parties may file comments on or before November 18, 2013 and reply comments on or before December 2, 2013.

This matter shall be treated as a “permit-but-disclose” proceeding in accordance with the Commission’s *ex parte* rules.<sup>3</sup> 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 is generally required.<sup>4</sup> Other rules pertaining to oral and written presentations are set forth in Section 1.1206(b) of the Commission’s rules.<sup>5</sup>

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<sup>1</sup> Consumer and Governmental Affairs Bureau Seeks to Refresh the Record Regarding “Cramming,” CG Docket Nos. 11-116, 09-158 and CC Docket 09-170, *Public Notice*, DA 13-1807 (rel. Aug. 27, 2013).

<sup>2</sup> 78 FR 61250 (Oct. 3, 2013).

<sup>3</sup> 47 C.F.R. § 1.1200 *et seq.*

<sup>4</sup> 47 C.F.R. § 1.1206(b)(2).

<sup>5</sup> 47 C.F.R. § 1.1206(b).

Pursuant to sections 1.415 and 1.419 of the Commission's rules,<sup>6</sup> interested parties may file comments and reply comments on or before the respective dates indicated on the first page of this Notice. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS). See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- Electronic Filers: Comments may be filed electronically using the Internet by accessing the ECFS: <http://fjallfoss.fcc.gov/ecfs2/>.
- Paper Filers: Parties who choose to file by paper must file an original and one copy of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers 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. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.
- All hand-delivered or messenger-delivered paper filings for the Commission's Secretary must be delivered to FCC Headquarters at 445 12<sup>th</sup> St., SW, Room TW-A325, Washington, DC 20554. The filing hours are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes and boxes 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, Express, and Priority mail must be addressed to 445 12<sup>th</sup> Street, SW, Washington DC 20554.

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](mailto:fcc504@fcc.gov) or call the Consumer and Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (TTY).

For further information regarding this proceeding, contact B. Lynn Follansbee, Consumer Policy Division, Consumer and Governmental Affairs Bureau, (202) 418-1514.

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<sup>6</sup> 47 C.F.R. §§ 1.415, 1.419.