



PUBLIC NOTICE

Federal Communications Commission
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WIRELINE COMPETITION BUREAU SEEKS TO DETERMINE PARTIES' CONTINUING INTEREST IN SEVERAL PETITIONS FOR WAIVER OF VARIOUS HIGH-COST UNIVERSAL SERVICE FILING DEADLINES

WC Docket No. 08-71
CC Docket No. 96-45

Deadline for Responses: January 3, 2014

The Wireline Competition Bureau has pending before it several petitions for waiver of various high-cost universal service filing deadlines. Each of these petitions was filed at least one year prior to the date of this Public Notice, and involves filing requirements and funding years that pre-date the reforms adopted in the 2011 *USF/ICC Transformation Order*.¹ Moreover, no comments or *ex parte* submissions have been filed on these petitions for at least one year. As part of the Commission's ongoing effort to manage its dockets and reduce backlog,² and in an effort to avoid the need to address issues unnecessarily, the Bureau believes it would be appropriate to assess the parties' continuing interests in these requests. We therefore intend to dismiss each petition listed below without prejudice unless the petitioner comes forward within 45 days of the date of this Public Notice to state that it intends to pursue the petition. The Bureau is sending copies of this Public Notice to the petitioners at the addresses listed on their petitions.

These petitions and related information are listed below:

| Petitioner | Rules(s) in Question | Date Petition Filed |
|---|--|---------------------|
| Pine Cellular Phones, Inc. | 54.307(c)(2), 54.809(c) | 1/29/2007 |
| Hayneville Fiber Transport, Inc. d/b/a Camellia Communications | USAC filing window and/or 54.307(c) | 8/26/2008 |
| Hargray Telephone Company | 54.301(b) | 1/28/2009 |
| Long Lines Wireless, LLC | 54.307(c), 54.802(a) | 4/22/2009 |
| OTZ Telecommunications, Inc. | 54.307 | 4/22/2009 |

¹ *Connect America Fund et al.*, WC Docket No. 10-90 et al., Report and Order and Further Notice of Proposed Rulemaking, 26 FCC Rcd 17663 (2011) (*USF/ICC Transformation Order*), *pets. for review pending, sub nom. In re: FCC 11-161*, No. 11-9900 (10th Cir. filed Dec. 8, 2011).

² *Cf. Amendment of Certain of the Commission's Part 1 Rules of Practice and Procedure and Part 0 Rules of Commission Organization*, GC Docket No. 10-44, Report and Order, 26 FCC Rcd 1594, 1604, paras. 23-24 (2011) (termination of dormant proceedings).

| | | |
|---|------------------------|------------|
| Pine Belt Telephone Company, Inc. | NECA Cost Study Window | 12/2/2009 |
| Virgin Islands Telephone Corp. d/b/a Innovative Telephone | NECA Cost Study Window | 12/19/2011 |
| Telenational Communications, Inc. | 54.314(a) | 4/2/2012 |

Pursuant to section 1.419 of the Commission's rules, any petitioner intending to pursue its petition must file a letter stating that on or before the date indicated above.³ The letter is to reference **WC Docket No. 08-71** and **CC Docket No. 96-45**, and may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies.

- Electronic Filers: Letters 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. Because more than one docket number appears in the caption of this proceeding, filers must submit two additional copies for the additional docket 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 12th 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 12th Street, SW, Washington DC 20554.

In addition, we request that one copy of each letter be sent to each of the following:

- (1) Christopher Cook, Telecommunications Access Policy Division, Wireline Competition Bureau, 445 12th Street, SW, Room 6-A110, Washington, DC 20554; e-mail: Christopher.Cook@fcc.gov;
- (2) Abdel Eqab, Telecommunications Access Policy Division, Wireline Competition Bureau, 445 12th Street, SW, Room 5-B431, Washington, DC 20554; e-mail: Abdel-Hamid.Eqab@fcc.gov; and
- (3) Charles Tyler, Telecommunications Access Policy Division, Wireline Competition Bureau, 445 12th Street, SW, Room 5-A452, Washington, DC 20554; e-mail: Charles.Tyler@fcc.gov.

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 or call the Consumer & Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (tty).

³ 47 C.F.R. § 1.419.

The proceedings this Public Notice initiates shall be treated as “permit-but-disclose” proceedings in accordance with the Commission’s *ex parte* rules.⁴ Persons making *ex parte* presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different deadline applicable to the Sunshine period applies). Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must (1) list all persons attending or otherwise participating in the meeting at which the *ex parte* presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter’s written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during *ex parte* meetings are deemed to be written *ex parte* presentations and must be filed consistent with rule 1.1206(b). In proceedings governed by rule 1.49(f) or for which the Commission has made available a method of electronic filing, written *ex parte* presentations and memoranda summarizing oral *ex parte* presentations, and all attachments thereto, must be filed through the electronic comment filing system available for that proceeding, and must be filed in their native format (*e.g.*, .doc, .xml, .ppt, searchable .pdf). Participants in these proceedings should familiarize themselves with the Commission’s *ex parte* rules.

For further information, please contact Christopher Cook or Abdel Eqab, Telecommunications Access Policy Division, Wireline Competition Bureau at (202) 418-7400 or TTY (202) 418-0484.

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⁴ 47 C.F.R. §§ 1.1200 *et seq.*