



PUBLIC NOTICE

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FCC Docket Nos. 10-44, 14-206, 14-207, 14-208, 14-209,
14-210, 14-211, 14-212, 14-213, 14-214, 14-215, 14-216,
14-217, 14-218, 14-219, 14-220, 14-221, 14-222, 14-223,
14-227

Enforcement Bureau Announces Effective Date for Voluntary Electronic Filing In Section 208 and Section 224 Complaint Proceedings

On November 12, 2014, the Commission released an order requiring electronic filing through the Commission's Electronic Comment Filing System (ECFS) in two categories of cases: (1) formal complaints under Section 208 of the Communications Act (Act) and (2) pole attachment complaints under Section 224 of the Act.¹ The *MDRD ECFS Rulemaking Order* authorized parties to use ECFS to file voluntarily all pleadings in such cases ten days after the release of the *Order*. Mandatory electronic filing will begin thirty days after publication of the revised rules in the Federal Register.

Today, the Enforcement Bureau announces that parties *may* begin to file electronically as of tomorrow, Tuesday, November 25. Attached hereto is an Appendix that lists for each pending complaint proceeding a new ECFS docket number along with the existing Bureau identification number. The Bureau will release a subsequent notice announcing the date when e-filing will become mandatory.

When voluntarily e-filing an initial Section 208 formal complaint or Section 224 pole attachment complaint, a complainant must select either "Section 208 Complaint: Restricted Proceedings" or "Section 224 Pole Attachment Complaint: Restricted Proceedings" from the "Submit a Non-Docketed Filing" module of ECFS. In contrast, when voluntarily e-filing a pleading in an existing Section 208 formal complaint or Section 224 pole attachment complaint proceeding, a party must select "Submit a Filing" and enter the assigned EB Docket No. as the ECFS "Proceeding Number." Under "Details," select the appropriate "Type of Filing" and enter the

¹ *Amendment of Certain of the Commission's Part 1 Rules of Practice and Procedure Relating to the Filing of Formal Complaints Under Section 208 of the Communications Act and Pole Attachment Complaints Under Section 224 of the Communications Act*, Order, GC Docket No. 10-44, FCC 14-179 (*MDRD ECFS Rulemaking Order*) (rel. Nov. 12, 2014); 47 U.S.C. §§ 208, 224(b).

“Bureau Identification Number” listed below. “File Number” and “Report Number” may be left blank.

If a pleading includes confidential information, the party should file a redacted version of the pleading on ECFS and file the confidential version with the Office of the Secretary.² Parties should file the redacted and confidential versions of pleadings on the same day. Anything submitted to ECFS will become public. Contact ECFS Help immediately at ecfshelp@fcc.gov, or 202-418-1413, if there is a filing error.

When filing a complaint electronically, a complainant no longer needs to submit a hard copy of the complaint with the fee payment to US Bank.³ Instead, the complainant should transmit the complaint filing fee electronically to a designated payment center and then file the complaint electronically using ECFS. One option is the Commission’s Fee Filer System (<http://www.fcc.gov/encyclopedia/fee-filer>), which provides for online payment of the “application” complaint filing fee, as well as immediate payment verification, and assists the filer in completing Form 159 online (both documents must be filed with the complaint).

Electronic filing is not available for section 208 carrier-to-carrier informal complaints.⁴ Consumers and businesses may continue to file electronic informal complaints at <http://www.fcc.gov/complaints>, which is managed by the Consumer & Governmental Affairs Bureau.⁵

We remind potential filers that Section 208 formal complaint and Section 224 pole attachment complaint proceedings are restricted for purposes of the ex parte rules and generally closed for public comment. The rule changes in the *MDRD ECFS Rulemaking Order* do not affect this restricted status.

² *MDRD ECFS Rulemaking Order*, Appendix at 10, 12 (rules 47 C.F.R. §§ 1.731(a)(3), 1.735(b), 1.1408(a),(c)).

³ *See* 47 C.F.R. § 1.1106.

⁴ *See* 47 C.F.R. § 1.716–1.718; *see also* <http://www.fcc.gov/encyclopedia/market-disputes-resolution-division>.

⁵ *See, e.g.*, 47 C.F.R. § 1.730(b).

Appendix A: MDRD ECFS Proceeding and Bureau Identification Numbers

Proceeding Number	Bureau Identification Number	Complainant	Defendant
14-207	EB-04-MD-006	Earthlink, Inc.	SBC Advanced Solutions & SBC Comm.
14-208	EB-08-MD-008	North County Comm.	Cricket Comm.
14-209	EB-09-MD-010	AT&T	All American Tel. Co.
14-210	EB-12-MD-002	Charter Communications	Georgia Power Company
14-211	EB-13-MD-001	LSSi & Volt Delta	Comcast
14-212	EB-13-MD-006	NTCH, Inc.	Cellco Partnership dba Verizon Wireless
14-213	EB-13-MD-007	Frontier Communications	Duke Energy Progress Inc.
14-214	EB-14-MD-001	Frontier Communications	Duke Energy Carolinas, Inc.
14-215	EB-14-MD-002	Frontier Communications	Duke Energy Carolinas, Inc.
14-216	EB-14-MD-003	Verizon Florida LLC	Florida Power and Light Company
14-217	EB-14-MD-007	Commonwealth & CTSI Company	UGI Utilities, Inc.
14-218	EB-14-MD-008	Frontier Communications	FirstEnergy
14-219	EB-14-MD-009	Edward Ryan	Verizon
14-220	EB-14-MD-010	Foreman Seeley Fountain Inc.	TW Telecom Holdings, Inc.
14-221	EB-14-MD-011	Worldcall Interconnect	AT&T
14-222	EB-14-MD-013	AT&T	Great Lakes and Westphalia Tel. Co.
14-223	EB-14-MD-014	Sprint	North County Comm.
14-227	EB-14-MD-015	Fiber Technologies	Duke Energy Indiana