



PUBLIC NOTICE

Federal Communications Commission
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**PUBLIC SAFETY AND HOMELAND SECURITY BUREAU ANNOUNCES
COMMENT DATES FOR PETITION FOR RECONSIDERATION
IN 911 RELIABILITY PROCEEDING**

PS Docket Nos. 13-75, 11-60

Comments Due: March 27, 2014

Reply Comments Due: April 7, 2014

By this *Public Notice*, the Public Safety and Homeland Security Bureau (Bureau) announces the comment dates for a petition for reconsideration in a rulemaking to improve the reliability and resiliency of 911 communications networks.

On December 12, 2013, the Federal Communications Commission (Commission) adopted a *Report and Order (911 Reliability Order)* requiring certain 911 communications providers to take reasonable measures to provide reliable service, as evidenced by an annual certification of compliance with specified best practices or reasonable alternative measures.¹

On February 18, 2014, Intrado, Inc., filed a “Motion for Clarification or, in the Alternative, Petition for Partial Reconsideration” (*Petition*)² seeking clarification or reconsideration of the *911 Reliability Order*’s requirements regarding diversity audits of critical 911 circuits and network monitoring links. Specifically, Intrado requests guidance “that Providers may take reasonable alternative measures to meet the Commission’s standards in lieu of implementing *any* of the best practices adopted by the Order. This would include confirming that Providers may take reasonable alternative measures instead of conducting Diversity Audits, Tagging Critical 911 Circuits, or auditing Monitoring Links.”³

The Commission published notice of the *Petition* in the Federal Register on March 12, 2014. Accordingly, pursuant to section 1.429 of the Commission’s rules,⁴ oppositions to the *Petition* are due on or before March 27, 2014, and replies are due on or before April 7, 2014.⁵

¹ In the Matter of Improving 911 Reliability; Reliability and Continuity of Communications Networks, Including Broadband Technologies, PS Docket Nos. 13-75, 11-60, *Report and Order*, 28 FCC Red 17476 (Dec. 12, 2013), available at http://transition.fcc.gov/Daily_Releases/Daily_Business/2013/db1212/FCC-13-158A1.pdf (*911 Reliability Order*).

² Intrado, Inc., Motion for Clarification or, in the Alternative, Petition for Partial Reconsideration, PS Docket Nos. 13-75, 11-60 (Feb. 18, 2014), available at <http://apps.fcc.gov/ecfs/document/view?id=7521073778> (*Petition*).

³ *Id.* at 3 (emphasis in original).

⁴ See 47 C.F.R. § 1.429(f)-(g).

Procedural Matters

Pursuant to sections 1.415 and 1.419 of the Commission's rules, 47 CFR §§ 1.415, 1.419, interested parties may file comments on or before the dates indicated on the first page of this document. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS).⁶

- 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 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.

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 and Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (tty).

Parties wishing to file materials with a claim of confidentiality should follow the procedures set forth in section 0.459 of the Commission's rules. Casual claims of confidentiality are not accepted. Confidential submissions may not be filed via ECFS but rather should be filed with the Secretary's Office following the procedures set forth in 47 C.F.R. § 0.459. Redacted versions of confidential submissions may be filed via ECFS. Parties are advised that the Commission looks with disfavor on claims of confidentiality for entire documents. When a claim of confidentiality is made, a public, redacted version of the document should also be filed.

The proceeding of which this Public Notice is a part is a "permit-but-disclose" proceeding conducted in accordance with the Commission's *ex parte* rules. 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

⁵ See Petition for Reconsideration of Action in a Rulemaking Proceeding, 79 Fed. Reg. 13,975 (March 12, 2014), available at <https://federalregister.gov/a/2014-05261>.

⁶ See Electronic Filing of Documents in Rulemaking Proceedings, 63 Fed. Reg. 24,121 (1998).

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 this proceeding should familiarize themselves with the Commission's *ex parte* rules.

Paperwork Reduction Act of 1995. This *Public Notice* does not contain new or modified information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104-13. Therefore it does not contain any new or modified "information burden for small business concerns with fewer than 25 employees" pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107-198.

For further information, please contact Eric Schmidt in the Cybersecurity and Communications Reliability Division of the Public Safety and Homeland Security Bureau at (202) 418-1214 or eric.schmidt@fcc.gov.

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