



PUBLIC NOTICE

Federal Communications Commission
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WIRELINE COMPETITION BUREAU SEEKS COMMENT ON PETITION OF 800 RESPONSE FOR DECLARATORY RELIEF OR FURTHER RULEMAKING

CC Docket No. 95-155
CC Docket No. 96-115

Comment Date: November 19, 2018
Reply Comment Date: December 3, 2018

By this Public Notice, the Wireline Competition Bureau (Bureau) seeks comment on a Petition seeking emergency declaratory relief, or a further rulemaking in the alternative (Petition), filed by 800 Response Information Services LLC (800 Response) on October 10, 2018.¹ In its Petition, 800 Response seeks relief under sections 202, 222, and 251 of the Communications Act of 1934, as amended,² to prohibit carriers from “block[ing] interconnection to their location platform for toll-free calls initiated on their networks, or to otherwise impose upon connecting carriers and providers of toll-free telephone service an obligation to obtain the consent of customers to use their location for purposes of routing their calls to a toll-free number.”³

The Petition references documents addressing related Customer Proprietary Network Information and toll free routing issues that the North American Numbering Council (NANC) Future of Numbering Working Group and the Alliance for Telecommunications Industry Solution (ATIS) SMS/800 Number Administration Committee previously and separately filed.⁴ The Bureau also seeks comment on the issues raised in the referenced NANC and ATIS documents. Although the Petition requests emergency action by October 19, 2018, the Bureau finds a longer comment period is necessary to allow the public adequate opportunity to evaluate and comment on the issues in question.

Pursuant to section 1.419 of the Commission’s rules, 47 CFR § 1.419, interested parties may file comments and reply comments on or before the dates indicated above. All filings should refer to CC Docket No. 95-155, and CC Docket No. 96-115. Filings must be addressed to the Commission’s Secretary, Office of the Secretary, Federal Communications Commission. Comments may be filed by paper or by using the Commission’s Electronic Comment Filing System (ECFS). *See Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

¹ *See generally* Petition of 800 Response Information Services LLC for Emergency Declaratory Relief, or in the Alternative, Petition for Further Rulemaking, CC Docket No. 96-115 (filed Oct. 10, 2018) (Petition), <https://ecfsapi.fcc.gov/file/101020646940/Corrected%20Petition%20for%20Emergency%20Declaratory%20Ruling.pdf>.

² *See* Petition at 1, 10; *see also* 47 U.S.C. §§ 202, 222, 251.

³ Petition at 1.

⁴ *See* Petition Attach. C, Future of Numbering Working Grp., N. Am. Numbering Council, *Geographic Routing of Toll Free Services* (2015); Petition Attach A, Letter from Thomas Goode, ATIS General Counsel, to Ann Stevens, Deputy Division Chief, Competition Policy Division, FCC Wireline Competition Bureau (Apr. 16, 2015).

- Electronic Filers: Comments and replies may be filed electronically via ECFS: <http://apps.fcc.gov/ecfs>.
- Paper Filers: Parties who choose to file by paper must file an original and one copy of each filing. 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 hand-delivered or messenger-delivered paper filings for the Commission's Secretary must be delivered to FCC Headquarters at 445 12th Street, 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 9050 Junction Drive, Annapolis Junction, MD 20701.
 - 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 & Governmental Affairs Bureau at (202) 418-0530 (voice) or (202) 418-0432 (tty).

Proceedings 95-155 and 96-115 have been designated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules.⁵ 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 E. Alex Espinoza, Competition Policy Division, Wireline Competition Bureau, at (202) 418-0849 or via email at alex.espinoza@fcc.gov.

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⁵ See 47 CFR §§ 1.1200(a), 1.1206.