



PUBLIC NOTICE

Federal Communications Commission
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DA 20- 1061
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WIRELINE COMPETITION BUREAU SEEKS COMMENT ON REFUND AND PAYMENT PLAN OF NORTHERN VALLEY COMMUNICATIONS, LLC

WC Docket No. 20-11
Transmittal No. 12

Comment Date: September 24, 2020

By this Public Notice, the Wireline Competition Bureau (Bureau) seeks comment on the Refund and Payment Plan filed by Northern Valley Communications, LLC (Northern Valley) on September 8, 2020.¹ Northern Valley filed its plan in response to a Commission order that concluded the investigation into Northern Valley's tariffed rates for the delivery of traffic to its end office and directed the Bureau to determine the amounts of the refunds Northern Valley is required to make as a result of that order.²

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 date indicated above. 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://apps.fcc.gov/ecfs/>.
- 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 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.
- Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must

¹ See Letter from G. David Carter, Counsel for Northern Valley Communications, LLC, to Marlene H. Dortch, Secretary, FCC, WC Docket No. 20-11, Transmittal No. 12 (filed Sept. 8, 2020) (Refund and Payment Plan of Northern Valley Communications, LLC). There is a Protective Order in this proceeding. *Northern Valley Communications, LLC, Tariff F.C.C. No. 3*, WC Docket No. 20-11, Transmittal No. 12, Protective Order, DA 20-297 (WCB Mar. 19, 2020).

² *Northern Valley Communications, LLC, Tariff F.C.C. No. 3*, WC Docket No. 20-11, Transmittal No. 12, Memorandum Opinion and Order, FCC 20-78, at 23, para. 52 (June 11, 2020), *appeal docketed, Northern Valley Commc'ns, LLC v. FCC*, No. 20-1287 (D.C. Cir. July 29, 2020).

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.

- Effective March 19, 2020, and until further notice, the Commission no longer accepts any hand or messenger delivered filings. This is a temporary measure taken to help protect the health and safety of individuals, and to mitigate the transmission of COVID-19. See FCC Announces Closure of FCC Headquarters Open Window and Change in Hand-Delivery Policy, Public Notice, DA 20-304 (March 19, 2020). <https://www.fcc.gov/document/fcc-closes-headquarters-open-window-and-changes-hand-delivery-policy>

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).

Ex Parte Rules. The proceeding is considered a “permit-but-disclose” proceeding in accordance with the Commission’s ex parte rules.³ 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 this proceeding should familiarize themselves with the Commission’s ex parte rules.

For further information, please contact Marv Sacks, Wireline Competition Bureau, Pricing Policy Division, at (202) 418-1520 or via email at marvin.sacks@fcc.gov.

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³ 47 C.F.R. §§ 1.1200 *et seq.*