

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)
AT&T Corp.,)
Complainant,)
v.)
Iowa Network Services, Inc., d/b/a)
Aureon Network Services,)
Defendant.)
Proceeding Number 17-56
Bureau ID Number EB-17-MD-001

ORDER OF DISMISSAL

Adopted: June 24, 2021

Released: June 24, 2021

By the Chief, Markets Dispute Resolution Division, Enforcement Bureau:

I. INTRODUCTION

1. AT&T filed a Formal Complaint against Aureon in the above-captioned proceeding on June 8, 2017 (Complaint). The Commission granted AT&T’s Complaint, in part, and then later resolved the Parties’ petitions for reconsideration.

2. Both parties subsequently filed petitions for review, which the U.S. Court of Appeals for the D.C. Circuit granted in part, and denied in part, on August 4, 2020.

3. On June 23, 2021, the Parties’ jointly moved to dismiss the Complaint with prejudice because they have entered into a settlement agreement.

4. We are satisfied that granting the Joint Motion will serve the public interest by promoting the private resolution of disputes, eliminating the need for further litigation, and conserving the resources of the Parties and this Commission.

II. ORDERING CLAUSE

5. Accordingly, IT IS ORDERED that, pursuant to sections 4(i), 4(j), 201, 203, and 208 of the Communications Act, 47 U.S.C. §§ 154(i), 154(j), 201, 203, and 208, and sections 0.111, 0.311, and

1 See AT&T Corp. v. Iowa Network Services, Inc., d/b/a Aureon Network Services, Memorandum Opinion and Order, 33 FCC Rcd 9677 (2017); Order on Reconsideration, 33 FCC Rcd 7964 (2018); Second Order on Reconsideration, 33 FCC Rcd 11855 (2018).

2 See AT&T Corp. v. FCC, 970 F.3d 344 (D.C. Cir. 2020).

3 Joint Motion to Dismiss Formal Complaint, Proceeding No. 17-56, Bureau ID No. EB-17-MD-001 (filed June 23, 2021) (Joint Motion).

1.720-1.740 of the Commission's rules, 47 CFR §§ 0.111, 0.311, 1.720-1.740, that the Joint Motion **IS GRANTED** and that this proceeding **IS DISMISSED WITH PREJUDICE**.

FEDERAL COMMUNICATIONS COMMISSION

Rosemary H. McEnery
Chief, Market Disputes Resolution Division
Enforcement Bureau