

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

In the Matter of	)	Bureau ID No. EB-26-MDIC-0005
	)	
Hawaiian Telcom, Inc.,	)	
	)	
Petitioners,	)	
	)	
v.	)	
	)	
Hawaiian Electric Company, Inc.,	)	
	)	
Respondent.	)	

ORDER GRANTING REQUEST TO WITHDRAW PETITION FOR TEMPORARY STAY

Adopted: July 27, 2026**Released: July 27, 2026**

By the Chief, Market Disputes Resolution Division, Enforcement Bureau:

1. On July 15, 2026, petitioner Hawaiian Telcom, Inc. (Hawaiian Telcom) filed a Petition for Temporary Stay (Petition) pursuant to section 1.1403(d) of the Federal Communications Commission's (Commission) rules.¹ Hawaiian Telcom sought to stay the removal of twenty-two poles by respondent Hawaiian Electric Company, Inc. (HECo).² Hawaiian Telcom stated that it filed the Petition after receiving a notice of intent to remove the poles from HECo on June 20, 2026.³

2. On July 21, 2026, Hawaiian Telcom requested to withdraw its Petition after reaching an agreement with HECo.⁴ HECo confirmed that the parties resolved the issues raised in the Petition, and verified that Hawaiian Telcom would withdraw the Petition pursuant to the parties' agreement.⁵

3. Private resolution of disputes eliminates the need for costly litigation and preserves the Commission's and parties' time. Thus, we are satisfied that granting the request to withdraw the Petition serves the public interest.

¹ 47 CFR § 1.1403(d).

² See Petition for Temporary Stay, File No. EB-26-MDIC-0005, at 2 (filed July 15, 2026), <https://www.fcc.gov/ecfs/document/26110020440/1>.

³ See Petition at 2.

⁴ See E-mail from Randy Schoultheis, Regulatory Manager, Hawaiian Telcom, to Ryan McDonald, Attorney Advisor, Market Disputes Resolution Division, Enforcement Bureau (July 21, 2026, 5:05 p.m. ET); see also Memorandum of Understanding between Hawaiian Telcom and HECo, File No. EB-26-MDIC-0005, at 1 (filed July 21, 2026) <https://www.fcc.gov/ecfs/document/26110038752/1> (MOU).

⁵ See E-mail from Ria Zander, Counsel for HECo, to Ryan McDonald, Attorney Advisor, Market Disputes Resolution Division, Enforcement Bureau (July 21, 2026, 5:11 p.m. ET); see also MOU at 1 (explaining that both parties agreed that Hawaiian Telcom would withdraw the Petition).

4. Accordingly, IT IS HEREBY ORDERED, pursuant to sections 4(i), 4(j), 5(c), , and 224 of the Communications Act, 47 U.S.C. §§ 154(i), 154(j), 155(c), 224, and sections 0.111, 0.311, and 1.1403 of the Commission's rules, 47 CFR §§ 0.111, 0.311, and 1.1403, that the request to withdraw the Petition IS GRANTED and that this proceeding IS DISMISSED WITHOUT PREJUDICE.

FEDERAL COMMUNICATIONS COMMISSION

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