



PUBLIC NOTICE

Federal Communications Commission
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DA 96-1427

PLEADING CYCLE ESTABLISHED FOR COMMENTS ON AICC MOTION FOR ORDERS TO SHOW CAUSE AND TO CEASE AND DESIST

CCBPol 96-17

Released: August 23, 1996

On August 12, 1996, the Alarm Industry Communications Committee (AICC) filed a motion for orders to show cause and to cease and desist regarding the Ameritech Corporation (Ameritech). AICC requests, pursuant to Section 312(c) of the Communications Act of 1934, that the Commission direct Ameritech to show cause why its acquisition of the alarm monitoring business of Circuit City Stores Inc. is not in violation of Section 275(a)(2) of the Communications Act, as amended by the Telecommunications Act of 1996, and why it should not be ordered to rescind the purchase and cease and desist from soliciting or engaging in further purchases of the alarm monitoring assets of unaffiliated entities.

In addition, AICC requests that the Commission, pursuant to Section 312(b)(2) of the Act, issue a Cease and Desist Order directing Ameritech to rescind its Circuit City purchase and to refrain from soliciting for or engaging in any additional acquisitions of alarm monitoring businesses until February 8, 2001, the date on which the moratorium on such purchases expires.

Interested parties may file comments the above motion by **September 6, 1996**, and reply comments by **September 13, 1996**, with the Secretary, FCC, 1919 M Street, N.W., Washington, D.C. 20554. Two copies should be sent to Janice Myles, Common Carrier Bureau, FCC, Room 544, 1919 M Street, N.W., Washington, D.C. 20554, and one copy should be sent to the Commission's contractor for public service records duplication, International Transcription Service, Inc. (ITS), 2100 M Street, N.W., Suite 140, Washington, D.C. 20037. Parties filing comments in this non-docketed proceeding should include the Policy Division internal reference number, CCBPol 96-17, on their pleadings. The motion is available for inspection and copying in the Common Carrier Bureau's Public Reference Room, Room 575, 2000 M Street, N.W., Washington, D.C. 20554. Copies can also be obtained from ITS by calling (202) 857-3800.

Because this motion raises issues that are addressed in a pending rulemaking proceeding, we will treat this as a non-restricted proceeding in which *ex parte* communications are permitted but subject to disclosure under the Commission's *ex parte* rules. See *Implementation of the Telecommunications Act of 1996: Telemessaging, Electronic Publishing, and Alarm Monitoring Services*, CC Docket No. 96-152, Notice of Proposed Rulemaking, FCC 96-310 (rel. July 18, 1996). See generally 47 C.F.R. §§ 1.1200-1.1216. For further information contact Janice Myles, Policy and Program Planning Division, Common Carrier Bureau, at (202) 418-1577.

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