



PUBLIC NOTICE

Federal Communications Commission
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DA 98-1582

PLEADING CYCLE ESTABLISHED FOR COMMENTS ON PETITION FOR WAIVER OF CUSTOMER PROPRIETARY NETWORK INFORMATION RULES

CC Docket No. 96-115

Released: August 7, 1998

On July 20, 1998, the Connecticut Department of Public Utility Control (DPUC) filed a petition seeking a waiver of the Customer Proprietary Network Information (CPNI) requirements contained in 47 C.F.R. § 64.2007(2) iii and v, which prohibit the transfer of CPNI without affirmative customer consent. Specifically, the DPUC seeks a waiver of these rules for the limited purpose of allowing the transfer of CPNI during balloting for local exchange carriers in the Local Exchange Election Process established in Connecticut by the DPUC. The DPUC argues that without this waiver, the balloting process cannot proceed and effective local competition will be thwarted.

Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies. *See Electronic Filing of Documents in Rulemaking Proceedings*, 63 Fed. Reg. 24,121 (1998). Parties who file by paper must file an original and 4 copies of their comments on before August 24, 1998, and an original and 4 copies of their reply comments on or before September 1, 1998. All pleadings must be filed with the Secretary, FCC, 1919 M Street, N.W., Washington, D.C. 20554 and must reference CC Docket No. 96-115. An additional copy of all pleadings should also be sent to Janice Myles, Common Carrier Bureau, FCC, Room 544, 1919 M Street, N.W., Washington, D.C. 20554, and to the Commission's contractor for public service records duplication: International Transcription Services, Inc. (ITS, Inc.), 1231 20th Street, N.W., Washington, D.C. 20036.

Parties who choose to file by paper should also submit their comments and reply comments on diskette. These diskettes should be submitted to: Cecilia Stephens, FCC, Room 544, 1919 M Street, N.W., Washington, D.C. 20554. Such a submission should be on a 3.5 inch diskette formatted in an IBM compatible format using WordPerfect 5.1 for Windows or compatible software. The diskette should be accompanied by a cover letter and

should be submitted in "read only" mode. The diskette should be clearly labelled with the commenter's name, proceeding (including the lead docket number in this case Docket No. 96-115, type of pleading (comment or reply comment), date of submission, and the name of the electronic file on the diskette. The label should also include the following phrase "Disk Copy - Not an Original." Each diskette should contain only one party's pleadings, preferably in a single electronic file. In addition, commenters must send diskette copies to the Commission's copy contractor, International Transcription Service, Inc., 1231 20th Street, N.W., Washington, D.C. 20037.

Comments filed through the ECFS can be sent as an electronic file via the Internet to <<http://www.fcc.gov/e-file/ecfs.html>>. Generally, only one copy of an electronic submission must be filed. If multiple docket or rulemaking numbers appear in the caption of this proceeding, however, commenters must transmit one electronic copy of the comments to each docket or rulemaking number referenced in the caption. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to ecfs@fcc.gov, and should include the following words in the body of the message, "get form <your e-mail address.>" A sample form and directions will be sent in reply.

DPUC's petition is available for public inspection and copying during normal business hours in the FCC's Public Reference Center, Room 239, 1919 M Street, N.W., Washington, D.C. 20554. Copies can also be obtained from ITS at 2131 20th Street, N.W., Washington, D.C. 20036, or by calling ITS at (202) 857-3800 or faxing ITS at 202-857-3805.

We will treat this proceeding as "permit, but disclose" for purposes of the Commission's *ex parte* rules. See generally 47 C.F.R. §§ 1.1200-1.1216. Parties making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must contain a summary of the substance of the presentation and not merely a listing of the subjects discussed. More than a one or two sentence description of the views and arguments presented is generally required. See 47 C.F.R. § 1.1206(b)(2), as revised. Other rules pertaining to oral and written presentations are set forth in section 1.1206(b) as well. Interested parties are to file with the Commission Secretary and serve Janice Myles and ITS with copies of any written *ex parte* presentations or summaries of oral *ex parte* presentations in these proceedings in the manner specified above.

For further information contact Janice Myles of the Policy and Program Planning Division, Common Carrier Bureau, at (202) 418-1577.

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