



# NEWS

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Federal Communications Commission  
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Washington, D. C. 20554

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This is an unofficial announcement of Commission action. Release of the full text of a Commission order constitutes official action. See MCI v. FCC, 515 F.2d 385 (D.C. Circ 1974).

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May 17, 2000

## OPEN PROCEEDINGS

The following is a listing of current FCC Notices of Proposed Rulemaking (NPRMs) and Notices of Inquiry (NOIs) open for public comment, except routine petitions to amend the Table of Allotments. This listing also includes pertinent Public Notices (PNs) announcing comment subjects and dates. For additional information, contact Marilyn Abraham, Consumer Information Bureau at (202) 418-2374. Please note: as comment and reply comment periods expire, they are deleted from this listing. \*Asterisk indicates comment period deadline is past, but reply comment period still is open.

### CABLE SERVICES BUREAU

**DA 00-719; Released 3/30**

**CSB action, petition seeking declaratory ruling that certain restrictions of an Arizona Homeowners Association are preempted by the FCC's over-the-air reception devices rule.**

Comments due May 1, replies due May 16, 2000.

### COMMON CARRIER BUREAU

**CC 00-65; DA 00-750; PN 4/6**

Common Carrier Bureau is requesting comment on the Application by SBC Communications, Inc., for Authorization under Section 271 of the Communications Act to Provide In-Region, Interlata Service in the State of Texas. Contact Cecilia Stephens at (202) 418-1558.

**CC 96-45; PN 4/25/00; DA 00-915**

**GTE North Incorporated and Telephone USA of Wisconsin, LLC, seek waiver of the definition of "Study Area" in Part 36 of the Commission's Rules and Sections 61.41(C) and 69.3(3)(9) of the Commission's Price Cap Rules.**

On April 7, 2000, GTE North Incorporated and Telephone USA of Wisconsin, LLC, filed a joint petition for waiver of the definition of "study area" as set forth in Part 36 of the Commission's

rules. Comments due May 16; replies May 26. Contact: Adrian Wright, Common Carrier Bureau at (202) 418-7400.

**PN 05/1/00; DA 00-962**

**Cinergy Corporation seeks Commission determination of "Exempt Telecommunications Company" status.**

On April 17, 2000, Cinergy Corporation, pursuant to Section 34(a)(1) of the Public Utility Holding Company Act of 1935 filed a consolidated application for Cadence Network, Inc., Cinergy-Cadence, Inc., New Century-Cadence, Inc., and Progress Holdings, Inc., requesting a Commission determination that are exempt telecommunications companies. Comments due May 22; replies June 5.

**PN 05/1/00; DA 00-963**

**Goddard GigaPop, LLC seeks Commission determination of "Exempt Telecommunications Communications Company" status.**

On April 20, 2000, Goddard GigaPop, LLC, pursuant to Section 34(a)(1) of the Public Utility Holding Company Act of 1935 filed an application requesting a Commission determination that it is an exempt telecommunications company. Comments due May 22; replies June 5. Contact: Al McCloud (202) 418-2499 or Marty Schwimmer (202) 418-2320.

**PN 5/2/00; DA 00-968**

**Energy East Telecommunications, Inc. seeks Commission determination of "Exempt Telecommunications Company" status under the Public Utility Holding Company Act of 1935, as amended by Section 103 of the Telecommunications Act OF 1996.**

On April 24, 2000, Energy East Telecommunications, Inc., pursuant to Section 34(a)(1) of the Public Utility Holding Company Act of 1935 filed an application requesting a Commission determination that it is an exempt telecommunications company. Comments due May 23; replies due June 6. Contact: Al McCloud , Network Services Division at (202) 418-2499 or Marty Schwimmer at (202) 418-2320.

**PN 5/2/00; DA 00-969**

**Allegheny Communications Connect of Virginia, Inc. seeks Commission determination of "Exempt Telecommunications Company" status under the Public Utility Holding Company Act of 1935.**

On April 24, 2000, Allegheny Communications Connect of Virginia, Inc., pursuant to Section 34(a)(1) of the Public Utility Holding Company Act of 1935 filed an application requesting a Commission determination that it is an exempt telecommunications company. Comments due

May 23; replies June 6. Contact: Al McCloud, Network Services Division at (202) 418-2499 or Marty Schwimmer at (202) 418-2320.

**PN 5/2/00**

**Comments invited on U S West's application to discontinue operation of Telecommunications facilities within thirty-two Iowa exchanges.**

On April 14, 2000, U S WEST Communications, Inc., filed an application requesting authority under section 214(a) of the Communications Act of 1934, 47 U.S.C. § 214(a), and section 63.71 of the Federal Communications Commission's rules, 47 C.F.R. § 63.71, to discontinue operation of 32 Iowa exchanges. Comments due May 23. Contact: Al McCloud at (202) 418-2499 or Marty Schwimmer at (202) 418-2320.

**PN 5/3/00**

**Comment sought on Ameritech's amended petition, requesting approval of certain LATA boundary adjustments to permit Ameritech Communications Services to offer competitive local exchange service entity in Ohio.**

On November 24, 1999, Ameritech filed a petition requesting approval of certain local access and transport area boundary adjustments in Ohio. Comments due May 17; replies May 24. Contact: Alan Thomas or Al McCloud at (202) 418-2320.

**PN 5/4/00**

**Request of Massachusetts Department of Telecommunications and Energy for review of Common Carrier Bureau's denial of Bell Atlantic's request for LATA boundary modification for Erving, MA.**

On April 14, 2000, the Massachusetts Department of Telecommunications and Energy filed an Application for Review of the *Erving LATA Order*. Comments due May 24; replies June 8. Contact: Alan Thomas or Al McCloud (202) 418-0484.

**PN 5/5/00**

**Corrected copy -- Comment sought on Ameritech's amended petition requesting approval of certain LATA boundary adjustments to permit Ameritech Communications services to offer competitive local exchange service entity in Ohio.**

On April 10, 2000, petitioner filed an amendment to its November 24, 1999 petition reflecting a change in business plans. Ameritech and its parent, SBC Communications Inc., have now determined that SBC Telecom, Inc. ("SBC Telecom") will assume the responsibility for the services contemplated to be provided in the Cincinnati and Lebanon, Ohio. Comments due May 17, 2000; replies May 24. Contact: Alan Thomas or Al McCloud 202-418-2320.

**CC 96-45; PN 5/8/00; DA 00-1014**

**Centurytel of Central Wisconsin, LLC and GTE North Inc. seek waiver of the definition of "Study Area" in Part 36 of the Commission's Rules and Sections 61.41(C) and 69.3(E)(9) of the Commission's price cap rules.**

On April 25, 2000, CenturyTel of Central Wisconsin (CenturyTel) and GTE North Incorporated filed a joint petition for waiver of the definition of "study area" as set forth in Part 36 of the Commission's rules. That definition constitutes a rule freezing all study area boundaries. Comments due May 30, 2000, replies June 9. Contact: Adrian Wright (202) 418-0484.

**DA 00-1018; PN 5/8/00**

**San Carlos Apache Telecommunications Utility, Inc. seeks waiver of Sections 36.611 and 36.612 of the Commission's Rules.**

On April 10, 2000, the San Carlos Apache Telecommunications Utility, Inc. filed a petition for waiver of sections 36.611 and 36.612 of the Commission's rules, 47 C.F.R. §§ 36.611, 36.612. The waiver would enable San Carlos to receive universal service support for the period beginning September 1997 through August 1999 and would require the Commission to direct the Universal Service Administrative Company to disburse these payments consistent with San Carlos' request. Comments due May 22; replies June 5. Contact: Gene Fullano 202-418-7400.

**CC 96-45; PN 5/8/00; DA 00-1019**

**Wyoming Public Service Commission files for waiver of the non-rural high-cost universal service support targeting requirements included in Sections.**

On March 31, 2000, the Wyoming Public Service Commission (WPSC) filed a petition requesting waiver of sections 54.309 and 54.311 of the Commission's rules, 47 C.F.R. §§ 54.309, 54.311, which require states to target federal non-rural high-cost universal service support, including forward-looking support and interim hold-harmless support, to high-cost wire centers. Comments due May 22; replies June 5. Contact: Paul Garnett (202) 418-0484.

**PN 5/9/00; DA 00-1027**

**Altoona area school district, Altoona, Pennsylvania/Ralls independent school district, Ralls, Texas.**

Altoona area school district, Altoona, Pennsylvania/Ralls Independent school district, Ralls, Texas. Extended the time period for taking action in the requests for review of decisions by the Schools and Libraries Division for sixty-days from the original ninety-day deadline to July 6, 2000 for the request for review by Altoona Area School District and July 10, 2000 for the request for review filed by Ralls Independent School District. Action by Chief, Common Carrier Bureau.

**CC 96-61; PN 5/9/00; DA 00-1028**

**Domestic, interexchange carrier detariffing order takes effect/Common Carrier Bureau implements nine-month transition period/comment sought on modifications to transition plan.**

On May 1, 2000, the Commission's 1996 Order detariffing the interstate, domestic, interexchange services of nondominant interexchange carriers (IXCs) became effective. In this Notice, the Common Carrier Bureau (1) implements a nine-month transition period ending January 31, 2001. Comments due May 31, 2000, replies June 9. Contact: Peter Friedman at (202) 418-1400.

**DA 00-1037; PN 5/10/00**

**Aerie Networks, Inc. seeks Commission determination of "Exempt Telecommunications Company" status under the Public Utility Holding Company Act.**

On April 26, 2000, Aerie Networks, Inc. pursuant to Section 34(a)(1) of the Public Utility Holding Company Act of 1935 filed an application requesting a Commission determination that it is an exempt telecommunications company. Comments due May 31; replies June 7. Contact: Al McCloud at (202) 418-2499 or Marty Schwimmer at (202) 418-2320.

**DA 00-1038; PN 5/10/00**

**Usource, Inc. seeks Commission determination of "Exempt Telecommunications Company" status under the Public Utility Holding Company Act.**

On April 17, 2000, Usource, Inc. pursuant to Section 34(a)(1) of the Public Utility Holding Company Act of 1935 filed an application requesting a Commission determination that it is an exempt telecommunications company. Comments due May 31; replies June 7. Contact: Al McCloud at (202) 418-2499 or Marty Schwimmer at (202) 418-2320.

**MASS MEDIA BUREAU**

**MM 00-39; FCC 00-83; NPRM (adopted 3/6); Released 3/8**

**FCC commences periodic review of digital television conversion.**

Comments due May 17; replies due June 16, 2000. Contact Gordon Godfrey at (202) 418-2190 or Mania Baghdadi at (202) 418-2120.

**MM 00-44; FCC 00-93; NPRM (adopted 3/9); Released 4/6**

**In The Matter of Extension of the Filing Requirement for Children's Television Programming Reports (FCC Form 398).**

The Commission seeks comments on the proposed amendment to Section 73.3526(e)(11)(iii) of the Commission's Rules to continue indefinitely the requirement that commercial broadcast

television licensees file on an annual basis their quarterly Children's Television Programming Reports (FCC Form 398). Comments are due June 12; reply comments due July 12, 2000.

## **OFFICE OF PLANS AND POLICY**

**PP 00-67; FCC 00-137; NPRM (adopted 4/13); PN 4/17**

### **In the Matter of Compatibility Between Cable Systems and Consumer Electronics Equipment.**

By NPRM, The Commission seeks comment on rules to resolve outstanding issues regarding the compatibility of cable television systems, digital television receivers, set-top boxes, and other equipment used consumers to receive and enjoy programming and other services available over cable television cables. Comments due May 24; reply comments due June 8, 2000.

## **WIRELESS TELECOMMUNICATIONS BUREAU**

**WT 00-32; FCC 00-63; NPRM (adopted 2/23); Released 2/29**

### **In the Matter of the 4.9 GHz band transferred from federal government to private sector use as substitute spectrum for the band 4635-4685 MHz reclaimed for Federal Government use.**

Comments due April 26, 2000; reply comments due May 17, 2000.

**WT 00-48; FCC 00-105; NPRM &MO&O (adopted 3/17); Released 3/24**

### **Amendment of Parts 13 and 80 of the Communications Rules concerning Maritime Communication proposed to consolidate, revise and streamline Rules governing maritime communications pursuant to requests from the National GMDSS Implementation Task Force and Globe Wireless, Inc.**

Comments due 90 days after Federal Register publication and Reply comments due 120 days after Federal Register publication.

**DA 00-687; PN 3/27**

### **Federal Register Publication of the Second Further Notice of Proposed Rule Making regarding the licensing of cellular service and other commercial mobile radio services in the Gulf of Mexico.**

Comments due 20 days after publication in the Federal Register; replies due 34 days after publication in the Federal Register. Contact Davida Grant at (202) 418-7050.