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Federal Communications Commission
445 12th Street, S.W.
Washington, D. C. 20554

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).

July 30, 2001

OPEN PROCEEDINGS

The following is a listing of current FCC Notices of Proposed Rulemaking (NPRMs) and Notices of Inquiry (NOIs) open for public comment; however, routine petitions to amend the Table of Allotments are not included. This listing also includes pertinent Public Notices (PNs) announcing comment subjects and dates. For additional information, contact Marilyn Abraham (202) 418-2374 in the Consumer Information Bureau. Please note: as comment and reply comment periods expire, they are deleted from this listing. An asterisk indicates that the comment period deadline has past, but the reply comment period is still open.

CABLE SERVICES BUREAU

CS 01-129; NOI 06/25/01 (adopted 06/20/01); FCC 01-191

In the Matter of Annual Assessment of the Status of Competition in the Market for the Delivery of Video Programming.

The Commission seeks information that will allow it to evaluate the status of competition in the video marketplace, prospects for new entrants to that market, and its effect on the cable television industry and consumers. Comments due August 3; replies due September 5. Contact: Marcia Glauber at (202) 418-7200 (Voice), (202) 418-7172 TTY.

COMMON CARRIER BUREAU

PN 06/08/01; DA 01-1403

Commission Seeks Further Comment in Phase 2 of the Comprehensive Review of the Accounting Requirements and Armis Reporting Requirements for Incumbent Local Exchange Carriers.

The Commission seeks comment on the additions, consolidations, or eliminations of Class A and Class B accounts listed in the attachment to the Public Notice referenced above. Comments due 20 days after publication in the Federal Register; replies due 30 days after publication in the Federal Register.

CC 01-125; PN 06/15/01; DA 01-1394

Commission Seeks Comment on Application for Consent to Transfer Control Filed by Berkshire Cable Corporation d/b/a Berkshire Long Distance and Citizens Communications Company.

On May 21, 2001, Berkshire Cable Corporation d/b/a Berkshire Long Distance and Citizens Communications Company filed applications pursuant to sections 214 and 310(d) of the Communications Act of 1934, as amended, 47 U.S.C. § § 214, 310(d), requesting Commission approval to transfer control to Citizens of Commission, licenses and authorizations held by Berkshire to provide domestic and international telecommunications services. Comments due within 30 days following the release of the Public Notice. Final action will be taken 31 days following the date of the Public Notice. Contact: Aaron Goldberger at (202) 418-1580.

CC 96-45; PN 06/20/01; DA 01-1458

Common Carrier Bureau Seeks Comment on Translation of Cost Model to Delphi Computer Language and Announces Posting of Updated Cost Model.

The Commission seeks comment on whether it should use the Delphi version for purposes of calculating support amounts for 2002. Comments due 45 days after publication in the Federal Register; replies due 60 days after publication in the Federal Register. Contact: Katie King or Tom Buckley at (202) 418-0725.

CC 96-150; PN 06/21/01; DA 01-1462

Common Carrier Bureau Seeks Comments on Verizon Section 272 Compliance Biennial Audit Report.

The Commission seeks comment on the above-captioned report. Comments due August 20. Contact: Hugh L. Boyle at (202) 418-7147 or Anthony Dale at (202) 418-2260.

CC 01-138; PN 06/21/01; DA 01-1486

Comments Requested on the Application by Verizon Pennsylvania, Inc. for Authorization under Section 271 of the Communications Act to Provide In-Region, InterLATA Service in the State of Pennsylvania.

On June 21, 2001, Verizon Pennsylvania, Inc., Verizon Long Distance, Verizon Enterprise Solutions, Verizon Global Networks, Inc., and Verizon Select Services, Inc. filed an application for authorization to provide in-region, interLATA service in the State of Pennsylvania, pursuant to section 271 of the Communications Act of 1934, 47 U.S.C. § 271. Comments due July 11*; replies due August 6. Contact: Robert S. Tanner at (202) 418-1535.

CC 80-286; PN 06/22/01; DA 01-1496

Common Carrier Bureau Seeks Comment on Proposed Streamlined ARMIS 43-04 (Jurisdictional Separations) Report.

On May 22, 2001, the Commission adopted the recommendation of the Federal-State Joint Board to impose an interim freeze of certain jurisdictional cost categories and allocation factors. Comments due 20 days after date of publication in the Federal Register; replies due 35 days after date of publication in the Federal Register. Contact: Andrew Mulitz at (202) 418-0827.

CC 01-139; PN 06/25/01; DA 01-1517

Pleading Cycle Established for Comments on Application of Iowa for Order Pursuant to Section 251(H)(2).

On June 18, 2001, Iowa Telecommunications Service, Inc. filed an application requesting that the Commission issue an Order, pursuant to section 251(h)(2) of the Communications Act, deeming Lost Nation-Elwood Telephone Company to be the incumbent local exchange carrier in Oxford Junction Iowa, and reclassifying Iowa Telecom as a competitive local exchange carrier. Comments due June 25*; replies due August 9. Contact: Janice M. Myles at (202) 418-1580.

CC 95-116; PN 07/05/01; DA 01-1596

Pleading Cycle Established for Comments on Citizens Communications Company's Petition for Waiver of Section 52.33(a) of the Commission's Number Portability Rules.

On June 26, 2001, Citizens Communications Company filed a petition for waiver of section 52.33(a) of the Commission's rules. In its petition, Citizens seeks a waiver of section 52.33(a) to permit it to recover its long-term number portability costs through a bifurcated end-user charge. Comments due August 6; replies due August 21. Contact: Margaret Dailey at (202) 418-2396.

CC 96-45; PN 07/10/01; DA 01-1583

Illinois Consolidated Telephone Company and Odin Telephone Exchange, Inc. Seeks a Waiver of the Definition of "Study Area" in Part 36 of the Commission's Rules. Pleading Cycle Established.

On June 27, 2001, Illinois Consolidated Telephone Company and Odin Telephone Exchange, Inc. 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 July 24*; replies due August 7. Contact: Antoinette Stevens at (202) 418-7400 (Voice), (202) 418-0484 TTY.

CC 96-45; PN 07/10/01; DA 01-1605

Saddleback Communications and Qwest Corporation Seek a Waiver of the Definition of "Study Area" in Part 36 and Sections 61.41(c) and 69.3(e)(11) of the Commission's Rules. Pleading Cycle Established.

On June 12, 2001, Saddleback Communications and Qwest Corporation 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 August 9; replies due August 24. Contact: Gene Fullano at (202) 418-7400 (Voice), (202) 418-0484 TTY.

PN 07/13/01; DA 01-1672

Comments Sought on SBC Inc. Petition for Waiver of 47 C.F.R. § 32.27(c).

On July 2, 2001, Southwest Bell Communications, Inc. (SBC) filed a petition for waiver of the Commission's affiliate transactions rules. SBC requests that the Commission waive § 32.27(c) of its rules to allow SBC service affiliates to continue to offer services to another affiliate at fully distributed cost pending the sale of that affiliate to a third party. Comments due August 15; replies due August 30. Contact: Ed Dashkin at (202) 418-0806 (Voice), (202) 418-0484 TTY.

PN 07/13/01; DA 01-1680

Comments Invited on Qwest Corporation Application to Discontinue Domestic Telecommunications Services.

On June 12, 2001, Qwest Corporation 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 Commission's rules, 47 C.F.R. § 63.71, to discontinue service to a segment of the telephone exchange in Phoenix, Arizona. Comments due August 10. Contact: Jon Minkoff at (202) 418-2353 (Voice) or Al McCloud at (202) 418-2499 (Voice), (202) 418-0484 TTY.

CC 98-67; PN 07/16/01; DA 01-1706

Common Carrier Bureau Seeks Comment on Requests for Temporary Waiver of Video Relay Service Requirements.

The Common Carrier Bureau seeks comment on the waiver requests filed by Hamilton Telephone Company and Sprint Communications. Both Hamilton and Sprint request temporary waiver of certain mandatory minimum requirements for providing Video Relay Services. Comments due 30 days after publication in the Federal Register; replies due 45 days after publication in the Federal Register. Contact: Pam Slipakoff at (202) 418-7705 (Voice), (202) 418-0484 TTY.

PN 07/23/01; DA 01-1753

Comments invited on Broadband Office Communications, Inc. Application to Discontinue Domestic Telecommunications Services.

On June 22, 2001, Broadband Office Communications, Inc., filed a defective 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 Commission's rules 47 C.F.R. § 63.71, to discontinue its

domestic telecommunications services. Comments due August 6. Contact: Jon Minkoff at (202) 418-2353 (Voice) or Al McCloud at (202) 418-2499 (Voice), (202) 418-0484 TTY.

PN 07/23/01; DA 01-1754

Comments Invited on Network Access Solutions Corporation and Network Access Solutions L.L.C. Application to Discontinue Domestic Telecommunications Services.

On July 19, 2001, Network Access Solutions Corporation (NAS) and its subsidiary, Network Access Solutions L.L.C., filed a joint 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 Commission's rules, 47 C.F.R. § 63.71, to discontinue providing domestic telecommunications services. Comments due August 6. Contact: Jon Minkoff at (202) 418-2353 (Voice) or Al McCloud at (202) 418-2499 (Voice), (202) 418-0484 TTY.

CC 01-150; Declaratory Ruling and NPRM 07/20/01 (adopted 07/12/01); FCC 01-205

Implementation of Further Streamlining Measures for Domestic Section 214 Authorizations.

The Commission seeks comment on (1) how best to streamline the application process to reduce the regulatory burden on applications and simplify application procedures (2) whether certain transactions merit treatment similar to that currently afforded pro forma assignments and transfers of control in the wireless and international context and (3) what treatment should apply where an internal corporate restructuring results in a new or existing subsidiary assuming interstate carrier operations under section 214 from an existing parent or affiliated company. Comments due 30 days after publication in the Federal Register; replies due 60 days after publication in the Federal Register.

CONSUMER INFORMATION BUREAU

CC 98-67; PN 06/29/01; DA 01-1555

Consumer Information Bureau Seeks Additional Comment on the Provision of Improved Telecommunications Relay Service. Pleading Cycle Established.

The Commission seeks comment on the provision of improved Telecommunications Relay Service (TRS). Title IV of the Americans with Disabilities Act requires the Commission to promulgate regulations on TRS, to make available to Americans with hearing or speech disabilities telecommunications services that are functionally equivalent to those available to individuals without disabilities. Comments due July 30; replies due August 20. Contact: Dana Jackson at (202) 418-2247 (Voice), (202) 418-7898 TTY or Brian Millin at (202) 418-7426 (Voice), (202) 418-7365 TTY.

ENFORCEMENT BUREAU

EB 01-66; NPRM 03/20/01 (adopted 03/13/01); FCC 01-88

Amendment of Part 11 of the Commission's Rules Regarding the Emergency Alert System (EAS).

The Commission seeks comment on requested revisions to the Part 11 rules governing the Emergency Alert System (EAS) set forth in petitions for rulemaking filed by the National Oceanic and Atmospheric Administration National Weather Service and the Society of Broadcast Engineers. In addition, the Commission proposed to revise Part 11 of the Rules to eliminate references to the now-defunct Emergency Action Notification network and its participants. Further, the Commission proposed to amend Part 11 to delete the requirement that international High Frequency broadcast stations purchase and install EAS equipment. Comments due 75 days after publication in the Federal Register; replies due 105 days after publication in the Federal Register.

INTERNATIONAL BUREAU

IB 97-95; FNPRM 05/31/01; (adopted 05/24/01); FCC 01-182

Allocation and Designation of Spectrum for Fixed-Satellite Services in the 37.5-38.5 GHZ, 40.5-41.5 GHZ and 48.2-50.2 GHZ Frequency Bands, et al.

The Commission has proposed to modify the band plan for the 36.051.4 GHz band. Comments due 60 days after publication in the Federal Register; replies due 90 days after publication in the Federal Register.

MASS MEDIA BUREAU

PN 05/22/01; DA 01-1264

Comment Sought on "Petition for Inquiry into Network Practices" Filed by Network Affiliated Stations Alliance.

On March 8, 2001, Network Affiliated Stations Alliance filed a Petition for Inquiry into network practices. The Commission seeks comment on the Petition and the responses to the Petition. Comments due July 23*; replies due August 22. Contact: Mania K. Baghdadi at (202) 418-2120.

OFFICE OF ENGINEERING AND TECHNOLOGY

ET 99-231; FNPRM & ORDER 05/11/01 (adopted 05/10/01); FCC 01-158

Amendment of Part 15 of the Commission's Rules Regarding Spread Spectrum Devices, WI-LAN, Inc. et al.

The Commission proposes to amend Part 15 of its rules to improve spectrum sharing by unlicensed devices operating in the 2.4 GHz band (2400 - 2483.5 MHz), provide for introduction of new digital transmission technologies, and eliminate unnecessary regulations for spread spectrum systems. Comments due 75 days after publication in the Federal Register; replies due 105 days after publication in the Federal Register. Contact: Neal L. McNeil at (202) 418-2408 (Voice), (202) 418-2989 TTY.

ET 01-75; ORDER 06/21/01 (adopted 06/20/01); DA 01-1470

Association for Maximum Service Television, Inc.

On June 15, 2001, the Association for Maximum Service Television, Inc. filed a motion pursuant to section 1.46 of the Commission's rules, to extend the period for filing comments and reply comments to the Notice of Proposed Rule Making in the above-captioned proceeding. Comments due July 9*; replies due August 7.

WIRELESS TELECOMMUNICATIONS BUREAU

WT 01-97; NPRM 05/07/01(adopted 04/27/01); FCC 01-148

In the Matter of Amendment of Section 90.20(e)(6) of the Commission's Rules to Revise the Authorized Duty Cycle on 173.075 MHz.

The Commission seeks comment on a proposal to amend Section 90.20(e)(6) of the Commission's rules to revise the authorized duty cycle for stolen vehicle recovery system (SVRS) operations on 173.075 MHz. Comments due 30 days after publication in the Federal Register; replies due 45 days after publication in the Federal Register. Contact: Freda Lippert Thyden at (202) 418-0627 (Voice), (202) 418- 7233 TTY.

WT 01-108; NPRM 05/17/01 (adopted 05/03/01); FCC 01-153

In the Matter of Year 2000 Biennial Regulatory Review - Amendment of Part 22 of the Commission's Rules to Modify or Eliminate Out dated Rules Affecting the Cellular Radiotelephone Service et al.

The Commission seeks comment on modification or elimination of certain other Part 22 rules that apply both to cellular and to other CMRS. The Commission also seeks comment on its proposal to eliminate or modify certain cellular anti-trafficking rules, specifically Sections 22.937, 22.943 and 22.945. Comments due: July 2*; replies due August 1.

CC 94-102; FNPRM 05/25/01 (adopted 05/23/01); FCC 01-175

In the Matter of Revision of the Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems.

The Commission is examining further the issue of non-service initialized mobile wireless phones used to make 911 calls and whether such phones should provide for call back by Public Safety Answering Points. Comments due July 9*; replies due August 8.

GEN 90-7; PN 06/18/01; DA 01-1385

Comments Invited on Region 20 (Washington, Maryland & Northern Virginia) Public Safety Plan Amendment.

On June 4, 2001, the Commission received an amendment request from the Region 20 Regional Planning Committee proposing to amend its 821-824/866-869 MHz Public Safety Plan that was adopted by the Commission on March 26, 1990. Comments due July 18*; replies due August 2. Contact: Joy Alford at (202) 418-0694 (Voice), (202) 418-7233 TTY.

CC 94-102; PN 06/27/2001; DA 01-1520

Wireless Telecommunications Bureau Seeks Comment on Petition for Reconsideration Regarding Allocation of Costs of E911 Implementation.

On June 6, 2001, four wireless carriers operating in King County, Washington filed a Petition for Reconsideration challenging the Bureau's May 7, 2001 response to a letter from the E911 Program Manager concerning the proper allocation of E911 implementation cases. Comments due July 30; replies due August 14. Contact: Jane Phillips at (202) 418-1310.

CC 94-102; PN 07/10/01; DA 01-1623

Wireless Telecommunications Bureau Seeks Further Comment on the Commission's Rules Concerning Public Safety Answering Point Requests for Phase II Enhanced 911.

The Commission seeks comment on what objective criteria a PSAP could be required to meet to demonstrate at the time it makes a request that it has taken sufficient steps to assure that it will be able to receive and utilize the E911 data prior to the delivery of service by the carrier. Comments due July 25*; replies due August 1. Contact: Peter G. Wolfe at (202) 418-1310.

CC 94-102; PN 07/11/01; DA 01-1628

WTB Seeks Comment on Wireless E911 Phase II Waiver Request Filed by Cingular Wireless, LLC.

The Commission seeks comment on Cingular Wireless LLC's request for a waiver of the Phase II rules to permit it to deploy a hybrid network and handset-based technology called Enhanced Observed Time Difference of Arrival throughout its Global System for Mobile Communications air interface network and a switch-based technology, similar to Mobile-Assisted Network

Location System, for its Time Division Multiple Access network. Comments due July 31; replies due August 10. Contact: Jennifer Salhus at (202) 418-1310.

CC 94-102; PN 07/12/01; DA 01-1650

WTB Seeks Comment on E911 Phase II Waiver Request Filed by Corr Wireless Communications, LLC.

On June 22, 2001, Corr Wireless Communications, LLC filed a petition requesting a temporary waiver of the Commission's Phase II rules to permit the carrier to deploy its network solution in conformity with its proposed graduated implementation schedule. The Wireless Telecommunications Bureau seeks comment on this waiver request. Comments due July 26*; replies due August 6. Contact: Steven Rangel or Dan Grosh at (202) 418-1310.

CC 94-102; PN 07/13/01; DA 01-1645

WTB Seeks Comment on Wireless E911 Phase II Amended Waiver Request Filed by D&E Omnipoint Wireless Joint Venture, L. P.

The Commission seeks comment on D&E Omnipoint Wireless Joint Venture's waiver request in the above-captioned proceeding. Comments due July 30; replies due August 6. Contact: Gregory Vadas at (202) 418-1310.

PN 07/13/01; DA 01-1674

WTB Seeks Comment on Summit Wireless' Request for Limited Waiver and Extension of Time to Construct.

Pursuant to section 1.925(c) of the Commission's rules, 47 C.F.R. § 1.925(c), the Wireless Telecommunications Bureau seeks comment on whether granting Summit's waiver request would further the public's interest in the above-captioned proceeding. Comments due July 27*; replies due August 3. Contact: Scott Mackoul at (202) 418-7498.

PN 07/16/01; DA 01-1659

Wireless Telecommunications Bureau Seeks Comment on Request for Waiver by Breitling U.S.A., Inc. for Type Certification of Breitling Emergency Watch Emergency Locator Transmitter.

Breitling U.S.A., Inc. is requesting a permanent waiver in the above-captioned proceeding. Comments due August 16; replies due August 31. Contact: Jim Shaffer at (202) 418-0687 (Voice), (202) 418-7233 TTY.

ORDER 07/23/01 (adopted 07/20/01); DA 01-1744

Jersey City, New Jersey, Police Department.

The Commission granted the Port Authority of New York and New Jersey and the City of Jersey City, New Jersey, Police Department's joint motion for extension of time to file comments in the above-captioned matter pursuant to Public Notice, DA 01-1422. Comments due August 10; replies due August 17.

WT 01-146; NPRM 07/24/01 (adopted 07/02/01); FCC 01-199

Part 90 of the Commission Rules and Policies.

The Commission seeks comment on the proposals set forth in the LMCC's Petition as well as other matters related to low power operations in the private land mobile radio (PLMR) 450-470 MHz band. Comments due 30 days after date of publication in the Federal Register; replies due 60 days after date of publication in the Federal Register.