



NEWS

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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).

September 4, 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

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 (voice).

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 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.

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.

CC 98-184; PN 08/01/01; DA 01-1790

Common Carrier Bureau Seeks Comment on Proposed Change to Verizon's Merger Performance Plan.

The Bell Atlantic/GTE Merger Order requires Verizon Communications, Inc. to publicly file performance data demonstrating its progress in opening its local markets to competitors as part of the Carrier-to-Carrier Performance Plan.

Verizon has requested the Common Carrier Bureau's approval to remove Illinois, Ohio, and Pennsylvania from the federal Carrier-to-Carrier Performance Plan. The Bureau seeks comment on Verizon's proposal. Comments due August 31*; replies due: September 15. Contact: Mark Stone at (202) 418-0816.

CC 96-45; PN 08/01/01; DA 01-1842

Common Carrier Bureau Seeks Comment on Guam Cellular and Paging, Inc. d/b/a Guamcell Communications Petition for Designation as a Eligible Telecommunications Carrier in the Territory of Guam. Pleading Cycle Established

On July 26, 2001, Guam Cellular and Paging, Inc. d/b/a Guamcell Communications filed a petition under section 214(e)(6) seeking designation as an eligible telecommunications carrier to receive federal universal service support for service offered in Guam. Comments due 30 days after publication in the Federal Register; replies due 45 days after publication in the Federal Register. Contact: Richard D. Smith or Anita Cheng at (202) 418-7400 (voice), (202) 418-0484 TTY.

ORDER 08/07/01 (adopted 08/06/01); DA 01-1882

Children's Home Society, Sioux Falls, South Dakota, et al.

The Commission extended for 30 days the deadline for resolution of the captioned Request for Review.

PN 08/16/01; DA 01-1956

Comments Sought on BellSouth Communications, Inc. Expedited Petition for Waiver of 47 C.F.R. Section 32.27(c).

On August 9, 2001, BellSouth Communications, Inc. (BST) filed an expedited petition for waiver of the Commission's affiliate transactions rules. In its petition, BellSouth requested that the Commission waive § 32.27© of its rules to allow BST to receive services from certain affiliates at "less than fully distributed cost" or at "no charge". Comments due September 17; replies due October 2. Contact: Debbie Weber at (202) 418-0812 (voice), (202) 418-0484 TTY.

CC 01-194; PN 08/20/01; DA 01-1952

Comments Requested on the Applications by SB Communications Inc. for Authorization Under Section 271 of the Communications Act to Provide In-Region, InterLATA Service in the State of Arkansas and Missouri.

On August 20, 2001, SBC Communications Inc. and its subsidiaries, Southwestern Bell Telephone Company and Southwestern Bell Communications Services, Inc., d/b/a Southwestern Bell Long Distance filed a joint application for authorization to provide in-region, interLATA service in the States of Arkansas and Missouri, pursuant to section 271 of the Communications

Act of 1934, as amended, 47 U.S.C. § 271. Comments due September 10; replies due October 4. Contact: Scott Bergmann at (202) 418-7102 or Michael Balmoris at (202) 418-1500.

CC 99-200; PN 08/20/01; DA 01-1966

Common Carrier Bureau Seeks Comment on Petition for Reconsideration Filed by Competitive Telecommunications Association and Personal Communications Industry Association.

The Commission seeks comment on Petitioners' request for reconsideration of the requirement to report forecast and utilization data for numbering resources in the 500 and 900 numbering plan areas. Comments due: September 19; replies due October 4. Contact: Tania Cho at (202) 418-2320 (voice), (202) 418-0484 TTY.

CC 96-128; PN 08/20/01; DA 01-1967

Common Carrier Bureau Seeks Comment on Petitions for Declaratory Ruling, Reconsideration and/or Clarification of the Payphone Compensation Second Order on Reconsideration.

The Commission seeks comment on the petitioners' requests for declaratory ruling, clarification and reconsideration. Comments due 30 days after publication in the Federal Register; replies due 45 days after publication in the Federal Register. Contact: Tania Cho at (202) 418-2320 (voice), (202) 418-0484 TTY.

CC 96-45; PN 08/21/01; FCC 01-J-1

Federal-State Joint Board on Universal Service (Joint Board) Seeks Comment on Review of the Definition of Universal Service.

The Joint Board invites comment on what services should be added to or removed from the list of core services eligible for federal universal service support and how those core service should be defined. Comments due 60 days from publication in the Federal Register; replies due 120 days from publication in the Federal Register. Contact: Greg Guice at (202) 418-7400 (voice), (202) 418-0484 TTY.

PN 08/22/01; DA 01-1978

Comments Sought on Roseville Telephone Company's Cost Allocation Manual.

On August 17, 2001, Roseville Telephone Company filed revisions to its cost allocation manual in accordance with Section 64.903 of the Commission's rules. Comments due September 21; replies due October 9. Contact: Debbie Weber at (202) 418-0812 (voice), (202) 418-0484 TTY.

CC 98-184; PN 08/23/01; DA 01-1987

Pleading Cycle Established for Comments on Verizon Ex Parte Filings Concerning Merger Conditions to be Waived for Verizon's xDSL Over Resold Lines Service.

On August 10, 2001, Verizon filed an ex parte letter listing several Bell Atlantic-GTE Merger Conditions that it argues should be waived by the Commission so that Verizon may offer for resale its digital subscriber line service over resold lines. Comments due September 5; replies due September 12. CCB. Contact: Cathy Carpino at (202) 418-1580 (voice).

PN 08/23/01; DA 01-1988

Comments Invited on 2nd Century Communications, Inc. Application to Discontinue Domestic Telecommunications Services.

On July 25, 2001, 2nd Century 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 Commission's rules, 47 C.F.R. § 63.71, to discontinue providing voice and data services in the following states (as well as the District of Columbia): California, Florida, Georgia, Illinois, Maryland, Massachusetts, Nevada, New York, North Carolina, Ohio, Pennsylvania, Tennessee, Texas, Virginia and Wisconsin. Comments due September 6. Contact: Jon Minkoff at (202) 418-2353 (voice) or Carmell Weathers at (202) 418-2325 (voice), (202) 418-0484 TTY.

PN 08/23/01; DA 01-1989

Comments Invited on LineDrive Communications Inc. Application to Discontinue Domestic Telecommunications Services.

On August 6, 2001, LineDrive 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 Commission's rules, 47 C.F.R. § 63.71, to discontinue its domestic interstate, operator, access, and international services in the state of Georgia. Comments due September 6. Contact: Jon Minkoff at (202) 418-2353 (voice) or Carmell Weathers at (202) 418-2325 (voice), (202) 418-0484 TTY.

CC 92-105; PN 08/24/01; DA 01-1994

Common Carrier Bureau Seeks Comment on the Petition for Waiver of 711 Implementation Rules Filed by CenturyTel, Inc.

On June 5, 2001, CenturyTel, Inc. filed a petition for waiver of the 711 implementation rules for 15 switches that cannot be upgraded to handle 711 calls by the October 1, 2001 deadline. The Commission seeks comment on CenturyTel's petition. Comments due September 24; replies due October 8. Contact: Tania Cho at (202) 418-2320 (voice), (202) 418-0484 TTY.

PN 08/24/01; DA 01-2009

Comments Invited on Rhythms Links Inc. Application to Discontinue Domestic Telecommunications Services.

On August 10, 2001, Rhythms Links 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 Commission's rules, 47 C.F.R. § 63.71, to discontinue its domestic telecommunications services in all 50 states. Comments due September 7. Contact: Jon Minkoff at (202) 418-2353 (voice) or Carmell Weathers at (202) 418-2325 (voice), (202) 418-0484 TTY.

PN 08/24/01; DA 01-2010

Comments Invited on Opus Correctional, Inc. Application to Discontinue Domestic Telecommunications Services.

On August 9, 2001, Opus Correctional, Inc. d/b/a LocTel 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 its domestic telecommunications services in the following states: Arkansas, Colorado, Florida, Illinois, Maryland, Michigan, Minnesota, New Jersey, Ohio, Oklahoma, Oregon, Pennsylvania, South Carolina, Texas, Washington, and West Virginia. Comments due September 7. Contact: Jon Minkoff at (202) 418-2353 (voice) or Carmell Weathers at (202) 418-2325 (voice), (202) 418-0484 TTY.

PN 08/24/01; DA 01-2011

Comments Invited on Mpower Communications Corp. Application to Discontinue Domestic Telecommunications Services.

On August 15, 2001, Mpower Communications Corp. 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 providing local, long distance, switched access, other access, DSL, and Internet access services in portions of the following areas: Emeryville, CA; La Mesa, CA; Pomona, CA; Atlanta, GA; Dallas/Ft. Worth, TX and Houston, TX. Comments due September 7. Contact: Jon Minkoff at (202) 418-2353 (voice) or Carmell Westhers at (202) 418-2325 (voice), (202) 418-0484 TTY.

CC 96-98; PN 08/28/01; DA 01-2030

Common Carrier Bureau Seeks Comment on Petition of ITC^DeltaCom Communications, Inc. for Waiver of Supplemental Order Clarification.

On August 16, 2001, ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom filed a Petition asking the Commission to waive the safe harbor requirements established in the *Supplemental Order Clarification* (CC Docket No. 96-98, FCC 00-183, rel. June 2, 2000).

Comments due September 18; replies due September 28. Contact Jeremy Miller or Julie Veach at (202) 418-1580 (voice).

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.

IB 01-185; NPRM 08/17/01 (adopted 08/09/01); FCC 01-225

In the Matter of Flexibility for Delivery of Communications by Mobile Satellite Service Providers in the 2 GHZ Band, the L-Band, and the 1.6/2.4 GHZ Band.

The Commission seeks comment on proposals to bring flexibility to the delivery of communications by mobile satellite service providers. Comments due 28 days after publication in the Federal Register; replies due 42 days after publication in the Federal Register.

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.

WIRELESS TELECOMMUNICATIONS BUREAU

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.

GEN 90-287; PN 07/26/01; DA 01-1649

Comments Invited on Northern California Area (Region 6) Public Safety Plan Amendment.

On June 11, 2001, the Commission received an amendment request from the Northern California (Region 6) Planning Update Committee proposing to amend its 821-824/866-869 MHz (800 MHz) Public Safety Plan. Comments due August 27*; replies due September 11. Contact: Joy Alford at (202) 418-0694 (voice), (202) 418-7233 TTY.

WT 91-143; PN 07/26/01; DA 01-1738

Comments Invited on Arizona (Region 3) Public Safety Plan Amendment.

On May 25, 2001, the Commission received an amendment request from the Arizona (Region 3) Regional Review Committee proposing to amend its 821-824/866-869 (800 MHz) Public Safety Plan. Comments due August 27*; replies due September 11. Contact: Joy Alford at (202) 418-0694 (voice), (202) 418-7233 TTY.

CC 94-102; PN 08/06/01; DA 01-1866

WTB Seeks Comment on Wireless E911 Phase II Waiver Request Filed by ALLTEL Communications, Inc.

On July 25, 2001, ALLTEL Communications, Inc. requested a waiver of the Phase II rules to permit it to deploy an assisted-global positioning satellite hybrid E911 Phase II solution on a

schedule that deviates from the schedule contained in the Commission's rules. Comments due August 27*; replies due September 6. Contact: Jennifer Salhus at (202) 418-1310.

WT 01-184; PN 08/07/01; DA 01-1872

WTB Seeks Comment on Wireless LNP Forbearance Petition Filed by Verizon Wireless.

On July 26, 2001, Verizon Wireless submitted a petition for forbearance from the LNP requirements. Comments due: September 21; replies due October 22. Contact: Jennifer Salhus at (202) 418-1310.

WT 01-193; PN 08/17/01; DA 01-1955

Chadmoore Wireless Group, Inc. and Nextel Communications, Inc. Seek Consent to assign 800 MHZ and 900 MHZ SMR Licenses.

Chadmoore Wireless Group, Inc. and Nextel Communications, Inc. filed an application under Section 310(d) of the Communications Act of 1934, as amended, seeking Commission approval to assign 1,062 licenses in the 800 MHz specialized mobile radio and the 900 MHz SMR service held by Chadmoore to Nextel. Petitions/Comments due September 17, 2001; oppositions due September 27, 2001; replies due October 4, 2001. Contact: Lauren Kravetz Patrich or Susan Sullivan Singer at (202) 418-7240.