



# NEWS

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**Federal Communications Commission**  
**445 12<sup>th</sup> Street, S.W.**  
**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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November 19, 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 98-82, 96-85; MM 92-264, 94-150, 92-51, 87-154; PN 10/12/01; DA 01-2374**

**Commission Seeks Comment on the Further Notice of Proposed Rulemaking Regarding the Cable Horizontal and Vertical Ownership Limits and Aspects of the Cable, Broadcast and MDS Attribution Rules.**

The Commission seeks comment on the above-captioned proceeding. Comments due December 26, 2001; replies due January 25, 2002. Contact: Daniel Hodes, Kiran Duwadi, Ava Holly Berland or Andrew Wise at (202) 418-7200, (202) 418-7365 TTY.

**CS 96-85, 98-82; ORDER 10/15/01 (adopted 10/12/01); DA 01-2390**

**Implementation of Section 11 of the Cable Television Consumer Protection and Competition Act of 1992.**

The Commission extended the time period for filing comments in the above-captioned proceeding until January 4, 2002; replies due February 4, 2002.

**CS 01-290; NPRM 10/18/01(adopted 10/11/01); FCC 01-307**

**Implementation of the Cable Television Consumer Protection and Competition Act of 1992.**

The Commission initiated proceedings to examine whether or not to extend the prohibition on exclusive contracts for satellite-delivered cable or satellite-delivered broadcast programming

between vertically integrated programming vendors and cable operators. Comments due December 3, 2001; replies due January 7, 2002.

## **COMMON CARRIER BUREAU**

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

**CC 01-174; NPRM 08/31/01 (adopted 07/31/01); FCC 01-218**

### **In the Matter of 2000 Biennial Regulatory Review – Requirements Governing the NECA Board of Directors and Requirements for the Computation of Average Schedule Company Payments.**

The Commission seeks comment on certain rules pertaining to the National Exchange Carrier Association. Comments due 30 days after publication in the Federal Register; replies due 45 days after publication in the Federal Register.

**CC 96-115, 96-149; ORDER and 2<sup>nd</sup> FURTHER NPRM 09/07/01 (adopted 8/28/01); FCC 01-247**

### **Customer Proprietary Network Information (CPNI).**

The Commission seeks comment on the responsibilities of carriers in obtaining consent from customers for the use of CPNI and, whether it should adopt opt-in or opt-out consent under Section 222(c)(1). Comments due 30 days after publication in the Federal Register; replies due 45 days after publication in the Federal Register.

**CC 96-262, 94-1; PN 09/17/01; DA 01-2163**

### **Initiation of Cost Review Proceeding for Residential and Single-Line Business Subscriber Line Charge (SLC) Caps.**

The Commission seeks comment on LECs price cap cost submissions described in CALLS Order, 15 FCC Rcd at 12994, para. 83. Cost information due October 17\*; comments due November 14\*; replies due November 28. Contact: Jennifer McKee at (202) 418-1530 (voice).

**CC 96-262, 94-1; PN 10/05/01; DA 01-2327**

**Limited Extension of Time to File Cost Submissions, Comments, and Reply Comments in the Cost Review Proceeding for Residential and Single-Line Business Subscriber Line Charge (SLC) Caps.**

On September 17, 2001, the Commission initiated a cost review proceeding to determine the appropriate residential and single-line business subscriber line charge caps for price cap local exchange carriers. Cost submissions due: November 16\*; comments due December 17; replies due January 9, 2002. Contact: Jennifer McKee, at (202) 418-1530.

**CC 01-288; PN 10/11/01; DA 01-2361**

**Pleading Cycle Established for Comments for BellSouth Petition for Waiver.**

On September 27, 2001, BellSouth Corporation filed a petition for a waiver to provide non-local, operator-assisted and electronic reverse directory services on an integrated basis without complying with the Commission's comparably efficient interconnection requirements. Comments due November 13\*; replies due November 29. Contact: Christine Newcomb or Janice Myles at (202) 418-1580 (voice).

**CC 96-45; PN 10/12/01; FCC 01J-2**

**Federal-State Joint Board on Universal Service Seeks Comment on Review of Lifeline and Link-Up Service for All Low-Income Consumers.**

The Joint Board seeks comment regarding its review of Lifeline/Link-Up, two federal support programs that are used to preserve and advance universal service and to ensure that quality telecommunications and information services are available to low-income consumers at just, reasonable and affordable rates, as required by the Telecommunications Act of 1996. Comments due 60 days from publication in the Federal Register; replies due 120 days from publication in the Federal Register. Contact: Anita Cheng or Dana Bradford at (202) 418-7400 (voice), (202) 418-0484 TTY.

**CC 01-300; PN 10/30/01; DA 01-2417**

**Commission Seeks Comment on Application Filed by Vartec Telecom Holding Company and Teleglobe Holdings (U.S.) Corporation for Consent to Transfer Control of Excel Communications, Inc. and its Wholly-Owned Subsidiaries, Excel, Telecommunications, Inc., Emeritus Communications, Inc. d/b/a Dial and Save Corporation, and Long Distance Wholesale Club, Inc.**

On October 3, 2001, VarTec Telecom Holding Company ("VarTec") and Teleglobe Holdings (U.S.) Corporation ("Teleglobe Holdings") filed an application requesting authority pursuant to § 214 of the Communications Act of 1934, as amended, ("the Act"), 47 U.S.C. § 214, and Section 63.01 of the Commission's Rules, 47 C.F.R. § 63.01, to transfer control of the domestic,

interstate operation of Excel Communications, Inc. (“Excel U.S.”) and its wholly-owned subsidiaries. Petitions to deny are due 30 days following the release of the Public Notice; final action will be taken 31 days following the date of the Public Notice. Contact: Tracey Wilson at (202) 418-1394 (voice) or Bill Dever at (202) 418-1578 (voice).

**PN 10/31/2001; DA 01-2469**

**National Exchange Carrier Association, Inc. 2002 Modification of Average Schedule Universal Service Formulas.**

On October 1, 2001, the National Exchanged Carrier Association, Inc. filed its 2002 Modifications of the Average Schedule Universal Service Formulas. If approved, the formulas would be scheduled to take effect on January 1, 2002 and remain in effect through December 31, 2002. Comments due November 14\*; replies due November 26. Contact: Steve Burnett at (202) 418-2257 (voice), (202) 418-0484 TTY.

**CC 96-262, 94-1; PN 11/01/01; DA 01-2547**

**Limited Extension of Time to File Comments and Reply Comments in the Cost Review Proceeding for Residential and Single-Line Business Subscriber Line Charge (SLC) Caps.**

The Commission granted The National Association of State Utility Consumer Advocates an extension of time for filing comments in response to their cost submissions. Cost Submissions due November 16, 2001; comments due January 24, 2002; replies due February 14, 2002. Contact: Jennifer McKee at (202) 418-1530 (voice).

**PN 11/02/01**

**Comments Sought on SBC Telecom petition Requesting Approval of Certain LATA Boundary Adjustments to Offer Competitive Local Exchange Service in Ohio.**

The FCC seeks comment on SBC Telecom’s September 6, 2001 petition as well as its proposal for expedited LATA review. Comments due November 22; replies due December 6. Contact: Alan Thomas at (202) 418-2320 (voice), (202) 418-0484 TTY.

**PN 11/06/01; DA 01-2587**

**Comments Invited on Souris River Telecommunications Company d/b/a SRT Long Distance Application to Discontinue Domestic Telecommunications Services.**

On October 22, 2001, Souris River Telecommunications Company d/b/a SRT Long Distance filed an application with the Commission 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 November 20. Contact: Carmell Weathers at (202) 418-2325 (voice) or Jon Minkoff at (202) 2353 (voice), (202) 418-0484 TTY.

**CC 01-268; PN 11/08/01; DA 01-2514**

**Pleading Cycle Established for Comments on US LEC Petition for Preemption Pursuant to 47 U.S.C. Section 252(e)(5).**

On September 25, 2001, US LEC filed a petition requesting the Commission to issue an order preempting jurisdiction of the Virginia Commission in an interconnection dispute between US LEC and Verizon-Virginia Ins. regarding reciprocal compensation. Comments due November 19; replies due November 28. Contact: John Stanley at (202) 418-1580 (voice), or email Stanley @ fcc.gov.

**CC 01-312; PN 11/08/01; DA 01-2571**

**Commission Seeks Comment on Domestic 214 Application Filed by Southwestern Bell Telephone Company ("SBTC" or Applicant) to Transfer Control to Southwestern Bell Telephone, L.P., as part of Pro Forma Transfer Corporate Control, Pleading Cycle Established.**

The Commission seeks comment on the above-captioned proceeding. Comments due 31 days after the date of the Public Notice. Contact: Tracey Wilson at (202) 418-1394 (voice) or Bill Dever at (202) 418-1578 (voice).

**CC 96-98; PN 11/08/01; DA 01-2602**

**Common Carrier Bureau Seeks Comment on Joint Petition for Expedited Temporary Waiver of 10-Digit Dialing Implementation Filed by New York State Public Service Commission, New York State Consumer Protection Board and City of New York.**

The Commission seeks comment on Petitioners' request for a temporary waiver of the 10-digit dialing implementation plan. Comments due November 23; replies due December 3. Contact: Tania Cho at (202) 418-2320 (voice), (202) 418-0484 TTY.

**PN 11/09/01; DA 01-2637**

**Comments Invited on Internet Commerce and Communications, Inc. Application to Discontinue Domestic Telecommunications Services.**

On November 9, 2001, Internet Commerce and Communications, Inc. filed an application with the Commission 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 November 23. Contact: Jon Minkoff at (202) 418-2353 (voice) or Carmell Weathers at (202) 418-2325 (voice), (202) 418-0484 TTY.

**CC 96-45, 96-98; PN 11/14/01; DA 01-2636**

**Common Carrier Bureau Announces Final Opportunity for Parties to Refresh Record Regarding Reconsideration of Rules Adopted in the Universal Service First Report & Order, Local Competition First Report & Order, and Local Competition Second Report & Order.**

The Commission seeks comment on the above-captioned proceeding. Comments due 30 days after publication in the Federal Register. Contact: Sheryl Todd at (202) 418-7400 (voice), (202) 418-0484 TTY.

**INTERNATIONAL BUREAU**

**IB 95-91; PN 11/01/01; DA 01-2570**

**Request for Further Comment on Selected Issues Regarding the Authorization of Satellite Digital Audio Radio Service Terrestrial Repeater Networks.**

The Commission seeks comment on the proposals described for the resolution of issues identified in the record that have not been addressed by commenters. Comments due 21 days after the Public Notice appears in the Federal Register; replies due 28 days after the Public Notice appears in the Federal Register.

**MASS MEDIA BUREAU**

**PN 11/05/01; DA 01-2565**

**Mass Media Bureau Action Comment Sought on Motion for Declaratory Ruling.**

On October 1, 2001, Lorillard Tobacco Company filed a Motion for Declaratory Ruling with the Commission pursuant to Section 1.2 of the Commission's Rules. Comments due December 5; replies due December 20. Contact: Roger Holberg at (202) 418-2130 (voice).

**PN 11/09/01; DA 01-2605**

**Auction of Construction Permits for New Analog Television Stations Scheduled for February 5, 2002. Comment Sought on Reserve Prices or Minimum Opening Bids and other Auction Procedural Issues.**

The Commission seeks comment on the above-captioned proceeding. Comments due November 26; replies due December 3. Contact: Kenneth Burnley at (202) 418-0660 (voice) or Linda Sanderson at (717) 338-2888 (voice).

**OFFICE OF ENGINEERING AND TECHNOLOGY**

**PN 10/05/01; DA 01-2308**

**Alaska Power & Telephone Co. Request for Waiver.**

On August 16, 2001, Alaska Power & Telephone Company, Inc., requested a waiver of Sections 15.319 and 15.321 of the Commission's rules to allow AP&T to operate isochronous (voice) devices in the unlicensed PCS (1910-1920 MHz) band thereby allowing it to provide fixed and mobile wireless telephone service in rural Alaska. Comments or oppositions due November 5\*; replies due November 20. Contact: Anh Wride at (202) 418-0577 (voice).

**ET 01-278; NPRM 10/15/01 (adopted 10/02/01); FCC 01-290**

**Review of Part 15 and other Parts of the Commission's Rules.**

The Commission seeks comment on the above-captioned proceeding. Comments due 75 days from date of publication in the Federal Register; replies due 105 days from date of publication in the Federal Register.

**ET 95-18; PN 11/08/01; DA 01-2610**

**Comments Requested on Motion for Stay of Mandatory Negotiation Period.**

The Commission seeks comment on the "Motion for Stay." Comments due November 30. Contact: Gary Thayer at (202) 418-2290 (voice).

**WIRELESS TELECOMMUNICATIONS BUREAU**

**WT 89-573; PN 10/16/01; DA 01-2385**

**Comments Invited on Philadelphia Metropolitan Area (Region 28) Public Safety Regional Plan Amendment.**

On September 12, 2000, Region 28 submitted a proposed amendment to its Public Safety Plan that would revise the current channel allotments to reflect changes made as a result of Region 28

Filing Window 6B. Comments due November 14\*; replies due November 29. Contact: Joy Alford at (202) 418-0694 (voice), (202) 418-7233 TTY.

**WT 01-289; NPRM 10/16/01 (adopted 10/10/01) FCC 01-303**

**Review of Part 87 of the Commission's Rules Concerning the Aviation Radio Service.**

The Commission proposed consolidating, revising and streamlining the rules in the above captioned-proceeding. Comments due 90 days after publication in the Federal Register; replies due 120 days after publication in the Federal Register.

**WT 01-135; PN 11/08/01; DA 01-2608**

**TeleCorp PCS, Inc. and AT&T Wireless, Inc. Seek FCC Consent to Transfer Control of Licenses.**

The Commission seeks comments on the above-captioned proceeding. Petitions/Comments due December 10; Oppositions due December 20, 2001; Replies due December 28. Contact: Lauren Kravetz Patrich Lauren or Erin McGrath at (202) 418-7240 (voice) (Part 24 only); Jeff Tobias at (202) 418-1617 (voice) (Part 101 only) or Imani Ellis-Cheek at (202) 418-1028 (voice) (International Section 214 authorization only).

**WT 01-316; PN 11/08/01; DA 01-2618**

**Sprint PCS and AT&T File Petitions for Declaratory Ruling on CMRS Access Charge Issues.**

The Commission seeks comment on the issues identified in the above-captioned proceeding. Comments due November 30; replies due December 12. Contact: Gregory Vadas at (202) 418-1310 (voice) or Steve Morris at (202) 418-1520 (voice).

**PN 11/13/01; DA 01-2635**

**Wireless Telecommunications Bureau Seeks Comment on Request for Waiver by Fort Lee, New Jersey, Police Department to Obtain a Public Safety License for Twelve UHF Paging Control Frequencies.**

On October 5, 2001, Fort Lee, New Jersey filed an application and a request for waiver to use, for public safety purposes, six Part 22 UHF control channels, 470.0375 MHz, 470.1125 MHz, 470.2625 MHz, 476.375 MHz, 476.0875 MHz and 476.2625 MHz paired with six Part 90 UHF control channels, 473.1875 MHz, 473.1625 MHz, 473.2625 MHz, 479.0375 MHz, 479.0875 MHz and 479.2625 MHz in the New York Metropolitan area. Comments due November 26; replies due December 3. Contact: Karen Franklin at (202) 418-0680 (voice), (202) 418-7233 TTY.



**WT 01-309; NPRM 11/14/01 (adopted 10/29/01); FCC 01-320**

**In the Matter of Section 68.4(a) of the Commission's Rules Governing Hearing Aid-Compatible Telephones.**

The Commission seeks comment on whether public mobile service telephones should be required to be hearing aid compatible. Comments due: January 11, 2002; replies due February 11, 2002.