



NEWS

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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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COMMISSIONER ABERNATHY'S STATEMENT REGARDING THE SUPREME COURT'S DECISION IN *BRAND X*

I am gratified that the Supreme Court has deferred to the Commission's finding that cable modem services are "information services." As I stated when the ruling upheld today was adopted, this classification accords the Commission the flexibility it needs to craft a minimal regulatory environment that promotes investment and innovation in a competitive marketplace. Now that the Court has resolved lingering uncertainty regarding the regulatory treatment of cable-based Internet access services, I am hopeful that the Commission will act quickly to establish a similarly forward-looking approach for competitive wireline xDSL services.