

**STATEMENT OF  
COMMISSIONER MIGNON L. CLYBURN**

Re: *Rules and Regulations Implementing the Telephone Consumer Protection Act of 1991*,  
CG Docket No. 02-278.

Thank you to the Bureau for its fine work on this Notice. The Notice is positive both for consumers and industry. There is little question that consumers stand to benefit from having increased control over whether or not they may receive telephone solicitations at home. By proposing to require sellers and telemarketers to obtain residential telephone subscribers prior written consent for prerecorded calls, we are ensuring that consumers are making an **affirmative choice** to receive such calls. For industry, it is important in this arena to have a uniform set of rules that makes compliance straightforward. While in some cases it may be preferential to permit a varied regulatory approach, in this case it appears that continuity across jurisdictions is far more sensible.

I look forward to reviewing the comments filed in response to this Notice and working with my fellow Commissioners to institute appropriate rules that enable consumers to prevent the receipt of unwanted prerecorded calls.