

FILED
United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

April 5, 2018

Elisabeth A. Shumaker
Clerk of Court

BLANCA TELEPHONE COMPANY,

Petitioner,

v.

FEDERAL COMMUNICATIONS
COMMISSION; UNITED STATES OF
AMERICA,

Respondents.

No. 18-9502
(FCC No. 17-162)

ORDER

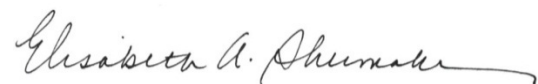
Before **PHILLIPS** and **MORITZ**, Circuit Judges.

This matter is before the court on Blanca Telephone Company’s “Motion to Dissolve Preliminary Injunction,” which the court has construed as a motion for an injunction or a stay pending a decision on Blanca’s petition for review. The Federal Communications Commission has responded in opposition to interim relief.

In considering whether to grant an injunction or a stay pending a merits decision, the court evaluates the following factors: the basis for its jurisdiction; the petitioner’s likelihood of success on the merits; the threat of irreparable harm if relief is not granted; the absence of harm to opposing parties if relief is granted; and the risk of harm to the public interest. *See* 10th Cir. R. 8.1. Blanca has failed to establish the required factors.

The “Motion to Dissolve Preliminary Injunction,” as construed, is denied.

Entered for the Court

A handwritten signature in cursive script, reading "Elisabeth A. Shumaker", with a long horizontal flourish extending to the right.

ELISABETH A. SHUMAKER, Clerk