

FEDERAL COMMUNICATIONS COMMISSION
Enforcement Bureau
Market Disputes Resolution Division
445 12th St., SW
Washington, D.C. 20554

Via Email and U.S. Mail

May 18, 2018

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Counsel for Verizon Services Corp., *et al*

Re: *CenturyLink Communications, LLC, et al., v. Verizon Services Corp., et al.,*
Proceeding Number 18-33, File No. EB-18-MD-001

Counsel,

This letter ruling addresses two pending motions filed by Verizon on May 9, 2018.¹ Both motions were resolved by agreement of the parties on May 17, 2018.² The parties agreed that Verizon's motion to strike portions of CenturyLink's reply declaration is moot in light of the documents provided as part of CenturyLink's related opposition.³ In addition, CenturyLink agreed to Verizon's request to file a sur-reply, and further agreed that on or before June 1, 2018,

¹ See Revised Motion to Strike of Verizon Services Corp., *et al*, Secretary, Proceeding Number 18-33, File No. EB-18-MD-001 (May 9, 2018); Revised Motion for Sur-Reply of Verizon Services Corp., *et al*, Proceeding Number 18-33, File No. EB-18-MD-001 (May 9, 2018).

² See Email from Brendon Fowler, Counsel for CenturyLink Communications, LLC., Proceeding Number 18-33, File No. EB-18-MD-001 (dated May 17, 2018) (copy attached).

³ *Id.*

CenturyLink may file a response to Verizon's sur-reply, and CenturyLink may file its opposition and objections to the proposed interrogatories accompanying Verizon's sur-reply.⁴ Finally, the parties agreed to file their Joint Statement pursuant to Sections 1.732(g) and 1.733(b)(1) of the Commission's rules, on June 29, 2018.

We therefore dismiss Verizon's motion to strike as moot, and grant its motion for leave to file a sur-reply.

This letter ruling is issued pursuant to Sections 4(i), 4(j), and 208 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i), 154(j), 208, Sections 1.720-1.736 of the Commission's rules, 47 CFR §§ 1.720-1.736, and the authority delegated by Sections 0.111, 0.311, of the Commission's rules, 47 CFR §§ 0.111, 0.311.

FEDERAL COMMUNICATIONS COMMISSION



Rosemary H. McEnery

Chief

Market Disputes Resolution Division

Enforcement Bureau

⁴ *Id.* The parties also agreed that on or before June 1, 2018, CenturyLink shall file its response to Verizon's sur-reply and related materials. The parties agreed that CenturyLink's response will not include additional declarations, and will be limited to 20 pages. Should CenturyLink determine that it needs additional space, the parties have agreed to meet and confer in good faith about that issue at that time.

Erin Boone

From: Fowler, Brendon P. (Perkins Coie) <BFowler@perkinscoie.com>
Sent: Thursday, May 17, 2018 11:38 AM
To: Rosemary McEnery; Erin Boone; Anthony DeLaurentis
Cc: curtis.groves@verizon.com; Branson, Joshua D.; Sherr, Adam; Martin, Marc S. (Perkins Coie)
Subject: CenturyLink Communications LLC v. Verizon, Docket 18-33, File No. EB-18-MD-001

Dear all-

The parties have conferred regarding issues raised during the May 15, 2018, call with Staff, and have agreed to the following:

- The parties agree that Verizon's May 9, 2018, motion to strike is moot in light of the documents provided as part of CenturyLink's related opposition.
- The parties agree that Verizon's May 9, 2018, motion for leave to file a sur-reply will be granted, and that CenturyLink will file a response to that sur-reply and related materials as set forth below.
- On or before June 1, 2018, CenturyLink shall file its response to Verizon's sur-reply and related materials. CenturyLink's response will not include additional declarations, and will be limited to 20 pages of argument. Should CenturyLink determine that it needs additional space, the parties have agreed to meet and confer in good faith about that issue at that time.
- On or before June 1, 2018, CenturyLink shall also file its opposition and objections to the proposed interrogatories accompanying Verizon's sur-reply.
- On June 29, 2018, the parties will file their Joint Statement under rules 1.732(g) and 1.733(b)(1).

Please let us know if there are any questions.

Thanks,
Brendon

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