

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

July 11, 2019

Copies sent by E-mail

T. Scott Thompson
Ryan M Appel
Davis Wright Tremaine LLP
1919 Pennsylvania Ave., NW
Suite 800
Washington, DC 20006
scottthompson@dwt.com
ryanappel@dwt.com

Counsel for Complainant

Thomas B. Magee
Timothy A. Doughty
Keller and Heckman LLP
1001 G Street, NW
Suite 500 West
Washington, DC 20001
magee@khlaw.com
doughty@khlaw.com

Bradley R. Perkins
Assistant General Counsel, Regulatory
ComEd
10 South Dearborn Street, 49th Floor
Chicago, IL 60603
Bradley.perkins@exeloncorp.com

Counsel for Defendant

Re: *Crown Castle Fiber LLC v. Commonwealth Edison Company*,
Proceeding Number 19-169, Bureau ID Number EB-19-MD-004

Dear Counsel:

On July 10, 2019, Crown Castle Fiber LLC (Crown Castle) filed a Motion to Compel in the above-captioned proceeding.¹ Crown Castle fails to comply with sections 1.729(b) and 1.730(h) of the Commission's rules² and its Motion to Compel is therefore dismissed without prejudice.

This letter ruling is issued pursuant to sections 1, 4(i), 4(j), 208, and 224 of the Act, 47 U.S.C. §§ 151, 154(i), 154(j), 208, 224, and sections 1.3, 1.720-1.740 and 1.1401-1415 of the

¹ Motion to Compel Answers to Complainant's First Set of Interrogatories, Proceeding Number 19-169, Bureau ID Number EB-19-MD-004 (July 10, 2019) (Motion to Compel).

² 47 CFR § 1.729(b) ("Motions to compel discovery must contain a certification by the moving party that a good faith attempt to resolve the dispute was made prior to filing the motion."); 47 CFR § 1.730(h) (a motion to compel may be filed "pursuant to the requirements of § 1.729").

Commission's Rules, 47 CFR §§ 1.720-1.740, 1.1401-1415, and the authority delegated in sections 0.111 and 0.311 of the Commission's rules, 47 CFR §§ 0.111, 0.311.

FEDERAL COMMUNICATIONS COMMISSION

A handwritten signature in blue ink, appearing to read "Lisa Saks", written in a cursive style.

Lisa Saks
Assistant Division Chief
Market Disputes Resolution Division
Enforcement Bureau