

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 20-1460

September Term, 2020

FCC-6-38

Filed On: February 22, 2021

In re: National Lifeline Association and Assist
Wireless, LLC,

Petitioners

BEFORE: Tatel, Millett, and Rao, Circuit Judges

ORDER

Upon consideration of the petition for a writ of mandamus, the response thereto, and the reply, it is

ORDERED that the petition for mandamus be denied without prejudice to refile in the event of significant additional delay. In light of the interim relief measures adopted by the Federal Communications Commission (“FCC”), a forthcoming FCC report of relevance to the pending reconsideration petitions, and insufficient evidence of irreparable harm, the delay is not “so egregious as to warrant mandamus.” Telecommunications Research & Action Center v. FCC, 750 F.2d 70, 79 (D.C. Cir. 1984).

Pursuant to D.C. Circuit Rule 36, this disposition will not be published.

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/

Manuel J. Castro

Deputy Clerk