



FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF GENERAL COUNSEL
memorandum

TO: The Commission

FROM: Jacob Lewis
Associate General Counsel

SUBJECT: Briefs and Arguments Scheduled for April and May 2021

DATE: April 1, 2021

BRIEFS AND OTHER COURT PLEADINGS SCHEDULED TO BE FILED

April 1, 2021 *China Telecom (Americas) Corp. v. FCC*, No. 20-2365 (4th Cir.). China Telecom petitions the court to set aside the FCC's December 4, 2020, Order Instituting Proceedings on Revocation and Termination and Memorandum Opinion and Order in the Matter of China Telecom (Americas) Corporation, GN Docket No. 20-109.

ORAL ARGUMENTS SCHEDULED TO BE HEARD

April 15, 2021 *City of Eugene, Or. v. FCC*, No. 19-4161 (6th Cir.). In these consolidated cases, local franchising authorities (LFAs) challenge a Commission order issued on remand from the Sixth Circuit in *Montgomery County, Md. v. FCC*, 863 F.3d 485 (6th Cir. 2017). The order on review holds that under the Communications Act of 1934, cable-related in-kind contributions from a cable operator to an LFA are "franchise fees," LFAs are barred from regulating non-cable services provided over cable systems, and any state or local requirements that are in conflict with those holdings are expressly preempted.

April 16, 2021 *Telesat Canada, et al. v. FCC*, No. 20-1234 (D.C. Cir.). Petitioners challenge *Assessment and Collection of Regulatory Fees for Fiscal Year 2020, Assessment and Collection of Regulatory Fees for Fiscal Year 2019*, 35 FCC Rcd 4976 (2020). They argue that the Commission cannot lawfully impose regulatory fees on non-U.S. licensed space stations that have been granted access to U.S. markets.

- May 4, 2021 *Great Lakes Communications Corp., et al. v. FCC*, No. 19-1233 (D.C. Cir.). Petitioner challenges an FCC order seeking to reduce the incentive to inefficiently route high volume, purposely inflated call traffic by requiring access-stimulating carriers to bear financial responsibility for tandem switching and transport service access charges to deliver long distance call traffic to their local end offices.
- May 7, 2021 *PMCM TV v. FCC*, No. 20-1334 (D.C. Cir.). PMCM TV challenges an FCC order in *Application of Connecticut Public Broadcasting Inc. to Convert to DTS Operation*, FCC No. 20-115 (released on August 11, 2020) involving the station's service area.
- May 14, 2021 *Iowa Network Services, Inc. v. FCC*, No. 18-1258 (D.C. Cir.). Iowa Network Services, Inc. and AT&T separately filed petitions for review challenging three Commission orders resolving an investigation into the lawfulness of two INS access tariffs. INS filed those revised tariffs in response to a prior FCC order adjudicating a section 208 complaint filed by AT&T against INS.