

UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION

IN RE: FEDERAL COMMUNICATIONS COMMISSION, IN  
THE MATTER OF IMPLEMENTING THE  
INFRASTRUCTURE INVESTMENT AND JOBS ACT:  
PREVENTION AND ELIMINATION OF DIGITAL  
DISCRIMINATION, REPORT AND ORDER, AND FURTHER  
NOTICE OF PROPOSED RULEMAKING, FCC 23-100,  
RELEASED NOVEMBER 20, 2023

MCP No. 177

(SEE ATTACHED SCHEDULE)

CONSOLIDATION ORDER

The Federal Communications Commission, filed an Order dated November 20, 2023. On February 7, 2024 the Panel received, pursuant to 28 U.S.C. § 2112(a)(3), a notice of multicircuit petitions for review of that order. The notice included petitions for review pending in six circuit courts of appeal as follows: Fifth Circuit Court, Sixth Circuit Court, Eighth Circuit Court, Ninth Circuit Court, Eleventh Circuit Court, and District of Columbia Circuit Court.

The Panel has randomly selected the United States Court of Appeals for the Eighth Circuit Court in which to consolidate these petitions for review.

IT IS THEREFORE ORDERED that, pursuant to 28 U.S.C. § 2112(a)(3), the petitions on the attached schedule are consolidated in the United States Court of Appeals for the Eighth Circuit Court, and that this circuit is designated as the circuit in which the record is to be filed pursuant to Rules 16 and 17 of the Federal Rules of Appellate Procedure.

FOR THE PANEL:



Shawnte McGee; Case Administrator  
Random Selector



Ajonee Miller; Case Administrator  
Witness

**IN RE: FEDERAL COMMUNICATIONS COMMISSION, IN  
THE MATTER OF IMPLEMENTING THE  
INFRASTRUCTURE INVESTMENT AND JOBS ACT:  
PREVENTION AND ELIMINATION OF DIGITAL  
DISCRIMINATION, REPORT AND ORDER, AND FURTHER  
NOTICE OF PROPOSED RULEMAKING, FCC 23-100,  
RELEASED NOVEMBER 20, 2023**

**MCP No. 177**

**SCHEDULE OF PETITIONS**

<u>CIRCUIT NO.</u>	<u>CASE CAPTION</u>
Fifth Circuit, No. 24-60048	Chamber of Commerce of the USA, et al. V. FCC, et al.
Fifth Circuit, No. 24-60048	Texas Cable Association v. FCC, et al.
Sixth Circuit, No. 24-3072	Ohio Telecom Association v. FCC, et al.
Sixth Circuit, No. 24-3074	Ohio Cable Telecommunications Association v. FCC, et al.
Eighth Circuit, No. 24-1179	Minnesota Telecom Alliance v. FCC, et al.
Eighth Circuit, No. 24-1183	MCTA - The Missouri Internet & Television Association v. FCC, et al.
Ninth Circuit, No. 24-554	Media Alliance and Great Public Schools Now v. FCC, et al.
Eleventh Circuit, No. 24-10291	Florida Internet & Television Association v. FCC, et al.
Eleventh Circuit, No. 24-10292	Broadband Association of Alabama and Mississippi v. FCC, et al.
DC Circuit, No. 24-1015	Benton Institute for Broadband & Society v. FCC, et al.