

prominently and in plain language, the circumstances under which E911 service may not be available through the interconnected VoIP service or may be in some way limited by comparison to traditional E911 service.

**D. Record of Customer Notification.** The Order requires VoIP providers to obtain and keep a record of affirmative acknowledgement by every subscriber, both new and existing, of having received and understood this advisory.

**E. User Notification.** In addition, in order to ensure to the extent possible that the advisory is available to all potential users of an interconnected VoIP service, interconnected VoIP service providers must distribute to all subscribers, both new and existing, warning stickers or other appropriate labels warning subscribers if E911 service may be limited or not available and instructing the subscriber to place them on and/or near the customer premises equipment used in conjunction with the interconnected VoIP service.

**F. Compliance Letter.** The Order requires all interconnected VoIP providers to submit a letter to the Commission detailing their compliance with the rules set forth in the Order no later than 120 days after the effective date of the Order. This letter will enable the Commission to ensure that interconnected VoIP providers have achieved E911 compliance by the established deadline.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary.*

[FR Doc. 06-891 Filed 1-31-06; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

[CC Docket No. 94-129; DA 05-3131]

### Policies and Rules Concerning Unauthorized Changes of Consumers' Long Distance Carriers

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice; comments requested.

**SUMMARY:** In this document, the Consumer & Governmental Affairs Bureau (Bureau) seeks comment on an application for review filed by a group of rural local exchange carriers (Rural LECs) regarding the obligations of local exchange carriers (LECs) when executing preferred interexchange carrier (IXC) changes. The Rural LECs request that the Bureau's initial ruling denying their petition regarding the

Commission's carrier change verification rules be reversed and their petition granted.

**DATES:** Comments are due on or before February 13, 2006, and reply comments are due on or before February 16, 2006.

**ADDRESSES:** You may submit comments, identified by docket number and/or rulemaking number, by any of the following methods:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments.

- Federal Communications Commission's Web site: <http://www.fcc.gov/cgb/ecfs/>. Follow the instructions for submitting comments.

- Mail: Parties who choose to file by paper should also submit their comment on diskette. These diskettes should be submitted, along with three paper copies to Kelli Farmer, Consumer & Governmental Affairs Bureau, Policy Division, 445 12th Street, SW., Room 5-A866, Washington, DC 20554. Such a submission should be on a 3.5 inch diskette formatted in an IBM compatible formatted using Word 97 or compatible software. The diskette should be accompanied by a cover letter and should be submitted in "read only" mode. The diskette should be clearly labeled with the commenter's name, proceeding (including the lead docket number in this case CC Docket No. 94-129), type of pleading (comment or reply comment), date of submission, and the name of the electronic file on the diskette. The label should also include the following phrase: "Disk Copy-Not an Original." Each diskette should contain only one party's pleadings, preferably in a single electronic file. In addition, commenters must send diskette copies to the Commission's contractor at Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554.

- People with Disabilities: Contact the FCC to request reasonable accommodations (accessible format documents, sign language interpreters, CART, etc.) by e-mail: [FCC504@fcc.gov](mailto:FCC504@fcc.gov) or phone: 202-418-0530 or TTY: 202-418-0432.

For detailed instructions for submitting comments and additional information on the rulemaking process, see the **SUPPLEMENTARY INFORMATION** section of this document.

**FOR FURTHER INFORMATION CONTACT:** David Marks, Consumer Policy Division, Consumer & Governmental Affairs Bureau, (202) 418-2512 (voice), [David.Marks@fcc.gov](mailto:David.Marks@fcc.gov).

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's document, DA 05-3131, released

December 2, 2005. The full text of document DA 05-3131, the Rural LECs' submission, and copies of any subsequently filed documents in this matter will be available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. Document DA 05-3131, the Rural LECs' submission, and copies of subsequently filed documents in this matter may also be purchased from the Commission's contractor at Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554. Customers may contact the Commission's contractor at their Web site <http://www.bcpiweb.com> or call 1-800-378-3160. A copy of the Rural LECs' submission may also be found by searching ECFS at <http://www.fcc.gov/cgb/ecfs/> (insert CC Docket No. 94-129 into the proceeding block). To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (TTY). Document DA 05-3131 can also be downloaded in Word or Portable Document Format (PDF) at <http://www.fcc.gov/cgb/policy>. Pursuant to §§ 1.415 and 1.419 of the Commission's rules, 47 CFR 1.415, 1.419, interested parties may file comments and reply comments on or before the dates indicated on the first page of this document. Comments may be filed using: (1) The Commission's Electronic Comment Filing System (ECFS), (2) the Federal Government's eRulemaking Portal, or (3) by filing paper copies. See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- Electronic Filers: Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/cgb/ecfs/> or the Federal eRulemaking Portal: <http://www.regulations.gov>.

Filers should follow the instructions provided on the website for submitting comments.

- For ECFS filers, if multiple docket or rulemaking numbers appear in the caption of this proceeding, filers must transmit one electronic copy of the comments for each docket or rulemaking number referenced in the caption. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions, filers should send an e-

mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov), and include the following words in the body of the message, "get form." A sample form and directions will be sent in response.

- Paper Filers: Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although the Commission continues to experience delays in receiving U.S. Postal Service mail). All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

- The Commission's contractor will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, NE., Suite 110, Washington, DC 20002. The filing hours at this location are 8 a.m. to 7 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building.

- Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.

- U.S. Postal Service first-class, Express, and Priority mail should be addressed to 445 12th Street, SW., Washington DC 20554.

#### Synopsis

On February 1, 2005, a group of rural local exchange carriers (Rural LECs) filed a Petition for Declaratory Ruling with the Commission regarding the obligations of local exchange carriers when executing preferred interexchange carrier (PIC) changes. See The Rural LECs, Petition for Declaratory Ruling with Respect to Obligations of Local Exchange Carriers to Execute Primary Interexchange Carrier Changes with Incorrect Subscriber Information, filed February 1, 2005 by 3 Rivers Telephone Cooperative, et al. ("Petition"). The Petition requested a Commission declaration that the Commission's rules do not prohibit the practice by rural LECs of rejecting requests from Interexchange Carriers (IXCs) to change a subscriber's preferred interexchange carrier where the name or telephone number on the request does not match that of the subscriber of record or person authorized by the subscriber to make changes to the account. On June 9, 2005,

the Consumer & Governmental Affairs Bureau ("Bureau") issued a Declaratory Ruling ("Ruling") denying the Petition filed by the Rural LECs regarding the Commission's carrier change verification rules. *Declaratory Ruling*, CC Docket No. 94-129, DA 05-1618, released June 9, 2005 ("Ruling"), published at 71 FR 2895 (January 18, 2006). On July 8, 2005, the Rural LECs submitted an application for review requesting that the Bureau's Ruling be reversed and their Petition granted. See The Rural LECs, Application for Review, filed July 8, 2005. The Rural LECs argue that the Bureau's Ruling misreads their Petition, the Communications Act, the Commission's rules, and the law of agency. According to the Rural LECs, the Bureau ignored relevant appellate interpretation of the rules at issue and decided a significant question of law and policy not previously resolved by the Commission. Accordingly, the Rural LECs ask that the Bureau's Ruling be vacated and their Petition granted. In this document, the Bureau seeks comment on the issues raised by the Rural LECs.

Federal Communications Commission.

#### Jay Keithley,

*Deputy Bureau Chief, Consumer & Governmental Affairs Bureau.*

[FR Doc. 06-796 Filed 1-31-06; 8:45 am]

**BILLING CODE 6712-01-P**

### FEDERAL COMMUNICATIONS COMMISSION

[Report No. 2751]

#### Petitions for Reconsideration of Action in Rulemaking Proceeding

January 23, 2006.

Petitions for Reconsideration have been filed in the Commission's Rulemaking proceeding listed in this Public Notice and published pursuant to 47 CFR 1.429(e). The full text of these documents is available for viewing and copying in Room CY-B402, 445 12th Street, SW., Washington, DC or may be purchased from the Commission's copy contractor, Best Copy and Printing, Inc. (BCPI) (1-800-378-3160). Oppositions to these petitions must be filed by February 16, 2006. See § 1.4(b)(1) of the Commission's rules (47 CFR 1.4(b)(1)). Replies to an opposition must be filed within 10 days after the time for filing oppositions have expired.

Subject: In the Matter of Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Connersville, Madison, and Richmond, Indiana, Erlanger and Lebanon, Kentucky, and Norwood, Ohio; and

Lebanon, Lebanon Junction, New Haven, and Springfield, Kentucky) (MB Docket No. 05-17).

*Number of Petitions Filed:* 1.

*Subject:* In the Matter of Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Lake City, Chattanooga, Harrogate, and Halls Crossroads, Tennessee) (MB Docket No. 03-120).

*Number of Petitions Filed:* 1.

**Marlene H. Dortch,**

*Secretary.*

[FR Doc. 06-795 Filed 1-31-06; 8:45 am]

**BILLING CODE 6712-01-P**

### FEDERAL COMMUNICATIONS COMMISSION

[Report No. 2752]

#### Petitions for Reconsideration of Commission Action

January 23, 2006.

Petitions for Reconsideration have been filed in response to the Commission's Order in the proceeding listed in this Public Notice, and published pursuant to 47 CFR 1.106. Notwithstanding any statement to the contrary in any previous public notice, this proceeding is conducted consistently with section 316 of the Communications Act of 1934, 47 U.S.C. 316. The full text of these documents is available for viewing and copying in Room CY-B402, 445 12th Street, SW., Washington, DC or may be purchased from the Commission's copy contractor, Best Copy and Printing, Inc. (BCPI) (1-800-378-3160). Oppositions to these petitions must be filed by February 16, 2006. See section 1.4(b)(1) of the Commission's rules (47 CFR 1.4(b)(1)). Replies to an opposition must be filed within 10 days after the time for filing oppositions have expired.

*Subject:* In the Matter of Use of Returned Spectrum in the 2 GHz Mobile Satellite Service Frequency Bands (IB Docket Nos. 05-220 & 05-221).

*Number of Petitions Filed:* 2.

**Marlene H. Dortch,**

*Secretary.*

[FR Doc. 06-888 Filed 1-31-06; 8:45 am]

**BILLING CODE 6712-01-P**

### FEDERAL MARITIME COMMISSION

#### Notice of Agreements Filed

The Commission hereby gives notice of the filing of the following agreements under the Shipping Act of 1984. Interested parties may submit comments on an agreement to the Secretary,