

FEDERAL COMMUNICATIONS COMMISSION
Enforcement Bureau
Market Disputes Resolution Division
445 12th St., S.W.
Washington, D.C. 20554
Fax No. (202) 418-0435

Copies sent by E-mail

February 22, 2018

James F. Bendernagel, Jr.
Michael J. Hunseder
SIDLEY AUSTIN LLP
1501 K Street, NW
Washington, DC 20005
jbendernagel@sidley.com
mhunseder@sidley.com

Counsel for AT&T Corp.

James U. Troup
Tony S. Lee
Fletcher, Heald & Hildreth
1300 North 17th Street, Suite 1100
Arlington, VA 22209
troup@fhhlaw.com
lee@fhhlaw.com

Counsel for Iowa Network Services, Inc. d/b/a
Aureon Network Services

Re: *AT&T Corp. v. Iowa Network Services, Inc. d/b/a Aureon Network Services,*
Proceeding Number 17-56, Bureau ID Number EB-17-MD-001

Dear Counsel:

This letter ruling further suspends the proceedings associated with the Petition for Reconsideration filed by Iowa Network Services, Inc. d/b/a Aureon Network Services (Aureon).¹

The parties are currently engaged in mediation of this dispute. If they are able to reach a settlement, it likely would obviate the need for the Commission to address Aureon's Petition and for a damages proceeding. The Commission has broad discretion to "conduct its [formal complaint] proceedings as will best conduce to the proper dispatch of business and to the ends of justice."² In light of the parties' ongoing negotiations, we find that the appropriate exercise of our discretion warrants suspending the Petition proceedings until the conclusion of the mediation. We are satisfied that this will serve the public interest by eliminating the potentially unnecessary expenditure of time and resources by the parties and this Commission.

¹ Petition for Reconsideration, Proceeding Number 17-56, Bureau ID Number EB-17-MD-001 (filed Dec. 8, 2017) (Petition). See Letter Ruling from Lisa B. Griffin, Deputy Chief, FCC Enforcement Bureau, MDRD, Proceeding Number 17-56, Bureau ID Number EB-17-MD-001, to James F. Bendernagel, Jr., Counsel for AT&T, and James U. Troup, Counsel for Aureon (dated January 10, 2018); Letter Ruling from Lisa B. Griffin, Deputy Chief, FCC Enforcement Bureau, MDRD, Proceeding Number 17-56, Bureau ID Number EB-17-MD-001, to James F. Bendernagel, Jr., Counsel for AT&T, and James U. Troup, Counsel for Aureon (dated Dec. 20, 2017).

² 47 U.S.C. § 154(j). See, e.g., 47 U.S.C. § 154(i); *Implementation of the Telecommunications Act of 1996, Amendment of Rules Governing Procedures to Be Followed When Formal Complaints Are Filed Against Common Carriers*, Report and Order, 12 FCC Rcd 22497 (1997).

This letter ruling is issued pursuant to Sections 4(i), 4(j), and 208 of the Act, 47 U.S.C. §§ 154(i), 154(j), 208, Sections 1.720-1.736 of the Commission's rules, 47 CFR §§ 1.720-1.736, 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

Lisa B. Griffin/AD

Lisa B. Griffin
Deputy Chief, Market Disputes Resolution Division
Enforcement Bureau
(202) 418-7273
lisa.griffin@fcc.gov