

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of the)
Rules and Regulations)
Implementing the Telephone) CG Docket No. 02-278
Consumer Protection) CG Docket No. 18-152
)
Act of 1991)

Reply Comments of Joe Shields on The Interpretation Of The
Telephone Consumer Protection Act In Light Of The D.C.

Circuit's ACA International Decision

I have only one reply comment in light of the 9th COA ruling in *Marks v. Crunch*¹ which properly interpreted the plain statutory language of the TCPA. I would comment on the US Chamber Institute for Legal Reform (hereinafter "US Chamber") statement in their comments: "In recent years, **frivolous litigation** under the TCPA has been accelerated by both court decisions and FCC rulings which have strayed far from the statute's text, Congressional intent, and common sense."

It does not serve any purpose to **falsely** label all TCPA lawsuits as frivolous. It is a self-serving lie that has been repeatedly made by the US Chamber before the Commission without a shred of proof.

¹*Marks v. Crunch San Diego, LLC*, No. 14-56834, 2018 WL 4495553 (9th Cir. Sept. 20, 2018)

