

September 5, 2018

**VIA ELECTRONIC FILING**

Patrick Webre, Bureau Chief  
Consumer and Governmental Affairs Bureau  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

Daniel S. Blynn

T 202.344.4619

F 202.344.8300

DSBlynn@Venable.com

**Re: Ex Parte Notice of Stay Pending FCC Decision, CG Docket No. 02-278**

Dear Mr. Webre:

Inovalon, Inc. (“Inovalon”) by its counsel, submits this notification pursuant to the Commission’s ex parte rules (47 C.F.R. §1.1206). This notification serves to inform the Commission that, on September 4, 2018, the U.S. District Court for the District of Maryland granted Inovalon’s motion to stay a putative junk fax class action brought under the Telephone Consumer Protection Act (“TCPA”), pending a decision from the Commission on Inovalon’s petition for declaratory ruling that, among other things, the fax at issue in the litigation is not an “advertisement” under the TCPA. *Eric B. Fromer Chiropractic, Inc. v. Inovalon Holdings, Inc., et al*, No. 17-cv-03801-GJH, Dkt. No. 31 (D. Md. Sept. 4, 2018). Inovalon wishes to ensure that the Commission is aware of the court’s decision because it further supports the need for Commission guidance and clarity, as described in detail in Inovalon’s pending petition.

Respectfully Submitted,

INOVALON, INC.

/s/ Daniel S. Blynn

Daniel S. Blynn

James Arden Barnett, Jr, Rear Admiral, USN (Ret.)

Ian D. Volner

VENABLE LLP

600 Massachusetts Avenue, NW

Washington, DC 20001

(202) 344-4000

Inovalon, Inc.  
June D. Duchesne  
Chief Legal Officer  
4321 Collington Road  
Bowie, MD 20716  
(301) 809-4000

*Counsel to Inovalon, Inc.*