

FCC MAIL SECTION

FCC 97M-192

Nov 24 10 00 AM '97

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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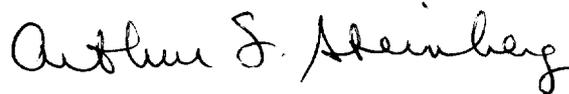
DISPATCHED		
In re Applications of)	WT Docket No. 97-199
)	
WESTEL SAMOA, INC.)	File No. 00560-CW-L-96
)	
For Broadband Block C Personal)	
Communications Systems Facilities)	
)	
and)	
)	
WESTEL, L.P.)	File Nos. 00129-CW-L-97
)	00862-CW-L-97
For Broadband Block F Personal)	00863-CW-L-97
Communications Systems Facilities)	00864-CW-L-97
)	00865-CW-L-97
)	00866-CW-L-97

ORDER

Issued: November 19, 1997 ; Released: November 21, 1997

On the Presiding Judge's own motion, IT IS ORDERED that the Response by ClearComm, L.P., to Anthony T. Easton's Motion for Protective Order, filed on November 17, 1997, by ClearComm, L.P. ("ClearComm"), IS DISMISSED as moot. A ruling on the Motion for Protective Order has already been issued. See Order, FCC 97M-189, issued November 17, 1997 (and scheduled for release on November 19, 1997).¹

FEDERAL COMMUNICATIONS COMMISSION



Arthur I. Steinberg
Administrative Law Judge

¹ It is noted that ClearComm is not a party to this proceeding. Given the dismissal of ClearComm's Response as moot, it is not necessary to consider its claim that it has a right to file pleadings in this case, pursuant to Section 1.1202(d) of the Commission's Rules, because it has filed a petition to intervene. In this regard, it would appear that Section 1.1202(d) only accords ClearComm party status for the purposes of compliance with the Commission's ex parte rules (Subpart H), and does not confer on ClearComm any other procedural rights, including the right to file pleadings unrelated to its petition to intervene. See Note 3 to Section 1.1202: cf. Radio Carrollton, 69 FCC 2d 1139, 1155-56 (1978).