

**Curtis J. Neeley Jr. Reply to Statement Of
Chairman Tom Wheeler**

Re: *Protecting and Promoting the Open Internet*, Docket No. 14-28 Tom-Wheeler_332260A2.

1. Since July 26th, 1997, the Commission struggled to find the “unique and wholly new medium for worldwide human communications” the Supreme Court called [sic] Internet declaring this medium entitled to Free Speech. FCC Chairs and Commissioners, Republican and Democrat alike, have struggled to find the “unique and wholly new medium for worldwide human communications, and the need to protect the morals of the public and still promote openness. Today, February 26th, 2015 is the culmination of seventeen years and seven months of Commission's failure to follow the mission given by Congress in 1934 to protect Communications in interstate and world-wide commerce by wire and radio. The Commission now adopted the strongest possible Title II protection for digital [sic] “Internet” protocol wire and radio common carriers ending nearly two decades of egregious failures.
2. The Commission asked an extensive series of questions about that proposal and about alternative approaches for protecting the common carrier wire & radio communications. We asked about the benefits and drawbacks of different approaches, rule formulations, and legal theories. We asked the public to weigh in. Curtis J. Neeley Jr. sued the Commission in the Western District of Arkansas on May 6th 2014 and has sought Title II common carrier regulation of the mysterious “unique and wholly new medium for worldwide human communications” because this imaginary new medium has always been a wholly new use of two archaic mediums and was simply communications by wire where radio waves are often used to terminate wire communications defined in 47 U.S.C §153(59).
3. The Commission heard from nearly 4 million Americans who overwhelmingly spoke up in favor of preserving a free and safe common carrier wire & radio communications for any legal usage desired. The FCC listened and learned but still does not quite understand. We adjusted our approach based on the public record while ignoring *Neeley v 5 Federal Communications Commissioners, et al*, (5-14-cv-05135) (14-3447). In the process we saw an example of how open, unfettered communications are essential to freedom of expression in the 21st century without realize our duty to prohibit broadcast that are “obscene, indecent, or profane” to anonymous public children at schools or to District Court judges.
4. Tom Wheeler is incredibly proud of the Commission developing today’s historic common carrier wire & radio communications protections and says this as a U.S. citizen. Today’s Common Carrier Wire & Radio Communications Order is a shining example of American democracy at work and a first step toward safe universal access to broadband making citizen input far beyond any ever possible before.
5. The public was engaged like never before because nearly two decades of immorality delivered in interstate and worldwide wire and radio communications left the Commission almost no purpose left for existence. Broadband networks are the most powerful and pervasive connectivity in history and will soon be as universal and pervasive as FM radio is today. Broadband is reshaping our economy and recasting the patterns of our lives. Americans rely on high-speed connectivity to work, play, keep up with news, express opinion, and stay in touch with friends and family. There is no need to extend First Amendment free speech protections to radio and wire broadcasts of speech to do this. These were failures to recognize multi-medium communications.
6. Three keys to our broadband future are: 1) Broadband networks must be fast; 2) Broadband networks must be fair; and 3) Broadband networks must be open to legal broadcasts and open to any legal private exchange of communications. Filters have never been anything but frauds alleging to protect children and contactable communications should be required immediately when the FCC completely wakes up.
7. Tom Wheeler recognized only two of the three important Commissions goals: 1) ensure incentives for private investment in broadband infrastructure so the U.S. can catch up the the world's leading networks for speed; and 2) ensure networks are fast, fair, and open for all Americans. **The core Commission mission goal is to make sure the children and other anonymous public are no longer subjected to “obscene, indecent, or profane” broadcasts by wire and radio like as occurred since the late 1990's.**

8. The Common Carrier Wire & Radio Communications Order achieves two of those goals, giving consumers, innovators, and entrepreneurs the protections they deserve, while providing certainty for broadband providers and the online marketplace by finally recognizing broadband Internet access as the “telecommunications service” under Title II of the Communications Act it has ALWAYS been. The Commission waived burdensome regulations that would harm investment. Title II ensures the FCC can rely on the Communications Act of 1934 as modified to preserve and protect common carrier wire & radio communications required by 47 U.S.C. §151.

9. Tom Wheeler emphasized the word “modernized” versus “*Title II old-style, 1930’s monopoly regulation*” but the modernized version of Title II in this Order will launch a new order of worldwide inter-connectivity where interstate and world-wide communications will be more powerful and more connected than these have ever been after the communications are made safe for anonymous judges and children.

10. Today’s Order will use the powers of Section 706 to augment Title II. This one-two punch applies Title II and Section 706 to protect broadband access from any one “online” apparatus connected to wire to any other “online” apparatus connected to wire when the content is legal. The FCC will use any tool in Pandora’s toolbox the FCC just opened to protect innovators and consumers whether directly connected to a cable or indirectly connected to wire via radio, mobile phone, or wifi for the last few miles. The Common Carrier Wire & Radio Communications Order will:

- Ban Paid Prioritization: “Fast lanes” will not divide among “haves” and “have-nots.”
- Ban Blocking: Consumers must get what they pay for – unfettered access to any lawful content on the Internet.
- Ban Throttling: Degrading access to legal content and services has the same effect as blocking and will not be permitted.
- Ban “obscene, indecent, or profane” broadcasts: The two decades of broadcasting “obscene, indecent, or profane” content to unauthenticated parties will END. Logging-in in some contactable way will be required for display of “obscene, indecent, or profane” communications. Clicking a promise to be an adult or turning on a filter has never been appropriate and authenticated communications will now be required for any exchange of “obscene, indecent, or profane” free speech.

11. These enforceable, clear rules assure the rights and safety of Internet users to go where they want, when they want, even if first logging-in to consume pornography. The rights of innovators to introduce new products without asking anyone’s permission remains. A general conduct rule will be used to stop new and novel threats to “online”. There will be basic ground rules and the wild, wild “online” is now extinct. The FCC is now the first referee on the field to enforce them. If an action hurts consumers, competition, or innovation, the FCC will have the authority given in 1934 to throw the flag. The FCC should be anxious to resume protecting against unsafe interstate and world-wide communications used in commerce per 47 U.S.C. §151.

12. Common carrier wire & radio communications protections would – for the first time – apply equally to fixed and mobile networks. The Order also asserts jurisdiction over interconnection. The core principle is “online” must remain open. The FCC must protect the last mile and at the point of interconnection.

13. Network operators will have incentives to invest in their networks. The FCC will not impose “utility style” regulation and waived sections of Title II that pose a meaningful threat to network investment, and over 700 provisions of the FCC’s rules including rate regulation, tariffs, and unbundling. During the 22 years that wireless voice has been regulated under Title II like we propose today, there has never been concern about the ability of wireless companies to price competitively, flexibly, or quickly, or their ability to achieve a return on their investment.

14. Americans will soon get the safe, fair, strong, open communications they deserve after augmenting the rules established over eighty years ago to ensure “online” can finally connect all the minds of humanity regardless of language, politics, nation, or morality like was alleged in 1997 but was never remotely possible like soon will be common.

Last-mile ISPs and child pornographers aren't the only ones concerned by today's actions. The Common Carrier Wire & Radio Communications Order establishes the new legal framework for telecommunications services and opened Pandora's box full of regulatory tools packed away since July 26, 1997 and *Reno v ACLU*.

The FCC Electronic Comment Filing System (ECFS) *allegedly* does not allow PDFs to include live links and Commissioner O'Reilly's personal attendant was advised this type modification of submissions was not desired and was not done by the Eighth Circuit Court of Appeals. The ECFS help desk advised that links are striped from filed PDFs and links are ignored by Commissioners because "online" changes constantly. The following links WILL be made live PDF links by the software used to convert Word 1997 filings to PDFs. If you are an adult or District Court judge, you may look at the following searches and will see wildly illegal broadcasting that should soon require authenticated communications to view.

If you are a minor you will see images from 1973 when Curtis J. Neeley Jr. was five years old and Linda Lovelace did one of the first wildly successful porn movies that lead to "online". Ms Lovelace died in 2002 and died regretting doing these scenes. Children should not follow any of these links and Mr. Neeley Jr. apologizes for his part in destroying America's sexual morality for your generation.

<https://duckduckgo.com/?q=Lovelace+Cock+!gi>

<https://duckduckgo.com/?q=labia+nude+!bi>

<https://duckduckgo.com/?q=labia+nude+!gi>

<https://duckduckgo.com/?q=penis+nude+!bi>

<https://duckduckgo.com/?q=penis+nude+!gi>

<http://TheEndofPornbyWire.org>