



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

December 23, 2015

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

RE: Request of Pennsylvania Public Utility Commission to Withdraw Petition
for Declaratory Order and Close Proceeding at WC Docket No. 14-70

Dear Ms. Dortch:

Pursuant to Federal Communications Commission Rule 47 C.F.R. §§ 1.2 and 1.8, the Pennsylvania Public Utility Commission (PA PUC), through the enclosed pleading, hereby requests withdrawal of its April 29, 2014 *Petition for Declaratory Order On Whether State Public Utility Commissions are Entitled to Adjudicate Intercarrier Compensation Disputes Involving the Exchange of Local Dial-up Internet Traffic Between Carriers with Indirect Interconnection*.¹

The PA PUC submitted the above-referenced Petition in response to then ongoing litigation before the United States District Court for the Eastern District of Pennsylvania. As discussed in the attached pleading, the Third Circuit Court of Appeals has addressed and resolved the controversy addressed by the Petition, thereby rendering the instant Petition moot.

Please contact the undersigned should you have any questions.

Respectfully submitted,

A handwritten signature in blue ink that reads "Shaun A. Sparks".

Shaun Sparks
Assistant Counsel

¹ See *Pleading Cycle Established for Comments*, Public Notice, WC Docket No. 14-70 (May 16, 2014).