

FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

In the Matter of:)	
)	
Petition for Declaratory Ruling to Clarify)	
Statutory Basis for Rule 64.1200(a)(3)(iv))	CG Docket No. 02-278
and/or for Ruling Regarding Substantial)	
Compliance with Section 64.1200(a)(4)(iii))	CG Docket No. 05-338
and (iv) and/or Waiver)	

**JOINT WITHDRAWAL OF PETITION OF ADVANCED CARE SCRIPTS FOR
WAIVER AND RELATED COMMENTS AND PLEADINGS**

On November 12, 2015, Advanced Care Scripts, Inc. (“ACS”) filed a retroactive waiver of 47 C.F.R. Section 64.1200(a)(4)(iv) (the “Regulation”) with respect to faxes that have been transmitted by ACS prior to April 30, 2015, with the prior express consent or permission of the recipients (“Solicited Faxes”) after the effective date of the Regulation (the “Petition”). Following its submission, Jefferson Radiation Oncology (“Jefferson Radiation”) submitted a comment on December 17, 2015 (the “Comment”), and ACS replied to the comment on December 30, 2015 (the “Reply”). Notwithstanding such earlier filings, ACS is hereby withdrawing its Petition and Reply, and Jefferson Radiation Oncology is hereby withdrawing its Comment. Neither party seeks any relief from the Commission at this time.

Following ACS’s filing of its Reply, Jefferson Radiation submitted a “Sur-Reply,” on January 4, 2016. Then, on January 11, 2016, ACS filed a Motion to Strike Jefferson Radiation Oncology’s Unauthorized and Untimely Additional Comment, or in the Alternative, Motion for Leave to File Additional Comment (“Motion to Strike”). Notwithstanding such earlier filings, ACS is hereby withdrawing its Motion to Strike, and Jefferson Radiation is hereby withdrawing its Sur-Reply. Neither party seeks any relief from the Commission at this time.

Respectfully submitted,

ADVANCED CARE SCRIPTS, INC.

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