

July 26, 1999

Anita Cheng
Common Carrier Bureau
Federal Communications Commission
The Portals, 445 Twelfth Street, SW
Washington, DC 20554

**Re: Implementation of the Subscriber Carrier Selection Changes
Provisions of the Telecommunications Act of 1996, CC Docket No.
94-129; Policies and Rules Concerning Unauthorized Changes of
Consumers Long Distance Carriers; MCI WorldCom, Inc. Request
for Waiver**

Dear Ms. Cheng:

On July 21, 1999, MCI WorldCom, Inc. (MCI WorldCom) filed a Petition for Expedited Waiver of Commission's Rules in the above-captioned proceeding. MCI WorldCom hereby withdraws that filing, and submits the attached Petition for Expedited Waiver of Commission's Rules. The requested expedited waiver allows TTI National to provide a seamless transition to former LDI customers, while ensuring that the affected customers clearly understand available choices. MCI WorldCom, therefore, requests that the Commission grant MCI WorldCom's request for expedited waiver of the Commission's verification rules delineated in  64.1150 of the Commission's rules.

Sincerely yours,

Don Sussman

Enclosure
DHS

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554**

In the Matter of)	
)	
Implementation of the Subscriber Carrier) Selection Changes Provisions of the) Telecommunications Act of 1996))	CC Docket No. 94-129
Policies and Rules Concerning) Unauthorized Changes of Consumers) Long Distance Carriers))	
MCI WorldCom, Inc. Request for Waiver))	

**PETITION FOR EXPEDITED WAIVER
OF COMMISSION'S RULES**

Pursuant to 364.1150 of the Commission's rules, prior to submitting a preferred carrier change, carriers must either: (1) obtain the subscriber's written authorization; (2) obtain confirmation from the subscriber via a toll-free number provided exclusively for the purpose of confirming orders electronically; or (3) utilize an independent third party to verify the subscriber's order.¹ MCI WorldCom, Inc. (MCI WorldCom) hereby petitions for waiver of the Commission's verification rules to allow it to transfer Long

¹ See C.F.R. 364.1150.

Distance International Inc.'s (LDI's) subscribers to MCI WorldCom's customer base without first obtaining each subscriber's authorization and verification.

Pursuant to a written asset purchase agreement, MCI WorldCom has agreed to purchase certain assets of LDI. The assets include, but are not limited to, all U.S. based long distance customer accounts (specifically excluding LDI Europe accounts) which have selected LDI as its provider for outbound (switched), inbound (switched) and calling card services (excluding dial around customers), and which were sold by or through independent contractors or agents on LDI's behalf.² The special circumstances warranting a deviation or waiver from the Commission's rules and order include the need to provide seamless transitions of long distance service for the affected LDI customers.³

² LDI will remain in business as a telecommunications carrier and will continue to respond to pending complaints.

³ Waiver of the Commission's rules is appropriate only if special circumstances warrant a deviation from the general rule, and such deviation will serve the public interest. Northeast Cellular Telephone Co. v. FCC, 897 F.2d 1164, 1166 (D.C. Cir. 1990); WAIT Radio v. FCC, 418 F.2d 1153 (D.C. Cir. 1969).

During the week of July 19, 1999, LDI sent letters to all former LDI customers

Expedited action on this waiver is requested. The asset purchase agreement requires the customer base to be transferred on July 31, 1999 in order to accommodate LDI's realignment of its business plan. Waiver of the Commission's verification rules in this instance allows TTI National to provide a seamless transition to former LDI

customers, while ensuring that the affected customers clearly understand available choices. The Commission should, therefore, grant MCI WorldCom's request for expedited waiver of the Commission's verification rules delineated in ¶64.1150 of the Commission's rules.

Respectfully submitted,
MCI WORLDCOM, INC.

Don Sussman
1801 Pennsylvania Ave., NW
Washington, DC 20006
(202) 887-2779

July 26, 1999

APPENDIX A

APPENDIX B

STATEMENT OF VERIFICATION

I have read the foregoing, and to the best of my knowledge, information, and belief there is good ground to support it, and that it is not interposed for delay. I verify under penalty of perjury that the foregoing is true and correct. Executed on July 26th, 1999

Don Sussman
1801 Pennsylvania Ave. NW
Washington, D.C. 20006
(202) 887-2779

CERTIFICATE OF SERVICE

I, Vivian I. Lee, do hereby certify that copies of the foregoing Opposition were sent via first class mail, postage paid, to the following on this 26th day of July, 1999.

Magalie Roman Salas*
Secretary, Room TW-A325
Federal Communications Commission
The Portals, 445 Twelfth Street, SW
Washington, DC 20554

Robert C. Atkinson*
Deputy Chief
Common Carrier Bureau
Federal Communications Commission
The Portals, 445 Twelfth Street, SW
Washington, DC 20554

Anita Cheng*
Common Carrier Bureau
Federal Communications Commission
The Portals, 445 Twelfth Street, SW
Washington, DC 20554

Glenn Reynolds*
Common Carrier Bureau
Federal Communications Commission
The Portals, 445 Twelfth Street, SW
Washington, DC 20554

International Transcription Services*
1231 20th Street, N.W.,
Washington, DC 20036

*HAND DELIVERED

Vivian I. Lee