

FCC MAIL ROOM

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Before the  
Federal Communications Commission  
Washington, D.C. 20554

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In the Matter of	)	
	)	
C. F. Communications Corp., et al.,	)	EB Docket No. <u>01-99/</u>
	)	
Complainants,	)	
	)	File Nos. E-93-34, E-93-35, E-93-36,
v.	)	E-93-37, E-93-38, E-93-40, E-93-41,
	)	E-93-42, E-93-43, E-93-44, E-93-45,
Century Telephone of Wisconsin, Inc., et al.,	)	E-93-46, E-93-47, E-93-48, E-93-50,
	)	E-93-56, E-93-59, E-93-60, E-93-61,
Defendants.	)	E-93-62, E-93-74, E-93-81

MEMORANDUM OPINION AND ORDER

Issued: December 5, 2001 ; Released: December 7, 2001

Under consideration are: (a) a Joint Motion to Dismiss with Prejudice, filed on November 29, 2001, by ETS Payphones, Inc. ("ETS"), and Verizon New York Inc. ("Verizon"); (b) a Joint Motion to Dismiss with Prejudice, filed on November 29, 2001, by B.D.A. Sales, Inc. ("B.D.A."), and Verizon; (c) a Joint Motion to Dismiss with Prejudice, filed on November 29, 2001, by Just-Tel, Inc. ("Just-Tel"), and Verizon; and (d) a Joint Motion to Dismiss with Prejudice, filed on November 29, 2001, by Telebeam Telecommunications Corporation ("Telebeam"), and Verizon. These pleadings relate to the complaints associated with File Nos. E-93-34, E-93-50, E-93-62, and E-93-81.

In their respective joint motions, ETS, B.D.A., Just-Tel, Telebeam, and Verizon state that they have reached agreements resolving the litigation relating to the formal complaints associated with File Nos. E-93-34, E-93-50, E-93-62, and E-93-81. They request, therefore, the dismissal of those complaints.

Good cause having been shown, the joint motions will be granted and the formal complaints associated with File Nos. E-93-34, E-93-50, E-93-62, and E-93-81 will be dismissed. In addition, since those complaints are the only ones remaining involving ETS, B.D.A., Just-Tel, and Telebeam, the party status of those complainants will be terminated.

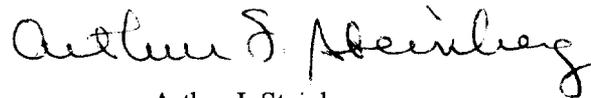
Accordingly, IT IS ORDERED that the Joint Motion to Dismiss with Prejudice filed by ETS and Verizon on November 29, 2001, IS GRANTED, that the complaint associated with File No. E-93-34 IS DISMISSED with prejudice, that File No. E-93-34 IS DELETED from the caption of this proceeding, and that the party status of ETS Payphones, Inc., IS TERMINATED.

IT IS FURTHER ORDERED that the Joint Motion to Dismiss with Prejudice filed by B.D.A. and Verizon on November 29, 2001, IS GRANTED, that the complaint associated with File No. E-93-50 IS DISMISSED with prejudice, that File No. E-93-50 IS DELETED from the caption of this proceeding, and that the party status of B.D.A. Sales, Inc., IS TERMINATED.

IT IS FURTHER ORDERED that the Joint Motion to Dismiss with Prejudice filed by Just-Tel and Verizon on November 29, 2001, IS GRANTED, that the complaint associated with File No. E-93-62 IS DISMISSED with prejudice, that File No. E-93-62 IS DELETED from the caption of this proceeding, and that the party status of Just-Tel, Inc., IS TERMINATED.

IT IS FURTHER ORDERED that the Joint Motion to Dismiss with Prejudice filed by Telebeam and Verizon on November 29, 2001, IS GRANTED, that the complaint associated with File No. E-93-81 IS DISMISSED with prejudice, that File No. E-93-81 IS DELETED from the caption of this proceeding, and that the party status of Telebeam Telecommunications Corporation IS TERMINATED.

FEDERAL COMMUNICATIONS COMMISSION

A handwritten signature in black ink, appearing to read "Arthur I. Steinberg". The signature is written in a cursive, flowing style.

Arthur I. Steinberg  
Administrative Law Judge