

Exhibit 2



PUBLIC NOTICE

Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554

DA 06-_____
Released: December __, 2006

WIRELINE COMPETITION BUREAU SEEKS COMMENT ON PETITION FOR DECLARATORY RULING CONCERNING LOCAL NUMBER PORTABILITY VERIFICATION PROCESS

CC Docket No. 95-116

Comments Due: January __, 2007
Reply Comments Due: February __, 2007

On December __, 2006, T-Mobile USA, Inc. and Sprint Nextel Corporation (collectively, Wireless Carriers) filed a petition for declaratory ruling seeking clarification regarding the Commission's requirement that only "necessary" validation procedures may be utilized during the porting process.¹ The Wireless Carriers allege that some incumbent local exchange carriers (LEC) impose unnecessary validation requirements when asked to port-out a number and that these requirements needlessly delay and needlessly increase the costs of the porting process. The Wireless Carriers further allege that these incumbent LEC practices harm consumers interested in porting their telephone numbers to competitive carriers, as reflected by the high cancellation rates for wireline-to-wireless porting compared to the cancellation rates for wireless-to-wireless porting. The Wireless Carriers ask the Commission to declare that porting-out carriers may use only four validation fields: (1) the 10-digit telephone number; (2) customer account number; (3) the five-digit zip code; and (4) pass code, if applicable.

We invite comments on this Wireless Carrier petition. Interested parties may file **comments on or before January __, 2007** and **reply comments on or before February __, 2007**. All pleadings must reference CC Docket No. 95-116. Comments may be filed using: (1) the Commission's Electronic Comment Filing System (ECFS), (2) the Federal Government's eRulemaking Portal, or (3) by filing paper copies. See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- **Electronic Filers:** Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/cgb/ecfs/> or the Federal eRulemaking Portal: <http://www.regulations.gov>. Filers should follow the instructions provided on the website for submitting comments.
- For ECFS filers, if multiple docket or rulemaking numbers appear in the caption of this proceeding, filers must transmit one electronic copy of the comments for each docket or rulemaking number referenced in the caption. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or

¹ See Petition for Declaratory Ruling, T-Mobile USA, Inc. and Sprint Nextel Corporation, CC Docket No. 95-116, filed December __, 2006.

rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions, filers should send an e-mail to ecfs@fcc.gov, and include the following words in the body of the message, “get form.” A sample form and directions will be sent in response.

- Paper Filers: Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). All filings must be addressed to the Commission’s Secretary, Office of the Secretary, Federal Communications Commission.

The Commission’s contractor will receive hand-delivered or messenger-delivered paper filings for the Commission’s Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class, Express, and Priority mail should be addressed to 445 12th Street, S.W., Washington, D.C. 20554.

People with Disabilities: To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (TTY).

You may submit comments, identified by the above noted docket number, by any of the following methods:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments.
- Federal Communications Commission’s Web Site: <http://www.fcc.gov/cgb/ecfs/>. Follow the instructions for submitting comments.
- People with Disabilities: Contact the FCC to request reasonable accommodations (accessible format documents, sign language interpreters, CART, etc.) by e-mail: FCC504@fcc.gov or phone: 202-418-0530 or TTY: 202-418-0432.

In addition, one copy of each pleading must be sent to each of the following:

- (1) The Commission’s duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, www.bcpiweb.com; phone: (202) 488-5300 fax: (202) 488-5563;
- (2) _____, _____ Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-____, Washington, D.C. 20554; e-mail: _____@[fcc.gov](mailto:); and
- (3) _____, _____ Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-____, Washington, D.C. 20554; e-mail: _____@[fcc.gov](mailto:).

Filings and comments are also available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. They may also be purchased from the Commission’s duplicating

contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, S.W., Room CYB402, Washington, D.C. 20554, telephone: (202) 488-5300, fax: (202) 488-5563, or via e-mail www.bcpweb.com.

This matter shall be treated as a “permit-but-disclose” proceeding in accordance with the Commission’s *ex parte* rules.² Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentations must contain summaries of the substance of the presentation and not merely a listing of the subjects discussed. More than a one or two sentence description of the views and arguments presented generally is required.³ Other rules pertaining to oral and written *ex parte* presentations in permit-but-disclose proceedings are set forth in section 1.1206(b) of the Commission’s rules.⁴

For further information, please contact _____, _____ Division, Wireline Competition Bureau at (202) 418-7400 or TTY (202) 418-0484.

²47 C.F.R. §§ 1.1200 *et seq.*

³*See* 47 C.F.R. § 1.1206(b)(2).

⁴47 C.F.R. § 1.1206(b).