



FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF GENERAL COUNSEL

Memorandum

TO: Director, Reference Information Center
Chief, Wireline Competition Bureau

FROM:  Daniel M. Armstrong
Associate General Counsel

SUBJECT: *In re: The New Jersey Public Advocate Division of the Rate Counsel, No. 07-1343. Filing of a Petition for Writ of Mandamus in the United States Court of Appeals for the Third Circuit.*

DATE: February 8, 2007

This is to advise you that, on February 2, 2007, The New Jersey Public Advocate Division of the Rate Counsel filed a Petition for Writ of Mandamus in the U.S. Court of Appeals for the Third Circuit.

The New Jersey Rate Counsel, in its petition for writ of mandamus, asks the Court to compel the FCC to act on its application for review of a staff order granting Verizon a waiver to permit the carrier to treat its unrecovered carrier-specific local number portability costs as an exogenous cost adjustment and to allow cost recovery from end users via the end-user common line charge.

The Court has docketed this case as No. 07-1343. The attorney assigned to handle the litigation of this case is Laurel R. Bergold.