

Public Hearing on Early Termination Fees – June 12, 2008

A public hearing regarding the use of early termination fees by communications service providers was held at the Federal Communications Commission on June 12, 2008. The webcast of this event can be viewed at <http://www.fcc.gov/realaudio/>. Announcements of the public hearing are attached.



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

Commission Meeting Agenda

A Public Notice of the Federal Communications
Commission
News Media Information (202) 418-0500
Fax-On-Demand (202) 418-2830
Internet: <http://www.fcc.gov>
<ftp.fcc.gov>

June 5, 2008

FCC TO HOLD PUBLIC HEARING AND OPEN COMMISSION MEETING THURSDAY, JUNE 12, 2008

The Federal Communications Commission will hold a Public Hearing on Early Termination Fees, WT Docket No. 05-194 and related issues, on Thursday, June 12, 2008 at 10:00 a.m. in Room TW-C305, at 445 12th Street, S.W., Washington, D.C. The Sunshine period will not apply to this matter since the Commission is not considering an item. The Public Hearing will be immediately followed by an Open Meeting, subject to our Sunshine rules, 47 C.F.R. § 1.1203, on the subjects listed below.

<u>ITEM NO.</u>	<u>BUREAU</u>	<u>SUBJECT</u>
1	CONSUMER & GOVERNMENTAL AFFAIRS	TITLE: Rules and Regulations Implementing the Telephone Consumer Protection Act of 1991 (CG Docket No. 02-278) SUMMARY: The Commission will consider a Report and Order concerning the current 5-year registration period for Do-Not-Call Registry.
2	CONSUMER & GOVERNMENTAL AFFAIRS	TITLE: Telecommunications Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities (CG Docket No. 03-123) SUMMARY: The Commission will consider a Notice of Proposed Rulemaking seeking comment on issues concerning the provision of Speech-to-Speech, a form of

*The summaries listed in this notice are intended for the use of the public attending open Commission meetings. Information not summarized may also be considered at such meetings. Consequently these summaries should not be interpreted to limit the Commission's authority to consider any relevant information.

Telecommunications Relay Service.

- 3 **CONSUMER &
GOVERNMENTAL
AFFAIRS**
- TITLE:** Telecommunications Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities; E911 Requirements for Individuals with Hearing and Speech Disabilities (CG Docket No. 03-123 and WC Docket No. 05-196)
- SUMMARY:** The Commission will consider a Report and Order and Further Notice of Proposed Rulemaking Concerning a Ten-Digit Numbering Plan for Internet-Based TRS.
- 4 **WIRELESS TELE-
COMMUNICATIONS**
- TITLE:** Skype Communications S.A.R.L. Petition to Confirm a Consumer's Right to Use Internet Communications Software and Attach Devices to Wireless Networks (RM-11361)
- SUMMARY:** The Commission will consider an Order that would address the Skype Communications S.A.R.L. Petition to Confirm a Consumer's Right to Use Internet Communications Software and Attach Devices to Wireless Networks.

The meeting site is fully accessible to people using wheelchairs or other mobility aids. Sign language interpreters, open captioning, and assistive listening devices will be provided on site. Other reasonable accommodations for people with disabilities are available upon request. Include a description of the accommodation you will need. Also include a way we can contact you if we need more information. Last minute requests will be accepted, but may be impossible to fill. Send an e-mail to: fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (tty).

Additional information concerning this meeting may be obtained from Audrey Spivack or David Fiske, Office of Media Relations, (202) 418-0500; TTY 1-888-835-5322. Audio/Video coverage of the meeting will be broadcast live with open captioning over the Internet from the FCC's Audio/Video Events web page at www.fcc.gov/realaudio.

For a fee this meeting can be viewed live over George Mason University's Capitol

Connection. The Capitol Connection also will carry the meeting live via the Internet. To purchase these services call (703) 993-3100 or go to www.capitolconnection.gmu.edu.

Copies of materials adopted at this meeting can be purchased from the FCC's duplicating contractor, Best Copy and Printing, Inc. (202) 488-5300; Fax (202) 488-5563; TTY (202) 488-5562. These copies are available in paper format and alternative media, including large print/type; digital disk; and audio and video tape. Best Copy and Printing, Inc. may be reached by e-mail at FCC@BCPIWEB.com.

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**FOR IMMEDIATE RELEASE:
June 10, 2008**

**NEWS MEDIA CONTACTS:
Clyde Ensslin at 202-418-0506
Robert Kenny at 202-418-2668**

FCC Announces Further Details of Public Hearing on Early Termination Fees

The Federal Communications Commission (FCC) today announced further details on a public hearing on early termination fees that will be hosted on Thursday, June 12, 2008, 10:00 a.m. – 1:30 p.m., in the Commission Meeting Room (TW-C305).

Hearing information:

Date: June 12, 2008
Time: 10:00 a.m. (Eastern)
Location: FCC Headquarters Building
Room TW-C305
445 12th Street, S.W.
Washington, D.C. 20554

Agenda and List of Witnesses:

10:00 a.m. Welcome/Opening Remarks
10:30 a.m. Panel Discussion 1 – Early Termination Fees:
Consumer and Industry Practices and Perspectives

**Anne C. Boyle
Chair, Nebraska Public Service Commission**

Daniel L. Brenner
Senior Vice President, Law & Regulatory Policy
National Cable & Telecommunications Association

Thomas W. Hazlett
Professor of Law & Economics
George Mason University School of Law

Larry S. Landis
Commissioner, Indiana Utility Regulatory Commission

John F. Murphy
Senior Vice President, Controller, and Chief Accounting
Officer
The DIRECTV Group

Patrick Pearlman
Deputy Consumer Advocate
West Virginia Public Service Commission, appearing on
behalf of the National Association of State Utility
Consumer Advocates (NASUCA)

Harold Schroer
Individual Consumer

Lee L. Selwyn, Ph.D
President and Founder
Economics and Technology Inc.

Thomas J. Tauke
Executive Vice President – Public Affairs, Policy and
Communications
Verizon Communications

Molly White
Individual Consumer

12:00 p.m. – 12:15 p.m. Break

12:15 p.m. Panel Discussion 2 – Legal Implications

Seamus C. Duffy
Partner, Drinker Biddle & Reath LLP

Pamela Gilbert

**Partner, Cuneo Gilbert & LaDuca, LLP
Washington, D.C. Counsel, Cellphone Early Termination
Fee Cases pending in Superior Court in Alameda County,
California**

**Christopher Guttman-McCabe
Vice President, Regulatory Affairs
CTIA**

**Chris Murray
Senior Counsel
Consumers Union**

**Alan R. Plutzik
Attorney, Bransom, Plutzik, Mahler & Birkhaeuser, LLP
Counsel of Record for Wireless Consumers Alliance in
FCC Docket Nos. 05-193 and 05-194**

**Christopher J. Wright
Partner, Harris, Wiltshire & Grannis LLP**

1:15 p.m. Closing Remarks

1:30 p.m. Adjournment

The Commission will hear from expert panelists regarding the use of early termination fees by communications service providers. The hearing is open to the public and seating will be available on a first-come, first-served basis.

The hearing will be webcast live and also archived for later viewing. Access to the webcast, and additional information concerning the webcast, will be available at <http://www.fcc.gov/realaudio/>. Open captioning will be provided for the webcast.

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Pursuant to section 1.1206 of the Commission's rules, 47 C.F.R. § 1.1206, the hearing is part of a permit-but-disclose proceeding in which *ex parte* presentations are subject to disclosure. For that reason, notice of the hearing, a video recording of the hearing, and information on accessing the webcast will be placed in the public record of docket number 05-194.

The public may file comments or other documents with the Commission and should reference docket number 05-194 when filing by paper or submit your filing

electronically by going to http://gullfoss2.fcc.gov/prod/ecfs/upload_v2.cgi and enter proceeding number 05-194. Filing instructions are provided at <http://www.fcc.gov/cgb/ecfs/>.

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Press inquiries should be directed to Clyde Ensslin at 202-418-0506 or Robert Kenny at 202-418-2668.

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News and other information about the Federal Communications Commission is available at www.fcc.gov.