



FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF GENERAL COUNSEL

memorandum

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

FROM:  Daniel M. Armstrong
Associate General Counsel

DATE: February 10, 2009

SUBJECT: *People of the State of New York v. FCC*, No. 09-1044. Filing of a Petition for Review in the United States Court of Appeals for the District of Columbia Circuit

This is to advise you that on January 30, 2009, *People of the State of New York* ("Petitioner") filed a Petition for Review in the U.S. Court of Appeals for the District of Columbia Circuit pursuant to 47 U.S.C. § 402(a), of the following order: In re: *High-Cost Universal Service Support; Federal-State Joint Board on Universal Service; Lifeline and Link Up; Universal Service Contribution Methodology; Numbering Resource Optimization*; etc., WC Docket Number 05-337, FCC 08-262 (rel. Nov. 5, 2008).

The Petitioner challenges the FCC order providing legal justification for its rules governing intercarrier compensation for telecommunications traffic bound for ISPs. The order was released in response to the Court's grant of Core's Petition for Writ of Mandamus.

The Court has docketed this case as No. 09-1044. The attorney assigned to handle the litigation of this case is Nick Bourne.