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December 21, 2011

VIA OVERNIGHT DELIVERY

Ms. Marlene H. Dortch
Federal Communications Commission
Office of the Secretary
9300 East Hampton Drive
Capitol Heights, MD 20743

Received & Inspected

DEC 29 2011

FCC Mail Room

Re: *In the Matter of Toll Free Service Access Codes - CC Docket No. 95-155*

Request of Robert Liff for a declaratory ruling and extraordinary relief regarding the actions of PrimeTel Communications, Inc., involving the unlawful transfer of the toll free number 888-776-4737 directly between unrelated toll free service subscribers

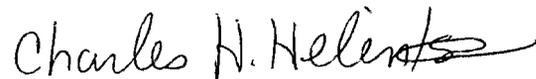
Dear Ms. Dortch:

Enclosed for filing on behalf of Yorkshire Telecom, Inc. ("Yorkshire") are the original and four (4) copies of its response to the "Consolidated Reply to Oppositions of Yorkshire Telecom, Inc. and PrimeTel Communications, Inc. ("Reply") filed on behalf of Robert Liff ("Petitioner") on December 12, 2011.

Please affix the appropriate notation to the copy of this letter provided herewith for that purpose and return same in the enclosed self-addressed envelope.

Please contact the undersigned, noting the new contact information, if there are any questions.

Respectfully submitted,



Charles H. Helein
Counsel for PrimeTel Communications, Inc.

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December 21, 2011

VIA OVERNIGHT DELIVERY

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: In the Matter of Toll Free Service Access Codes - CC Docket No. 95-155

Request of Robert Liff for a declaratory ruling and extraordinary relief regarding the actions of Yorkshire Telecom, Inc., involving the unlawful transfer of the toll free number 888-776-4737 directly between unrelated toll free service subscribers

Dear Ms. Dortch:

On behalf of Yorkshire Telecom, Inc. ("Yorkshire"), this responds to the "Consolidated Reply to Oppositions of Yorkshire Telecom, Inc. and PrimeTel Communications, Inc." filed by counsel on behalf of Robert Liff (hereinafter "Liff") on December 12, 2011 (hereinafter the "Reply").

It is a matter of record that since January 24, 2011, Yorkshire has been the only RespOrg for the toll free number 888-776-4737 ("Number") pursuant to a Letter of Authorization of that same date executed by a principal of Progress Inc. ("Progress").

Yorkshire has reviewed the response dated December 21, 2011 of PrimeTel Communications, Inc. ("PrimeTel") and incorporates that response by reference herein.

Yorkshire reaffirms that is a privately owned corporation that operates as a RespOrg independent of PrimeTel or any other RespOrg.

Yorkshire reaffirms that PrimeTel was not involved in any way with the Number.

Yorkshire reaffirms that it has no record of anyone contacting the previous user of the Number.

Yorkshire reaffirms that until this matter arose, it has never contacted or engaged the undersigned as counsel on any matter and Yorkshire's existence was unknown to him until after this matter arose.

Yorkshire objects to the continued attempts to abuse the Commission's processes to harass, embarrass and intimidate Yorkshire by assertion of frivolous claims unsupported by any admissible or credible evidence. Here, as the record shows the claims are based on a declaration obtained ex parte by counsel for Liff that contains no verifiable facts, only vague and indeterminable assertions, that at some unspecified date, an unidentified person represented he or she was some sort of advertising or marketing agent, that the Number had been mistakenly used in an unidentified print advertisement and requested that the Number be released.

The Federal Rules of Civil Procedure provide in relevant part that "[b]y presenting to the court a ... paper, an attorney or unrepresented party is certifying that to the best of the person's knowledge, information and belief, formed after an inquiry reasonable under the circumstances, - (1) it is not being presented for any improper purpose, such as to harass or to cause ... needless increase in ... cost; (2) the claims ... therein are warranted by existing law or by a nonfrivolous argument for the extension, modification, or reversal of existing law or the establishment of a new law; and (3) the allegations and other factual contentions have evidentiary support ... (FRCP 11(b)).

Neither the initiating informal complaint, the Petition for Declaratory Ruling or the Consolidated Reply (collectively hereinafter, the "Papers") comply with these standards.

An ex parte inquiry by counsel for an interested party that produces vague assertions that can in no way be substantiated is not a reasonable inquiry.

The purpose of the Papers is to have the Commission aid and abet in the direct assignment of the Number contrary to Commission rules and policy – clearly an improper purpose.

The purpose of the Papers is to harass and cause needless costs to be imposed to defend against meritless and frivolous claims.

The purpose of the Papers is to present a claim that is not warranted by existing law. Indeed, by seeking direct assignment, the Papers seek action that is in violation of existing Commission policies and regulations and the underlying rationale for such policies and regulations.

The purpose of the Papers cannot be said to present a non-frivolous argument for the extension, modification, or reversal of existing law or the establishment of a new law because the purposes of the Papers are:

- (1) to coerce the direct assignment of the Number under the threat of a formal complaint,
- (2) failing that, to obtain the direct assignment of the Number by filing a frivolous request for declaratory ruling seeking action by the Commission which is not only unprecedented, but contrary to the Commission's obligations to regulate the Number in the public interest and not the private business interests of one individual,
- (3) to seek the establishment of a new law without compliance with the Administrative Procedure Act,
- (4) to avoid the consequences of having failed to adhere to the formal complaint procedures of the Commission by substituting a petition for declaratory ruling, and
- (5) to abuse the declaratory ruling procedure to adjudicate a private claim that if granted would violate the public interest and the Commission's duty to regulate in the public interest.

Yorkshire requests that the Papers be rejected so that an end can be put to the abuse of its processes, to end the costly harassment being caused to Yorkshire and to validate the applicable Commission rules and policies.

Respectfully submitted,
Yorkshire Telecom, Inc.

By Charles H. Helein 
Charles H. Helein
Its Counsel

Certificate of Service

I, Charles H. Helein, counsel for PrimeTel Communications, Inc. in the above referenced matter, hereby certify that on this 21st day of December, 2011, I caused copies of this letter to be served on the following via first class U.S.P.S., postage prepaid:

Robert J. Keller
Law Offices of Robert J. Keller, P.C.
P.O. Box 33428
Washington, DC 20033

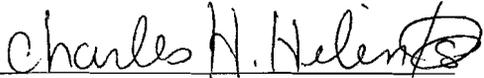
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