



PUBLIC NOTICE

Federal Communications Commission
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WIRELINE COMPETITION BUREAU ANNOUNCES THE COMMENT CYCLE AND EFFECTIVE DATE FOR THE *INMATE CALLING REPORT AND ORDER AND FNPRM*

WC Docket No. 12-375

Comment Date: December 13, 2013

Reply Comment Date: December 30, 2013

On September 26, 2013, the Federal Communications Commission (FCC or Commission) released a Report and Order and Further Notice of Proposed Rulemaking (FNPRM) on inmate calling services (ICS).¹ The Report and Order requires that ICS providers charge just, reasonable, and fair rates for interstate ICS. The FNPRM seeks comment on, among other things, the additional steps necessary to establish just, reasonable, and fair intrastate ICS rates.

Comments and reply comments are due 30 and 45 days, respectively, after publication of the summary of the *Inmate Calling Report and Order and FNPRM* in the Federal Register. Publication of this summary in the Federal Register occurred on November 13, 2013.² Accordingly, **comments are due on December 13, 2013, and reply comments are due on December 30, 2013.**

The final rules adopted in the *Inmate Calling Report and Order and FNPRM* are effective 90 days after publication in the Federal Register. A summary of the *Inmate Calling Report and Order and FNPRM* was published in the Federal Register on November 13, 2013.³ As such, the *Inmate Calling Report and Order and FNPRM* will become effective on February 11, 2014.

Pursuant to sections 1.415 and 1.419 of the Commission's rules, 47 C.F.R. §§ 1.415, 1.419, interested parties may file comments on or before the date indicated above. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS). 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://fjallfoss.fcc.gov/ecfs2/>.

¹ See *Rates for Interstate Inmate Calling Services*, WC Docket No. 12-375, Report and Order and Further Notice of Proposed Rulemaking, FCC 13-113 (rel. Sept. 26, 2013) (*Inmate Calling Report and Order and FNPRM*).

² See 78 FR 68005 (Nov. 13, 2013).

³ See 78 FR 67956 (Nov. 13, 2013).

- Paper Filers: Parties who choose to file by paper must file an original and one copy 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. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

- All hand-delivered or messenger-delivered paper filings for the Commission's Secretary must be delivered to FCC Headquarters at 445 12th Street, SW, Room TW-A325, Washington, DC 20554. The filing hours are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes and boxes 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 must be addressed to 445 12th Street, SW, Washington D.C. 20554.

Consumers Filing Comments via ECFS Express: The FCC has created ECFS Express, a web-based tool, for consumers to more easily file their views on particular topics it has under consideration. Go to fjallfoss.fcc.gov/ecfs2/hotdocket/list, then click onto "12-375, Rates for Interstate Inmate Calling Services." Fill in the boxes for your name and address. Your email address is not required. Type in or paste your brief comments and views on the *Inmate Calling Report and Order and FNPRM*. When those are complete, click "continue." You will then be prompted to "review and confirm" your submission to finish.

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) or (202) 418-0432 (tty).

The proceeding this FNPRM initiates shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules.⁴ Persons making *ex parte* presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different deadline applicable to the Sunshine period applies). Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must (1) list all persons attending or otherwise participating in the meeting at which the *ex parte* presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter's written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during *ex parte* meetings are deemed to be written *ex parte* presentations and must be filed consistent with rule 1.1206(b). In proceedings governed by rule 1.49(f) or for which the Commission has made available a method of electronic filing, written *ex parte* presentations and memoranda summarizing

⁴ 47 C.F.R. §§ 1.1200 *et seq.*

oral *ex parte* presentations, and all attachments thereto, must be filed through the electronic comment filing system available for that proceeding, and must be filed in their native format (*e.g.*, .doc, .xml, .ppt, searchable .pdf). Participants in this proceeding should familiarize themselves with the Commission's *ex parte* rules.

For further information, please contact Lynne Hewitt Engledow, Wireline Competition Bureau, Pricing Policy Division, at (202) 418-1520 or via e-mail at lynne.engledow@fcc.gov.

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