

July 14, 2014

VIA ELECTRONIC DELIVERY

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW
Room TWA325
Washington, DC 20554

**Re: *Withdrawal of Petition*
 CG Docket No. 02-278**

Dear Ms. Dortch:

On June 7, 2012, Communication Innovators (“CI”) filed a Petition for Declaratory Ruling (“Petition”) regarding the non-telemarketing use of predictive dialing solutions under the Telephone Consumer Protection Act (“TCPA”).¹ Since that time, numerous other parties have sought clarification of issues involving the application of the TCPA to predictive dialers and other innovative technologies, as well as the definition of “automatic telephone dialing system.” Because the legal issues raised by the CI Petition would be encompassed by Commission action on those petitions (which have a more recent record), including on the clarification requested in the Petition for Rulemaking of ACA International,² CI hereby respectfully withdraws its Petition.

Pursuant to Section 1.1206(b) of the Commission’s rules, I am filing this notice electronically in the above-referenced docket. Please contact me directly with any questions.

Respectfully submitted,

/s/ Mark W. Brennan

Mark W. Brennan
Counsel to Communication Innovators
mark.brennan@hoganlovells.com
D 1+ 202 637 6409

¹ Communication Innovators, *Petition for Declaratory Ruling*, CG Docket No. 02-278 (filed June 7, 2012).

² ACA International, *Petition for Rulemaking of ACA International*, CG Docket No. 02-278 (filed Jan.31, 2014); *see also, e.g.*, Professional Association for Customer Engagement, *Petition for Expedited Declaratory Ruling and/or Expedited Rulemaking of the Professional Association for Customer Engagement*, CG Docket No. 02-278 (filed Oct. 18, 2013); Glide Talk, Ltd., *Petition for Expedited Declaratory Ruling of Glide Talk, Ltd.*, CG Docket No. 02-278 (filed Oct. 31, 2013); TextMe, Inc. *Petition for Expedited Declaratory Ruling and Clarification of TextMe, Inc.*, CG Docket No. 02-278 (filed Mar. 18, 2014).