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IN THE UNITED STATES COURT OF APPEALS SOUTH DAKOTA PUBLIC  
FOR THE DISTRICT OF COLUMBIA CIRCUIT UTILITIES COMMISSION

UNITED STATES TELECOM ASSOCIATION, )

Petitioner, )

v. )

No. 00-1428

FEDERAL COMMUNICATIONS )  
COMMISSION and THE UNITED STATES )  
OF AMERICA, )

Respondents. )

**RESPONSE OF FEDERAL COMMUNICATIONS COMMISSION  
TO MOTION OF PETITIONER TO HAVE THE COURT REQUIRE  
THE SUBMISSION OF A MORE DETAILED STATUS REPORT**

The Federal Communications Commission has filed with the Court monthly status reports in the above-captioned proceeding pursuant to the Court's order dated January 19, 2001. In that order, the Court granted the Commission's motion to hold this case in abeyance pending agency action on petitions for reconsideration of the order on review.

The Commission's litigation counsel has consulted with the operating bureau that is responsible for the pending reconsideration proceeding prior to filing each of the required status reports in order to ascertain the status of the bureau's work on the reconsideration proceeding. This consultation, in addition to informing the status reports, ensures that the operating bureau does not lose sight of its responsibilities with respect to the reconsideration. In each instance, the Commission's litigation counsel has been informed

that the bureau's work on the reconsideration petitions continues. The Commission's litigation counsel will promptly inform the Court and the parties when the reconsideration proceeding is completed. Filing more elaborate status reports in the meantime will not serve any useful purpose.

Respectfully submitted,

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October 8, 2002

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

**United States Telecom Association, Petitioner,**

**v.**

**Federal Communications Commission and USA, Respondents.**

**Certificate Of Service**

I, Sharon D. Freeman, hereby certify that the foregoing "Response Of Federal Communications Commission To Motion Of Petitioner To Have The Court Require The Submission Of A More Detailed Status Report" was served this 8th day of October, 2002, by mailing true copies thereof, postage prepaid, to the following persons at the addresses listed below:

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