AT&T Inc v. FCC Doc. 10

UNITED STATES COURT OF APPEA FOR THE THIRD CIRCUIT	DECEIVED
AT&T INC., Petitioner,	OCT - 6 2008 U.S. C.A. 3rd
v.) No. 08-4024
FEDERAL COMMUNICATIONS COMMISSION and UNITED STATES OF AMERICA,)))
Respondents.))

FEDERAL COMMUNICATIONS COMMISSION'S RESPONSE TO ORDER DIRECTING PARTIES TO ADDRESS VENUE

The Federal Communications Commission ("FCC" or "Commission") respectfully responds to the Court's September 29, 2008 Order directing the parties to address the proper venue for the above-captioned proceeding. As set forth in "AT&T Inc.'s Response to Order Directing the Parties to Address Venue Under 28 U.S.C. § 2343," filed October 2, 2008, AT&T is incorporated in Delaware. The Commission agrees with AT&T that its incorporation in Delaware means that it "resides" in the Third Circuit for purposes of 28 U.S.C. § 2343. Accordingly, venue in this Court is proper.

Respectfully submitted,

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October 3, 2008

IN THE UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

AT&T Inc., Petitioner,

v.

Federal Communications Commission and USA, Respondents.

Certificate Of Service

I, Sharon D. Freeman, hereby certify that the foregoing "Federal Communications Commission's Response To Order Directing Parties To Address Venue" was served this 3rd day of October, 2008, by mailing true copies thereof, postage prepaid, to the following persons at the addresses listed below:

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