

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

DOCKETING STATEMENT

SL
OCT 28 2008
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Administrative Agency Review/Enforcement Proceedings
(To be completed by Petitioner)

1. DOCKET NO.: 08-4024 2. DATE DOCKETED: 9/26/08
3. CASE NAME
(Lead Parties Only) AT&T Inc. v. Federal Communications Commission
4. TYPE OF CASE: Review Enforcement

5. CASE INFORMATION:

- a. Identify agency whose order is to be reviewed: Federal Communications Commission
- b. Give agency docket or docket number(s): FCC 08-207
- c. Give date(s) of order(s): released September 12, 2008
- d. Is a request for rehearing or reconsideration pending at the agency?
 Yes No
- e. Are any other cases involving the same underlying agency order pending in this Court or in any other court? Yes No*

If Yes, identify name(s), docket number(s), and court(s):

* See attached.

- f. Are any other cases, to counsel's knowledge, pending before the agency, this Court or the Supreme Court which involve substantially the same issues as the instant case presents? Yes No

If Yes, give name(s) of these cases and identify court/agency:

Signature:  Date: 10/28/08

Name of Counsel or Pro Se Litigant (Print) Colin S. Stretch

Firm: Kellogg, Huber, Hansen, Todd, Evans & Figel, PLLC Phone: (202) 326-7968

Address: 1615 M Street, N.W., Suite 400, Washington, D.C. 20036

Name of Party Represented: AT&T Inc.

ATTACH A CERTIFICATE OF SERVICE

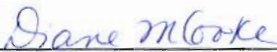
NOTE: If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 10 days by letter, with copies to all other parties, specifically referring to the challenged statement. An original and three copies of such letter should be submitted.

ADDITIONAL STATEMENT REGARDING RELATED CASES

Intervenor CompTel filed an action in the United States District Court for the District of Columbia in 2006 seeking disclosure under the Freedom of Information Act of documents held by the Federal Communications Commission, including documents of AT&T Inc. that AT&T Inc. argues here are protected from disclosure. *See* Complaint for Declaratory and Injunctive Relief, No. 1:06-cv-01718-HHK (D.D.C. filed Oct. 5, 2006). That action, which has been stayed, does not involve the “same underlying agency order” as does AT&T Inc.’s petition for review here.

CERTIFICATE OF SERVICE

I hereby certify that, on October 28, 2008, I caused copies of the foregoing to be served upon each of the parties listed below by first-class U.S. mail, postage prepaid.



Diane Cooke

FEDERAL COMMUNICATIONS COMMISSION

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Federal Communications Commission
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COMPTEL

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UNITED STATES OF AMERICA

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