

Before the
Federal Communications Commission
Washington, D.C. 20554

Petition for Declaratory Ruling)
Regarding Preemption of the Puerto) CCBPol 96-24
Rico Telecommunications Act of 1996)

ORDER

Adopted: March 19, 1998

Released: March 19, 1998

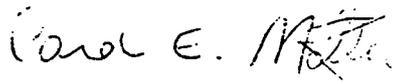
By the Chief, Policy and Program Planning Division:

1. On March 4, 1998, Cellular Communications of Puerto Rico, Inc. (CCPR), Pan Am License Holdings, Inc., and Centennial Cellular Corp. and Lambda Communications, Inc. (collectively, petitioners) filed a motion to withdraw their petitions for declaratory ruling or preemption in the above-captioned proceeding.¹

2. In late 1996, the petitioners requested preemption of the newly-enacted Puerto Rico Telecommunications Act of 1996, claiming, among other things, that the statute contains numerous provisions that are inconsistent with the Communications Act of 1934, as amended by the Telecommunications Act of 1996 (1996 Act). In the motion to withdraw, the petitioners note that at the time their petitions for preemption were filed, none of them had experience negotiating an interconnection agreement under the 1996 Act with the Puerto Rico Telephone Company or had experience with the yet to be established Telecommunications Regulatory Board of Puerto Rico. Petitioners state that since their petitions were filed each of them has gained such experience and, as a result, petitioners need to "assess whether to request preemption of those aspects of Commonwealth law and regulation that continue to prevent fair competition in Puerto Rico."² Accordingly, petitioners request that the Commission grant their motion to withdraw.

3. Accordingly, IT IS ORDERED that the Motion to Withdraw filed by Cellular Communications of Puerto Rico, Inc., Pan Am License Holdings, Inc., and Centennial Cellular Corp. and Lambda Communications, Inc., in the above-captioned matter IS GRANTED.

FEDERAL COMMUNICATIONS COMMISSION



Carol E. Matthey
Chief, Policy and Program Planning Division
Common Carrier Bureau

¹ Motion to Withdraw Petitions by Cellular Communications of Puerto Rico, Inc., Pan Am License Holdings, Inc., and Centennial Cellular Corp. and Lambda Communications, Inc., CCBPol 96-24, March 4, 1998 (Motion).

² Motion at 2.