

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

DA 95-2243

In the Matter of)	
)	
CAPITAL NETWORK SYSTEM, INC.)	
)	
Investigation of Rates and Charges)	File No. ENF-94-08
Interstate Operator Services)	

ORDER

Adopted: October 26, 1995; Released: October 26, 1995

By the Chief, Enforcement Division, Common Carrier Bureau:

1. On October 20, 1995, Capital Network System, Inc. (CNSI), an operator service provider, filed a motion¹ for the elimination or modification of the interim informational disclosure required by the Common Carrier Bureau's Memorandum Opinion and Order and Order to Show Cause in the above-captioned proceeding.² In addition, to the extent that the Bureau retains the interim disclosure requirement, CNSI requests an extension of time for its implementation. In support of its motion, CNSI argues that the informational disclosure violates its rights under the First Amendment of the U.S. Constitution and that the Show Cause Order exceeds the Commission's authority under the Communications Act of 1934, as amended.

2. The Show Cause Order directed CNSI to begin branding its interstate operator service calls within 14 days of the release of that order.³ In order to give full consideration to CNSI's arguments regarding the validity of the interim branding requirement, we will, sua sponte, extend the deadline for implementing the requirement for a period of 21 days. This action does not, however, effect other procedural dates established by the Show Cause Order.

1 Motion for Elimination or Modification of Interim Announcement Requirement and Brief Extension of Time, filed October 20, 1995.

2 Memorandum Opinion and Order and Order to Show Cause, DA 95-2145 (released October 12, 1995) (Show Cause Order).

3 Pursuant to the Show Cause Order, such branding was to commence on or before October 26, 1995.

3. Accordingly, IT IS ORDERED, pursuant to Sections 1, 4(i) and (j), of the Communications Act of 1934, as amended, §§ 151, 154(i), and (j) and authority delegated under 47 C.F.R. § 0.291, that the interim branding requirement established in the Bureau's Show Cause Order IS EXTENDED for a period of 21 days from the release of this Order.

FEDERAL COMMUNICATIONS COMMISSION

A handwritten signature in black ink, appearing to read "John B. Muleta". The signature is written in a cursive style with a large initial "J" and "M".

John B. Muleta
Chief, Enforcement Division
Common Carrier Bureau