

Complete As Filed Rule

47 C.F.R. § 1.54 Petitions for forbearance must be complete as filed.

(a) *Description of relief sought.* Petitions for forbearance must identify the requested relief, including:

- (1) Each statutory provision, rule, or requirement from which forbearance is sought.
- (2) Each carrier, or group of carriers, for which forbearance is sought.
- (3) Each service for which forbearance is sought.
- (4) Each geographic location, zone, or area for which forbearance is sought.
- (5) Any other factor, condition, or limitation relevant to determining the scope of the requested relief.

(b) *Prima facie case.* Petitions for forbearance must contain facts and arguments which, if true and persuasive, are sufficient to meet each of the statutory criteria for forbearance.

- (1) A petition for forbearance must specify how each of the statutory criteria is met with regard to each statutory provision or rule, or requirement from which forbearance is sought.
- (2) If the petitioner intends to rely on data or information in the possession of third parties, the petition must identify:
 - (i) The nature of the data or information.
 - (ii) The parties believed to have or control the data or information.
 - (iii) The relationship of the data or information to facts and arguments presented in the petition.
- (3) The petitioner shall, at the time of filing, provide a copy of the petition to each third party identified as possessing data or information on which the petitioner intends to rely.

(c) *Identification of related matters.* A petition for forbearance must identify any proceeding pending before the Commission in which the petitioner has requested, or otherwise taken a position regarding, relief that is identical to, or comparable to, the relief sought in the forbearance petition. Alternatively, the petition must declare that the petitioner has not, in a pending proceeding, requested or otherwise taken a position on the relief sought.

(d) *Filing requirements.* Petitions for forbearance shall comply with the filing requirements in § 1.49.

- (1) Petitions for forbearance shall be emailed to forbearance@fcc.gov at the time for filing.
- (2) All filings related to a forbearance petition, including all data, shall be provided in a searchable format. To be searchable, a spreadsheet containing a significant amount of data must be capable of being manipulated to allow meaningful analysis.

(e) *Contents.* Petitions for forbearance shall include:

- (1) A plain, concise, written summary statement of the relief sought.
- (2) A full statement of the petitioner's *prima facie* case for relief.
- (3) Appendices that list:
 - (i) The scope of relief sought as required in § 1.54(a);
 - (ii) All supporting data upon which the petition intends to rely, including a market analysis; and
 - (iii) Any supporting statements or affidavits.

(f) *Supplemental information.* The Commission will consider further facts and arguments entered into the record by a petitioner only:

- (1) In response to facts and arguments introduced by commenters or opponents.
- (2) By permission of the Commission.