# Before the **Federal Communications Commission**

Washington, D.C. 20554

| In the Matter of                                      | ) |                                  |
|---|---|----------------------------------|
|   | ) |                                  |
| <b>International Section 214 Authorization for</b>    | ) | File Nos. ITC-214-20010427-00255 |
| <b>Assignment of Transfer of Control of Northwest</b> | ) | ITC-T/C-20151008-00236           |
| Missouri Cellular Limited Partnership                 | , |                                  |

To: Chief, International Bureau

### NOTIFICATION OF WITHDRAWAL OF PLEADINGS

Nicholas Robb, as court-appointed receiver for Oregon Farmers Mutual Telephone

Company ("Oregon Farmers") (hereinafter "Mr. Robb" or the "Receiver"), by his attorney, and

Northwest Missouri Cellular Limited Partnership ("the Partnership"), by its attorney, and

pursuant to Section 1.65 of the Rules and Regulations of the Federal Communications

Commission ("FCC" or "Commission"), hereby inform the Commission that the parties have

reached a mutually agreeable resolution of their dispute, and jointly notify the Commission of

the withdrawal of the pleadings described in Exhibit 1 hereto with regard to the above-captioned

matter (collectively, the "Pleadings"). The parties further request that the Commission

expeditiously grant the pending involuntary transfer of control application, File No. ITC-T/C
20151008-00236, as supplemented, and make such other conforming updates to the information

in the IBFS licensing system as may be necessary to reflect the resolution of this matter.<sup>1</sup>

In this case, the parties had a disagreement over the status of a partnership interest held by Oregon Farmers in the Partnership, as part of a litigation that included other matters as well.

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<sup>&</sup>lt;sup>1</sup> The Parties have filed a separate Request for Approval of Withdrawal of Pleadings pursuant to Rule Section 1.935 in connection with application File No. 0006932939 and the wireless licenses held by the Partnership.

After exploring this disagreement in court, they resolved their differences through a mediation process, consistent with the Commission's policy of supporting and encouraging the use of alternative dispute resolution procedures.<sup>2</sup> The Missouri court approved the resulting settlement agreement pursuant to an *in camera* inspection.<sup>3</sup> Accordingly, the parties are now in a position to withdraw their pleadings before the Commission, thereby preserving the Commission's scarce resources.

Accordingly, the parties hereby notify the Commission of the withdrawal of the Pleadings and request that the Commission expeditiously grant the pending involuntary transfer of control application, File No. ITC-T/C-20151008-00236, as supplemented, and make such other conforming updates to the information in the IBFS licensing system as may be necessary to reflect the resolution of this matter. Commission action to effectuate the parties' mutually agreed upon, court-approved resolution of this matter will serve the public interest.

Respectfully submitted,

NICHOLAS ROBB, RECEIVER

By:

John A. Prendergast Blooston, Mordkofsky, Dickens, Duffy & Prendergast, LLP 2120 L Street, N.W., Suite 300 Washington, DC 20037 Tel. 202-828-5540 His Attorney

<sup>&</sup>lt;sup>2</sup> See 47 C.F.R §1.18.

<sup>&</sup>lt;sup>3</sup> A copy of the Court's April 3, 2017 Order is attached hereto.

## NORTHWEST MISSOURI CELLULAR LIMITED PARTNERSHIP

| By: |                      |
|-----|----------------------|
|     | Gregory W. Whiteaker |

Herman & Whiteaker, LLC 6720-B Rockledge Drive Suite 150 Bethesda, MD 20817 Tel. 202-600-7274 Its Attorneys

Filed: May 3, 2017

#### Exhibit 1

### WITHDRAWN PLEADINGS

Petition to Deny or Informal Request for Commission Action – Filed October 16, 2015, by N. Robb, as court appointed receiver for Oregon Farmers (referencing File No. ITC-214-20010427-00255).

Supplement to Petition to Deny or Informal Request for Commission Action – Filed November 27, 2015 by N. Robb, as court appointed receiver for Oregon Farmers (referencing File Nos. ITC-214-20010427-00255 & ITC-T/C-20151008-00236).

Opposition to Petition to Deny or Supplement or Informal Objection – Filed November 30, 2015 by Northwest Missouri Cellular Limited Partnership (referencing File Nos. ITC-214-20010427-00255 & ITC-T/C-20151008-00236).

Reply to Opposition to Petition to Deny or Informal Request for Commission Action – Filed December 10, 2015 by N. Robb, as court appointed receiver for Oregon Farmers (referencing File Nos. ITC-214-20010427-00255 & ITC-T/C-20151008-00236).