

Wiley Represents the U.S. Chamber of Commerce in Filing Comments in Response to FCC Title II Proceeding

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Wiley represented the U.S. Chamber of Commerce (Chamber) in filing comments in response to the Federal Communications Commission's (FCC) proposal to reestablish the FCC's authority over broadband internet access service by classifying it as a "telecommunications service" under Title II of the Communications Act.

In its comments, the Chamber expressed its "vigorous" opposition to the FCC's proposal: "Rather than relitigate Title II, the FCC should focus on pro-competitive, pro-growth policies that will help America continue to lead in the global race for next-generation connectivity." The Chamber went on to state that "Title II reclassification will accomplish one thing—increasing the FCC's control over the Internet. But this expansive assertion of authority is both unlawful and unwise. The Communications Act does not authorize Title II classification of broadband, and in any event, the Supreme Court's major questions doctrine prohibits it."

Wiley attorneys have previously summarized the FCC's proposal, the history behind the Title II proceeding, and the potential impacts and ramifications for broadband. Wiley's lawyers have also been quoted widely on this topic in publications such as Bloomberg, Fierce Telecom, and the Washington Examiner.

The team was led by Wiley partners Tom Johnson, Joshua Turner, and Sara Baxenberg, special counsel Mike Showalter, and associates Stephanie Rigizadeh, Lauren Johnson, and Boyd Garriott.

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