

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

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UNITED STATES TELECOM ASSOCIATION,	)	
et al.,	)	
	)	
<i>Petitioners,</i>	)	
	)	
v.	)	No. 15-1063
	)	(consolidated)
FEDERAL COMMUNICATIONS COMMISSION,	)	
and UNITED STATES OF AMERICA,	)	
	)	
<i>Respondents.</i>	)	
	)	

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**MOTION TO EXCEED PAGE LIMITS FOR MOVANT-INTERVENORS’  
OPPOSITION TO PETITIONERS’ MOTION FOR STAY**

The 18 Movant-Intervenors set forth below respectfully file this motion to request that, in the event that the Court requires Movant-Intervenors on behalf of Respondents to file a single, joint opposition to Petitioners’ Joint Motion for Stay or Expedition (“Motion”), Movant-Intervenors be granted leave to exceed the page limit set forth in Federal Rule of Appellate Procedure 27(d)(2). Specifically, Movant-Intervenors request leave to file an opposition not to exceed 35 pages, the same limits applicable to the Petitioners’ Motion and Respondents’ opposition. *See United States Telecom Association v. FCC*, No. 15-1063 (D.C. Cir. May 14, 2015) (per curiam) (order granting leave to exceed page limits). Pursuant to D.C. Circuit Rule 27(h)(2), Movant-Intervenors have consulted with counsel for

Petitioners, who have indicated that they will not consent to this motion and that they plan to file an opposition to this request.

Petitioners in these consolidated cases seek to stay a portion of the Federal Communications Commission's ("FCC") Order, which adopted rules designed to prohibit broadband Internet access service ("BIAS") providers from interfering with the delivery of traffic over their networks. In particular, Petitioners seek to stay many of the FCC's Open Internet Rules. The Movant-Intervenors' point of view is highly relevant to the Court. They comprise 5 public interest organizations and 13 industry groups and companies from all walks of life on the Internet, representing important public interests, consumers, edge providers, backbone operators, and broadband access providers, many of whom were among the most active participants in the proceeding below. They believe that the Petitioners have not met the high bar this Court has established for granting such extraordinary relief for a number of reasons, including reasons of particular relevance to Movant-Intervenors. And they have more material to cover than Petitioners. Not only do they need to rebut the harms alleged by Petitioners from the rules, they also need to describe the harms to the public and Movant-Intervenors resulting from the proposed Stay. Therefore, if the Court requires Movant-Intervenors on behalf of Respondents to file a single, joint brief, Movant-Intervenors ask the Court for leave

to file a consolidated brief of 35 pages to represent this broad coalition of public interest organizations and companies and their diverse interests.<sup>1</sup>

Dated : May 18, 2015

Respectfully submitted,

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<sup>1</sup> The Court has not set a specific schedule for Movant-Intervenors' opposition to the Petitioners' Motion. In the absence of such an order, oppositions would be due on May 26, 2015. Fed. R. App. P. 27(a)(3)(A). This motion is therefore timely under D.C. Circuit Rule 27(h)(1). Nevertheless, to ensure prompt resolution of this issue, Movant-Intervenors intend to file by 12:00 noon on Friday, May 22, 2015, the date that the Court has required Respondents' opposition to be filed.

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**RULE ECF-3(B) ATTESTATION**

In accordance with D.C. Circuit Rule ECF-3(B), I hereby attest that all other parties on whose behalf this joint motion is submitted concur in the motion's content.

*/s/ Pantelis Michalopoulos*

Pantelis Michalopoulos

May 18, 2015

**CERTIFICATE OF SERVICE**

I hereby certify that on this 18th day of May 2015, I caused true and correct copies of the foregoing Motion to Exceed Page Limits For Movant-Intervenors' Opposition to Petitioners' Motion for Stay to be filed electronically with the Clerk of the Court using the Case Management and Electronic Case Files ("CM/ECF") system for the D.C. Circuit. Participants in the case will be served by the CM/ECF system or by U.S. Mail.

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