

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

IN RE: INTRAMTA SWITCHED ACCESS	§	
CHARGES LITIGATION	§	
	§	Civil Action No. 3:14-MD-2587-D
	§	(MDL No. 2587)
	§	
	§	
THIS DOCUMENT RELATES TO	§	
ALL CASES	§	

**ORDER RECOMMENDING TERMINATION
OF MULTIDISTRICT LITIGATION PROCEEDING
TO JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

In December 2014 the Judicial Panel on Multidistrict Litigation (“JPML” or “the Panel”) assigned the above-captioned proceeding (the “Proceeding”) to this court. The Proceeding initially consisted of 64 actions in which interexchange carriers (“IXCs”) Sprint Communications Company L.P. (“Sprint”) and MCI Communications Services, Inc., *et al.* (“Verizon”) sued hundreds of local exchange carriers (“LECs”). With the addition of 34 tag-along actions, the Proceeding grew to include additional actions by or against Sprint, Verizon, and a third set of IXCs, Level 3 Communications, LLC, *et al.* (“Level 3”). In addition, a subset of LECs filed counterclaims against Sprint and Verizon.

No further actions or issues remain in this Proceeding. Except for claims between Verizon and two LECs, the court dismissed or entered judgment in all actions, claims, and counterclaims that were transferred to or raised in this Proceeding. The United States Court of Appeals for the Fifth Circuit affirmed all issues on appeal, except it remanded to the District Court one issue involving entitlement to declaratory relief. The parties subsequently agreed and informed the court that the remanded issue was not in dispute. When the appellate proceedings concluded, the parties

resolved the claims of certain LECs that the LECs were entitled to reimbursement of their attorneys' fees pursuant to their filed tariffs and state laws.

The time for further appeals has now passed. The two actions that are not yet resolved are no longer pending in this court but were remanded to and are now pending in other courts.¹

Accordingly, the court hereby orders as follows:

1. The court recommends that the Panel terminate this Proceeding.
2. If the Panel accepts the court's recommendation to terminate this Proceeding, the Clerk of Court shall close the MDL No. 2587 master file (3:14-MD-2587-D) without further order of this court.
3. Should the JPML accept this court's recommendation to terminate the Proceeding, and a party subsequently files in (or removes to) a United States District Court new claims related to this Proceeding, the court recognizes that all requests to transfer such actions would be directed to the JPML. If such a request is made, however, this court would welcome the transfer of any such action to this court for further proceedings, given the court's experience with these claims.

SO ORDERED.

January 19, 2022.


SIDNEY A. FITZWATER
SENIOR JUDGE

¹ The claims between Verizon and Ronan Telephone Co. have been remanded to and are now pending before the United States District Court for the District of Montana. The counterclaims between Verizon and Core Communications, Inc. had been remanded to the United States District Court for the Northern District of New York, and they are now pending before the United States Bankruptcy Court for the District of Columbia.