

SAFEGUARDING AND SECURING THE OPEN INTERNET
FCC-FTC MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (MOU) is entered into by the Federal Communications Commission (FCC) and Federal Trade Commission (FTC) (collectively, the Agencies) for the purpose of facilitating their joint and common goals, obligations, and responsibilities to protect consumers and public interest. The Agencies recognize and acknowledge that each agency has legal, and investigative expertise and experience that is valuable for rendering guidance to the other relating to the acts or practices of Internet service providers.

The Agencies further recognize, this MOU reflects, that:

- (1) Pursuant to the FCC's authority under the Communications Act of 1934, as amended on April 25, 2024, the FCC adopted a Declaratory Ruling, Report and Order, and Order on Reconsideration in the proceeding

or invalidating the 2003 and 2015 Memoranda.²

3. The Agencies may from time to time amend this MOU in writing, and such amendment shall become effective when agreed by both parties. This MOU may be terminated by either party upon (30) days advance written notice.

4. This MOU shall take effect on the effective date of the Open Internet Order. Nothing in this MOU shall be construed to limit otherwise the authority granted by law to either party. This MOU shall be implemented consistent with applicable law and subject to the availability of appropriations. This MOU is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against either the FCC or the FTC; their officers, employees or agents; or any other person.

² The Agencies express their belief that the Open Internet Order does not affect either Agency's jurisdiction over Voice over Internet Protocol (VOIP) service providers, or the Agencies' ongoing coordination regarding telemarketing enforcement.

For the Federal Trade Commission, Bureau of Consumer Protection

Samuel Levine
Bureau Director

Date:

For the Federal Communications Commission, Enforcement Bureau

Loyaan A. Egal
Bureau Chief

Date:

For the Federal Communications Commission, International and Governmental Affairs Bureau

Alejandro Roark
Bureau Chief

Date: