

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 04-1179

September Term, 2004

Filed On: May 24, 2005 [896301]

In re: Core Communications, Inc.,
Petitioner

BEFORE: Edwards, Randolph, and Garland, Circuit Judges

ORDER

Upon consideration of the petition for writ of mandamus, the response thereto, and the reply; the Federal Rule of Appellate Procedure 28(j) letters; the status report, and the supplement thereto; and the supplemental petition for writ of mandamus, it is

ORDERED that the petition for writ of mandamus be denied without prejudice to refiling in the event of significant additional delay. Petitioner has not shown the agency's delay is so egregious or unreasonable as to warrant the extraordinary remedy of mandamus. See Telecommunications Research and Action Center v. FCC, 750 F.2d 70, 80 (D.C. Cir. 1984).

Pursuant to D.C. Circuit Rule 36, this disposition will not be published.

Per Curiam