

Monthly TCPA Digest — November 2020

November 13, 2020 | Article | By [Joshua Briones](#), [Russell H. Fox](#), [Matthew Novian](#)

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We are pleased to present our latest *Monthly TCPA Digest*, providing insights and news related to the Telephone Consumer Protection Act (TCPA). In this month's Litigation Update, we report on the Eleventh Circuit's potentially game-changing decision in a TCPA class action, *Johnson v. NPAS Sols., LLC*, in which the court invalidated the use of incentive awards for named plaintiffs. If other courts follow suit, the Eleventh Circuit's ruling could help to stifle the filing of TCPA lawsuits nationwide.

In our Regulatory Update, we cover FCC developments, including the release of a Public Notice containing instructions on filing for voluntary STIR/SHAKEN implementation exemptions. The TRACED Act creates two "early implementer" exemptions: one for calls over IP networks and one for calls over non-IP portions of networks. Our article outlines how voice service providers can file for these exemptions.

If you have suggestions for topics you'd like us to feature in this newsletter, or any questions about the content in this issue, please feel free to reach out to an attorney on Mintz's [TCPA and Consumer Calling Practice team](#).

In This Edition

Part I – TCPA Litigation Update

- [Eleventh Circuit Rejects Incentive Awards, District of New Jersey Court Refuses to Adopt Reasoning](#)

Part II – TCPA Regulatory Update

- [FCC Releases Public Notice on Filing for Voluntary STIR/SHAKEN Implementation Exemptions for Early Implementers](#)
- [FCC Reviews Comments on Section 8 of the TRACED Act](#)

Authors



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Joshua Briones is a commercial litigator who defends consumer class actions for Mintz. He's represented clients in a wide range of industries, including financial services, life sciences, manufacturing, and retail, in cases involving false advertising, unfair trade practices, and other claims.



Russell H. Fox, Member

Russell H. Fox is a wireless communications attorney at Mintz. He guides clients through federal legislative, regulatory, and transactional matters. Russell also participates in FCC proceedings, negotiates spectrum agreements, and represents clients in spectrum auctions.



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