



## ATDS Resources - December 2018

### Articles / Publications

12.17.2018

Litigation surrounding the Telephone Consumer Protection Act ("TCPA") is constantly changing. With this evolution, new issues arise on an almost daily basis, challenging those prosecuting and defending these claims. An increasingly litigated issue is whether calls are made using an Automatic Telephone Dialing System ("ATDS"). The TCPA defines an ATDS as equipment that has the capacity to store or produce telephone numbers to be called, using a random or sequential number generator to dial such numbers.

**11.15.2018 | by: Joshua H. Threadcraft**

Minnesota District Court Holds Predictive Dialer Not ATDS Under TCPA And Defendant Not Liable For Prerecorded Messages To Reassigned Number Based On Prior Subscriber's Consent

**11.6.2018 | by: Joshua H. Threadcraft**

Florida District Court Grants Summary Judgment Holding Plaintiff Failed To Prove ATDS Used To Send Texts

**10.5.2018 | Charles C. Davis III**

Narrowing ATDS Under the TCPA: Post-ACA Int'l in the Eleventh Circuit

**10.9.2018 | by: Jacqueline Simms-Petredis and Charles C. Davis III**

FCC Seeks Comment on ATDS Under the TCPA After *Marks v. Crunch San Diego*

**09.7.2018 | by: R. Frank Springfield, Kristen Peters Watson, and Katherine West**

Middle District of Florida Finds ACA Vacated 2003, 2008, and 2015

### RELATED PROFESSIONALS

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FCC Orders

**09.4.2018** | by: **R. Frank Springfield, Kristen Peters Watson, and Katherine West**  
Central District of California Finds ACA Set Aside All FCC Autodialer Guidance

**08.17.2018** | by: **R. Frank Springfield, Kristen Peters Watson, and Katherine West**  
Eastern District of Michigan Finds Aspect System is Not an ATDS

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