

Supreme Court Defines ATDS Under The TCPA (2021 #2)

January 7, 2022

On April 1, 2021, in a unanimous decision, the Supreme Court ruled that the definition of an automatic telephone dialing system (“ATDS”) under the TCPA is limited by the plain grammar of the statute itself. The Court, in a decision authored by Justice Sotomayor, held that a device must have the capacity to use a random or sequential number generator in either storing or producing a telephone number, to qualify as an ATDS under the TCPA. *Facebook, Inc. v. Duguid et al.*, Case No. 19-511 (2021).