



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION

445 12th Street, S.W., TW-A325

WASHINGTON, DC 20554

DA 01-135

News media information 202/418-0500 Fax-On Demand 202/418-2830 Internet: <http://www.fcc.gov> <ftp.fcc.gov>

Released: January 18, 2001

CINGULAR WIRELESS LLC AND VOICESTREAM WIRELESS CORPORATION SEEK FCC CONSENT FOR ASSIGNMENT OF PCS LICENSES

WT Docket No. 01-10

Comments/Petitions due: February 20, 2001

Replies/Oppositions due: March 2, 2001

Cingular Wireless LLC (“Cingular”), and VoiceStream Wireless Corporation (“VoiceStream”)¹ have filed applications pursuant to section 310(d) of the Communications Act of 1934, as amended, 47 U.S.C. § 310(d), seeking Commission consent to the full or partial assignment of certain broadband Personal Communications Services (“PCS”) licenses held by subsidiaries of Cingular and VoiceStream, as part of a proposed license exchange.

Under the proposed transaction, a subsidiary of Cingular would exchange PCS spectrum in the Los Angeles and San Francisco MTAs for PCS spectrum currently held by subsidiaries of VoiceStream in the New York MTA and the St. Louis BTA. VoiceStream also proposes to convey to a subsidiary of Cingular a license in the Detroit BTA currently held by Cook Inlet/VoiceStream GSM II PCS, LLC in exchange for Cingular spectrum in the San Francisco MTA. In order to effectuate the proposed license exchanges, certain of the licenses will be disaggregated and/or partitioned.

SECTION 310 APPLICATIONS

Part 24 - Personal Communications Service

The following applications for consent to assign licenses from Cingular subsidiaries to VoiceStream subsidiaries have been assigned the following file numbers.

¹ Applications are on file to transfer control of the licenses and authorizations of VoiceStream to Deutsche Telekom AG (“DT”). See VoiceStream Wireless Corporation, Powertel, Inc., and Deutsche Telekom AG Seek FCC Consent to Transfer Control of Licenses and Authorizations and Request Declaratory Ruling Allowing Indirect Foreign Ownership, Public Notice, IB Docket No. 00-187, DA 00-2251 (rel. Oct. 11, 2000).

<u>File No.</u>	<u>Licensee</u>	<u>Lead Call Sign</u>
0000287262	Pacific Telesis Mobile Services, LLC	KNLRF205
0000287259	Pacific Telesis Mobile Services, LLC	KNLRF209
0000288898	Pacific Telesis Mobile Services, LLC	KNLRF209
0000303703	Pacific Telesis Mobile Services, LLC	KNLRF209

The following applications for consent to assign licenses from VoiceStream subsidiaries to Cingular subsidiaries have been assigned the following file numbers.

<u>File No.</u>	<u>Licensee</u>	<u>Lead Call Sign</u>
0000287283	Omnipoint NY MTA License, LLC	KNLRF202
0000287272	VoiceStream PCS II License Corporation	KNLGF831
0000304108	Cook Inlet/VoiceStream GSM II PCS, LLC	KNLRF970

GENERAL INFORMATION

The assignment applications referenced herein have been found, upon initial review, to be acceptable for filing. The Commission reserves the right to return any application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules or policies.

Final action on these applications will not be taken earlier than 31 days following the date of this Public Notice. *See* 47 U.S.C. § 309(b). Interested parties may file comments or petitions to deny no later than **February 20, 2001**. Replies or oppositions to such pleadings may be filed no later than **March 2, 2001**. All filings concerning matters referenced in this Public Notice should refer to **WT Docket No. 01-10 and DA 01-135**, as well as the specific file numbers of the individual applications or other matters to which the filings pertain.

Pursuant to 47 C.F.R. § 1.1200(a), which permits the Commission to adopt modified or more stringent *ex parte* procedures in particular proceedings if the public interest so requires, we announce that this proceeding will be governed by **permit-but-disclose** *ex parte* procedures that are applicable to non-restricted proceedings under 47 C.F.R. § 1.1200.

An original and four copies of all pleadings must be filed with the Commission's Secretary, Magalie Roman Salas, 445 12th Street, S.W., TW-A325, Washington, D.C. 20554, in accordance with Section 1.51(c) of the Commission's rules, 47 C.F.R. § 1.51(c). **In addition, one copy of each pleading must be delivered to each of the following locations:** (1) the Commission's duplicating contractor, International Transcription Services, Inc. ("ITS"), 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554; (2) Office of Media Relations, Reference Operations Division, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554; (3) Lauren Kravetz, Commercial Wireless Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Room 4-A163, Washington, D.C. 20554; and (4) John Branscome, Commercial Wireless Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Room 4-A161, Washington, D.C. 20554.

Instead of filing paper comments, parties may file comments using the Commission's Electronic Comment Filing System ("ECFS"). See Electronic Filing of Documents in Rulemaking Proceedings, 63 *Fed. Reg.* 24,121 (1998). Comments filed through the ECFS can be sent as an electronic file via the Internet to <<http://www.fcc.gov/e-file/ecfs.html>>. Generally, only one copy of an electronic submission must be filed. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, and the applicable docket number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to ecfs@fcc.gov, and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply.

Copies of the applications and any subsequently filed documents in this matter may be obtained from ITS. The applications and documents are also available for public inspection and copying during normal reference room hours at the following Commission office: Office of Media Relations, Reference Operations Division, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. In addition, the applications are available electronically through the Wireless Telecommunications Bureau's Universal Licensing System, which may be accessed on the Commission's Internet web site at Internet: <<http://www.fcc.gov>>. Furthermore, all of the applications are available to the public through ECFS under the docket number of this proceeding, WT Docket No. 01-10.

For further information, contact Lauren Kravetz or John Branscome, Commercial Wireless Division, Wireless Telecommunications Bureau, at (202) 418-7240.

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