



PUBLIC NOTICE

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WIRELESS TELECOMMUNICATIONS SERVICE GRANTS 321 RENEWALS IN THE CF RADIO SERVICE

Under the Commission's previous rules, all common carrier 39 GHz licensees who were licensed before August 1, 1996 were subject to a fixed license term ending February 1, 2001, regardless of the grant date of their individual licenses.¹ In the *39 GHz R&O*, the Commission adopted performance rules that required 39 GHz licensees to demonstrate substantial service in order to obtain license renewal.² The purpose of the substantial service showing is to ensure "that service is being provided to the public."³ The Commission stated that one example of a substantial service showing might consist of four links per million population within a 39 GHz licensee's service area.⁴

By this Public Notice, we announce the grant of the 321 renewal applications listed in Attachment A. Given the Commission's suggestion that the existence of four links per million population within a service area might constitute substantial service, we believe that licensees providing at least one link for each 250,000 people located within their service area are operating at the link-to-population ratio suggested by the Commission. These applicants have demonstrated that they have at least one link for each 250,000 people located within their service area. We therefore conclude that these applicants have made a sufficient substantial service showing.

We grant these applications pursuant to Section 309(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 309(a), and Section 0.331 of the Commission's Rules, 47 C.F.R. § 0.331, because it will serve the public interest, convenience and necessity.

For further information, the news media should contact Meribeth McCarrick, Wireless Telecommunications Bureau, at (202) 418-0654. For questions regarding legal matters and licensing issues, contact Roberto Mussenden, Esq., Wireless Telecommunications Bureau, Public Safety and Private Wireless Division, Policy and Rules Branch, at (202) 418-0680.

Action by the Chief, Public Safety and Private Wireless Division, Wireless Telecommunications Bureau.

¹ See Amendment of the Commission's Rules Regarding the 37.0-38.6 GHz and 38.6-40.0 GHz Bands, *Report and Order and Second Notice of Proposed Rulemaking*, 12 FCC Rcd 18600, 18620-18621 ¶ 36 (1997) (*39 GHz R&O*).

² *Id.* at 12 FCC Rcd 18623, ¶ 41. See 47 C.F.R. § 101.17.

³ *39 GHz R&O*, 12 FCC Rcd at 18624, ¶ 46.

⁴ *Id.* at 12 FCC Rcd 18625, ¶ 46.