



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET, S.W.
WASHINGTON, D.C. 20554

DA 01-2216

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

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**WIRELESS TELECOMMUNICATIONS BUREAU ANNOUNCES
IT IS PREPARED TO GRANT FORTY-FIVE C AND F BLOCK BROADBAND PERSONAL
COMMUNICATIONS SERVICES (PCS) LICENSES UPON FULL AND TIMELY PAYMENT**

Auction Event No. 35

Report No. AUC-35 (Auction No. 35)

On January 26, 2001, the Federal Communications Commission completed the auction of 422 licenses in the C and F Block Broadband PCS Auction.¹ After a preliminary review of the FCC long-form applications (FCC Form 601), applications for 418 licenses were accepted for filing.²

By this Public Notice, the Wireless Telecommunications Bureau ("Bureau") announces that it is prepared to grant the forty-five (45) licenses listed in Attachment A of this Public Notice, upon the full and timely payment of the remaining balance of the applicant's winning bids.³ Such payment must be received by the Commission within ten (10) business days after the date of this Public Notice (*i.e.*, by **October 5, 2001**). See 47 C.F.R. §§ 1.2109(a), 24.711(a)(2), 24.716(a)(2). If the winning bidder fails to pay the balance of its winning bids in a lump sum by the applicable deadline, as specified by the Commission, it may pay the remaining balance within ten (10) business days after the payment deadline (*i.e.*, by **October 22, 2001**), provided that it also pays a late fee equal to five percent of the amount due. See 47 C.F.R. §§ 1.2109(a), 24.711(a)(2), 24.716(a)(2).

If the winning bidder listed on Attachment A fails to pay the balance of its winning bids by the late payment deadline of **October 22, 2001**, it will be in default and subject to applicable default payments. See 47 C.F.R. §§ 1.2104(g), 1.2109(c), 24.708(b). Such applicant will be assessed default penalties as prescribed by sections 1.2104(g), 1.2109(c), and 24.708(b) of the Commission's rules. See 47 C.F.R. §§ 1.2104(g), 1.2109(c), 24.708(b).

¹ See C and F Block Broadband PCS Auction Closes: Winning Bidders Announced, *Public Notice*, DA 01-211 (rel. Jan. 29, 2001).

² See C and F Block Broadband PCS Auction: Applications Accepted for Filing, *Public Notice*, DA 01-520 (rel. Feb. 27, 2001).

³ With respect to one of the licenses (BTA085 Block C5), the Bureau will condition such grant upon the outcome of the Petition for Further Reconsideration, respectively filed on January 22, 2001 by Southern Communications Systems, Inc. See In the Matter of Black Crow Wireless, L.P., Scott D. Reiter, Salmon PCS LLC, *Order*, DA 01-1886 (rel. Aug. 21, 2001).

Payment Instructions

All payments must be made in U.S. currency in the form of a wire transfer. *See* 47 C.F.R. § 1.2107(b). No personal checks, cashier's checks or other forms of payment will be accepted.

Wire transfer payments must be received by Mellon Bank no later than **6:00 p.m. Eastern Time, October 5, 2001 (or 6:00 p.m. Eastern Time, October 22, 2001, along with the five-percent late fee)**. The applicant should allow sufficient time for the wire transfer to be initiated and for the transmission to be completed prior to the deadline. To submit funds by wire, the applicant will need the following information to properly effect the transmittal:

ABA Routing Number: 043000261
Receiving Bank: Mellon in Pittsburgh, PA
BNF: FCC/AC-911-6106
OBI Field: (Skip one space between each informational item.)
"AUCTION PAY"
TAXPAYER IDENTIFICATION NO.: (same as FCC Form 159, Block 12)
PAYMENT TYPE CODE: (same as FCC Form 159, Block 24A: "A35D")
FCC CODE 1: (same as FCC Form 159, Block 28A: "35")
PAYOR NAME: (the same payor name as FCC Form 159, Block 2)
LOCKBOX NO.: 358850

Payments must be preceded by a completed FCC Remittance Advice Form (FCC Form 159). On the same business day that the applicant pays the balance due to Mellon Bank, the applicant must fax a completed FCC Form 159 to Mellon Bank at (412) 209-6045 at least one hour prior to placing the order for the wire transfer. On the FCC Form 159, the applicant must use the same FCC Taxpayer Identification Number (TIN) used on its FCC Form 601.

When completing FCC Form 159 (February 2000 Version), the applicant must type the auction number, "35," in Block(s) 28A and 28B ("FCC Code 1"). The applicant also must type the applicable license numbers in Block(s) 29A and 29B ("FCC Code 2") of FCC Form 159. License numbers should be identified by typing "CW" (radio service code), followed by the market designator (BTA), followed by the market number (004-493), and the frequency block (blocks C1-5 and F). An example of a correct license number would be "CWB004C4" or "CWB181F." The radio service code, market designator, market number, and frequency block designations are listed in Attachment A and Attachment A1. Form 159 provides sufficient boxes to list only two licenses. The applicant must then use FCC Form 159-C ("Continuation Sheet") for the remainder of its licenses.

Further information

For questions regarding the calculation and submission of final payment, the FCC Form 159 and refunds, contact Gail Glasser or Tim Dates, Office of the Managing Director, Financial Operations Center, Auctions Accounting Group, at (202) 418-1995.

For questions regarding legal matters and licensing issues, contact Gary A. Oshinsky, Erin McGrath or Amal Abdallah, Wireless Telecommunications Bureau, Commercial Wireless Division, Policy and Rules Branch, at (202) 418-7240.

The news media should contact Meribeth McCarrick, Wireless Telecommunications Bureau, at (202) 418-0654.

This Public Notice contains the following Attachments:

Attachment A: List of Applications the Wireless Telecommunications Bureau is Prepared to Grant – sorted by Applicant.

Attachment A1: List of Applications the Wireless Telecommunications Bureau is Prepared to Grant – sorted by market and block.

Attachment B: Instructions for Searching for Applications Listed in Attachment A using ULS.

Attachment C: Instructions for Accessing the FCC Network Using Windows 95/98.