

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)
MBO Wireless, Inc.)
Requests for Extension of Special Temporary Authority to Operate PCS F Block License KNLF925, BTA311, Muskogee, Oklahoma and PCS C Block License KNLF591, BTA433 Stillwater, Oklahoma)
File Nos. 0000432789
0000432788

ORDER

Adopted: December 19, 2001

Released: December 20, 2001

By the Chief, Policy and Rules Branch, Commercial Wireless Division, Wireless Telecommunications Bureau:

1. In this Order, we address the Requests for Extension of Special Temporary Authority ("STA Extension Requests") filed by MBO Wireless, Inc. ("MBO") on December 6, 2001. MBO requests that the Commission extend the Special Temporary Authority granted to MBO to allow it to continue operating under PCS F Block License KNLF925, BTA311, Muskogee, Oklahoma ("Muskogee BTA") and PCS C Block License KNLF591, BTA433, Stillwater, Oklahoma ("Stillwater BTA").

2. Pursuant to section 309(f) of the Communications Act of 1934, as amended, and section 1.931(a)(3) of the Commission's rules, the Commission may grant extensions of Special Temporary Authority for a period of 180 days upon a showing of extraordinary circumstances.

3. Because MBO has numerous customers currently receiving service and its Petition for Reinstatement, filed April 26, 2001, is still pending, we find that granting an extension of Special Temporary Authority is warranted under the circumstances. Special Temporary Authority is granted for the lesser of: (i) 180 days from the release of this Order; or (ii) the release of the Commission's decision concerning MBO's Petition for Reinstatement ("STA Period"). After the expiration of the STA Period, MBO will not be authorized to provide further service and shall cease any and all operations in the

1 See MBO Wireless, Inc., Requests for Special Temporary Authority to Operate PCS F Block License KNLF925, BTA311, Muskogee, Oklahoma and PCS C Block License KNLF591, BTA433, Stillwater, Oklahoma, Order, 16 FCC Rcd 12,390 (2001) ("MBO Order").

2 47 U.S.C. § 309(f).

3 47 C.F.R. § 1.931(a)(3).

4 In its original Requests for Special Temporary Authority, MBO stated that it provides service to approximately 650 customers in the Muskogee and Stillwater BTAs. See Requests for Special Temporary Authority filed by MBO Wireless, Inc. on March 29, 2001 at 1. See also MBO Order at ¶ 3.

Muskogee and Stillwater BTAs. Any continued operation following the expiration of the STA Period will be unauthorized in violation of Section 301 of the Communications Act of 1934,⁵ as amended.

4. Accordingly, IT IS ORDERED that, pursuant to sections 4(i) and 309(f) of the Communications Act, as amended, 47 U.S.C. §§ 154(i), 309(f), and sections 0.331 and 1.931(a)(3) of the Commission's rules, 47 C.F.R. §§ 0.331, 1.931(a)(3), the Requests for Extension of Special Temporary Authority filed by MBO Wireless, Inc. on December 6, 2001 ARE HEREBY GRANTED, subject to the terms and conditions set forth herein.

FEDERAL COMMUNICATIONS COMMISSION

Paul D'Ari
Chief, Policy and Rules Branch
Commercial Wireless Division
Wireless Telecommunications Bureau

⁵ 47 U.S.C. § 301.