



# PUBLIC NOTICE

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

DA 01-963

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 EIGHT 700 MHz GUARD BANDS AUCTION LICENSES UPON FULL AND TIMELY PAYMENT

### Auction Event No. 38

#### Report No. AUC-38 (Auction No. 38)

On February 21, 2001, the Federal Communications Commission completed the auction of eight (8) licenses in the 700 MHz Guard Bands Auction.<sup>1</sup> After a preliminary review of the FCC long-form applications (FCC Form 601), applications for eight (8) licenses were accepted for filing.<sup>2</sup>

By this Public Notice, the Wireless Telecommunications Bureau announces that it is prepared to grant the applications for the eight (8) licenses listed in Attachment A of this Public Notice, upon the full and timely payment of the remaining balance of each applicant's winning bid(s). Such payment must be received by the Commission within ten (10) business days after the date of this Public Notice (*i.e.*, by **May 2, 2001**). See 47 C.F.R. § 1.2109(a). If a winning bidder fails to pay the balance of its winning bid(s) in a lump sum by **May 2, 2001**, it may pay the remaining balance within ten (10) business days after the payment deadline (*i.e.*, by **May 16, 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).

A winning bidder listed in Attachment A who fails to pay the balance of its winning bid(s) by the late payment deadline of **May 16, 2001**, will be in default and subject to applicable default payments. See 47 C.F.R. §§ 1.2104(g), 1.2109(c). Such applicants will be assessed default penalties as prescribed by sections 1.2104(g) and 1.2109(c) of the Commission's rules. See 47 C.F.R. §§ 1.2104(g), 1.2109(c).

#### 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, May 2, 2001 (or 6:00 p.m. Eastern Time, May 16, 2001, along with the five-percent late fee)**. Applicants 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, applicants will need the following information to properly effect the transmittal:

<sup>1</sup> See 700 MHz Guard Bands Auction Closes: Winning Bidders Announced, *Public Notice*, DA 01-478 (rel. Feb. 22, 2001).

<sup>2</sup> See 700 MHz Guard Bands Auction: Applications Accepted for Filing, *Public Notice*, DA 01-732 (rel. Mar. 22, 2001).

ABA Routing Number: 043000261  
Receiving Bank: Mellon in Pittsburgh, PA  
BNF: FCC/AC-9116106  
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: “A38D”)  
FCC CODE 1 (same as FCC Form 159, Block 28A: “38”)  
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, Version 2/00). 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, applicants must use the same FCC Taxpayer Identification Number (TIN) used on their FCC Form 601s.

When completing FCC Form 159, applicants must type the auction number, “38,” in Block(s) 28A and 28B (“FCC Code 1”). Applicants also must type the applicable license number(s) in Block(s) 29A and 29B (“FCC Code 2”) of FCC Form 159. License numbers should be identified by typing “WX” (radio service code), followed by the market designator (MEA), followed by the market number (001-173), and the frequency block (blocks A and B). An example of a correct license number would be “WXMEA012-A” or “WXMEA048-B.” 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. Applicants with three or more licenses must then use FCC Form 159-C (“Continuation Sheet”) for the remainder of their licenses.

### **Further information**

For questions regarding the calculation and submission of final payment, the FCC Form 159 and refunds, contact Gail Glasser or Shirley Hanberry, 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.