



# PUBLIC NOTICE

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## 700 MHz Guard Band Managers' First Annual Report is Due October 1, 2002

By this Public Notice, the Wireless Telecommunications Bureau ("Bureau") announces that the first annual report from the 700 MHz Guard Band Managers is due October 1, 2002.<sup>1</sup> In the annual report, Guard Band Managers should supply the Commission with the following basic information for each license held:<sup>2</sup>

1. The call sign and market area;
2. The total number of spectrum users;
3. The number of spectrum users that are affiliates of the Guard Band Manager;
4. The amount of spectrum being used by the Guard Band Manager's affiliates in any part of the licensed service area and the amount of spectrum being used pursuant to agreements with unaffiliated third parties;
5. The general nature of its customers' spectrum use; and
6. The length of the term of each user agreement.

The information provided to the Bureau should accurately convey the licensee's state of operations as of August 1, 2002 (60 days prior to the filing deadline). In addition, to the extent that a Guard Band Manager does not have any agreements in place, it should describe its progress towards leasing the spectrum, including but not limited to when it expects to have agreements in place and when equipment will be available.

The report must be filed no later than October 1, 2002. Prior to August 1, 2002, the Bureau will release another Public Notice providing specific information on how to file the report electronically and how the public can access the information. Going forward, the annual reports will be due on March 1 of each year and should describe the licensee's state of operations as of January 1 of that year.

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<sup>1</sup> See Service Rules for the 746-764 and 776-794 MHz Bands, and Revisions to Part 27 of the Commission's Rules, WT Docket 99-168, *Second Report and Order*, 15 FCC Rcd 5299 (2000) ("700 MHz *Second Report and Order*"). (Adopting service rules for licensing Guard Bands in the 746-747 MHz, 762-764 MHz 776-777 MHz, and 792-794 MHz bands and establishing a new class of commercial licensee, a Guard Band Manager, who is engaged in the business of leasing spectrum to third parties on a for-profit basis.)

<sup>2</sup> See 47 C.F.R. § 27.607. Congress stipulated that OMB approval pursuant to the Paperwork Reduction Act of 1995, 44 U.S.C. § 3507, is not required for this information collection. See *700 MHz Second Report and Order*, 15 FCC Rcd at 5333 n. 175.

For additional information on filing the Guard Band Managers' Report, please contact Denise Walter of the Bureau's Commercial Wireless Division at 202-418-0620 or [dwalter@fcc.gov](mailto:dwalter@fcc.gov).