



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
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DA 02-2339

Released: September 24, 2002

DAVID MICHELMAN, TRUSTEE, SEEKS EXTENSION OF WIRELESS ASSETS TRUST

WT Docket No. 01-35

On February 12, 2002, the Commission consented to the transfer of control of licenses held by TeleCorp PCS, Inc. and its various wholly-owned subsidiaries ("TeleCorp") to AT&T Wireless Services, Inc. ("AT&T Wireless").¹ As a condition of that consent, AT&T Wireless was required to dispose of spectrum exceeding the CMRS spectrum aggregation limit,² and was permitted to place that interest in a trust for purposes of divestiture.³ On April 11, 2002, the subject interest was transferred to a trust administered by the approved trustee, David Michelman ("Trustee"). The consent further provided that any such divestiture trust was limited to 180 days' duration. On September 20, 2002, the Trustee formally requested that the Commission extend the permitted duration of this trust for an additional 180 days beyond the current October 8, 2002 expiration date.⁴ **Interested parties are invited to comment concerning the Trustee's request by September 30, 2002.**

Copies of the Trustee's request and any subsequently-filed documents will be available electronically on the Commission's Electronic Comment Filing System ("ECFS") under WT Docket No. 01-35.

FILING PROCEDURES

All filings concerning this Public Notice should be addressed to the Wireless Telecommunications Bureau, Commercial Wireless Division. Under the Commission's current procedures for the submission of filings and other documents,⁵ submission in this matter may be filed

¹ See Wireless Telecommunications Bureau and International Bureau Grant Consent for Transfer of Control or Assignment of Licenses from TeleCorp PCS, Inc. to AT&T Wireless Services, Inc., *Public Notice*, WT Docket No. 01-315, 17 FCC Rcd. 2383 (2002).

² See 47 C.F.R. § 20.6

³ See AT&T Wireless PCS, LLC, Application No. 0000634714, filed on Oct. 19, 2001; AT&T Wireless PCS, LLC, Application No. 0000634722, filed on Oct. 19, 2001; AT&T Wireless PCS, LLC, Application No. 0000634728, filed on Oct. 19, 2001.

⁴ See Petition for Waiver and to Extend Divestiture Deadline, filed Sept. 20, 2002, by David Michelman, Trustee ("Petition").

⁵ See In the Matter of Implementation of Interim Electronic Filing Procedures for Certain Commission Filings, *Order*, FCC 01-345 (rel. Nov. 29, 2001); see also FCC Announces a New Filing Location for Paper Documents and a New Fax Number for General Correspondence, *Public Notice*, DA 01-2919 (rel. Dec. 14, 2001).

electronically (*i.e.*, by the Commission's Electronic Comment Filing System (ECFS)) or by hand delivery to the Commission's Massachusetts Avenue location.

- **If filed by ECFS,**⁶ comments shall be sent as an electronic file via the Internet to <http://www.fcc.gov/e-file/ecfs.html>. Generally, only one copy of an electronic submission must be filed. If multiple docket or rulemaking numbers appear in the caption of this proceeding, however, commenters must transmit one electronic copy of the comments to each docket or rulemaking number referenced in the caption. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to ecfs@fcc.gov, and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply.
- **If filed by paper,** the original and four copies of each filing must be filed by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Vistrionix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

In addition, one copy of each filing must be delivered to Lauren Kravetz Patrich at lkravetz@fcc.gov or (202) 418-7447 (facsimile), and the Trustee care of his counsel, Howard J. Braun, Katten Muchin Zavis Rosenman, 1025 Thomas Jefferson Street, N.W., East Lobby, Suite 700, Washington, D.C. 20007.

For further information, contact Lauren Kravetz Patrich or Erin McGrath, Commercial Wireless Division, Wireless Telecommunications Bureau, at (202) 418-7240.

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⁶ See Electronic Filing of Documents in Rulemaking Proceedings, 63 Fed. Reg. 24,121 (1998).