

# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
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WASHINGTON, D.C. 20554

DA02-3605

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## WIRELESS TELECOMMUNICATIONS BUREAU GRANTS CONSENT TO TRANSFER CONTROL OF C, D, E and F BLOCK BROADBAND PCS LICENSES

Pursuant to Section 310(d) of the Communications Act, 47 U.S.C. § 310(d), and Section 0.331 of the Commission's rules, 47 C.F.R. § 0.331, the Wireless Telecommunications Bureau (Bureau) approves, subject to the conditions set forth below, the applications requesting Commission consent to the following transfer of controls:

**Lewis and Clark Communications, LLC-Wayne M. Perry to Don A. Adams:** Markets B124C2 – El Centro, CA, B171C – Great Falls, B300C – Missoula, MT, B113C – Dickinson, ND, B087C4 – Clovis, NM, B120C2 – Dyersburg, TN, B121C2 – Eagle Pass, B296C4 – Midland, TX, B392C4 – St. George, UT; BTA (C Block): B121D – Eagle Pass, TX; BTA (D Block): B191E – Hobbs, NM; BTA (E Block): B014F – Anchorage, AK, B117F – DuBois, PA, B087F – Clovis, NM, B463F – Watertown, NY, B045F – Bismark, B138F – Fargo, ND, B003F – Abilene, B040F – Big Spring, B264F – Lubbock, B296F – Midland, B327F – Odessa, B400F – San Angelo, TX, B228F – Kennewick, WA; BTA (F Block); File No.: **0000974206**.

**Cascade Wireless, LLC-Wayne M. Perry to Don A. Adams:** Markets B184C2 – Hartford, CT, B024C2 – Atlanta, GA; BTA (C Block): B435F – Stroudsburg, PA, B422F – Sioux Falls, SD; BTA (F Block); File No.: **0000974397**.

**THC of Tampa, Inc.-Wayne M. Perry to Don A. Adams:** Market B440F – Tampa, FL; BTA (F Block); File No.: **0000974642**.

**THC of Orlando, Inc.-Wayne M. Perry to Don A. Adams:** Market B336F – Orlando, FL; BTA (F Block); File No.: **0000974707**.

**THC of Melbourne, LLC –Wayne M. Perry to Don A. Adams:** Market B289F – Melbourne, FL; BTA (F Block); File No.: **0000974865**.

**THC of San Diego, Inc-Wayne M. Perry to Don A. Adams:** Market B402F – San Diego, CA; BTA (F Block); File No.: **0000874891**.

**ABC Wireless, LLC-Wayne M. Perry to Don A. Adams:** Markets B326C2 – Ocala, B340C2 -- Panama City, B439C2 – Tallahassee, FL; B058C2 – Burnswick, B454C – Valdosta, B467C – Waycross, GA; B190C1 – Hilo, B254 – Lihue, HI; B442C2 – Terre Haute, B457C2 – Vincennes, IN; B247C1 – Lawrence, B275 – Manhattan, KS; B052C5 – Bowling Green, B338C5 – Owensboro, KY; B245C1 – Las Vegas, NV; B164C – Glens Falls, B208C2 – Ithaca, B453C2 – Utica, NY; B038C – Bend, B288C3 – Medfor, OR; B099C – Corpus Christi, B242C – Laredo, B456C – Victoria, TX; B002C2 – Aberdeen, B460C2 – Walla Walla, B468C2 – Wenatchee, WA; BTA (C Block): B458E – Visalia, CA; BTA ( E Block): B233F – Kokomo, IN; B256F – Lincoln, NE; BTA (F Block): File No.: **0000974907**.

**Indiana Acquisition, LLC-Wayne M. Perry to Don A. Adams:** Markets B031B6 – Indianapolis, IN; BTA (B Block): B280C1 – Marion, IN; BTA (C Block): B204F – Indianapolis, B235F – Lafayette, IN; File No.: **0000974914**.

**Wireless Acquisition, LLC-Wayne M. Perry to Don A. Adams:** Markets B058C1 – Brunswick, GA; BTA (C Block): B224F – Jacksonville, FL; BTA (F Block): File No.: **0000974923**.

**Royal Wireless, LLC-Wayne A. Perry to Don A. Adams:** Markets B114C5 – Dodge City, KS; BTA (C Block): B322F – Nogales, AZ, B129F – Emporia, B247F – Lawrence, B275 – Manhattan, B445F – Topeka, KS, B220F2 – Joplin, B226F – Kansas City, B393 – St. Joseph, MO; BTA ( F Block): File No.: **0000974951**.

**Arnage Wireless, LLC-Wayne M. Perry to Don A. Adams:** Markets B248F – Lawton, B329F – Oklahoma City, OK; BTA (F Block): File No.: **0000974960**.

**Southwest Wireless, LLC-Wayne M. Perry to Don A. Adams:** Markets B087C1 – Clovis, B139C2 – Farmington, NM; B003C1 – Abilene, B013C – Amarillo, B040C1 – Big Springs, B264C1 – Lubbock, B296C1 – Midland, B327C1 -- Odessa, B400C1 – San Angelo, TX; BTA (C Block): B420F – Sierra Vista, AZ; B008F – Albuquerque, B162F – Gallup, B191F – Hobbs, B244F – Las Cruces, B420F – Santa Fe, NM; B019F – Ardmore, B130F – Enid, OK; B473 – Wichita Falls, TX; BTA (F Block): File No.: **0000974976**.

**Sabre Wireless, LLC-Wayne M. Perry to Don A. Adams:** Markets B007F – Albany, NY; B063F – Burlington, B338F – Rutland, VT; BTA (F Block): File No.: **0000974986**.

**Panther Wireless, LLC-Wayne M. Perry to Don A. Adams:** Markets BV151F – Ft. Myers, B313F – Naples, FL; BTA (F Block): File No.: **0000974995**.

The above referenced applications are subject to the following conditions: all installment payments must be current on the consummation date.<sup>1</sup> Consent is also conditioned upon full payment of any required unjust enrichment payments on or before the consummation date. *See 47 C.F.R. § 1.2111(c) and (d)*.

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<sup>1</sup> In order to be current, the installment payment may not be in the non-delinquency period or grace period. Amendment of Part 1 of the Commission's Rules -- Competitive Bidding Procedures, *Third Report and Order and Second Further Notice of Proposed Rulemaking*, 13 FCC Rcd. 374 (1997). In addition, there must be no outstanding fees, including late fees, due to the Commission.

**Lone Star Wireless, LLC-Wayne M. Perry to Don A. Adams:** Markets B347C1 – Phoenix, AZ, B372C3 – Reno, NV; BTA (C Block); File No.: **0000974484**.

**Zuma/Lubbock, Inc.-Wayne M. Perry to Don A. Adams:** Market B262C2 – Lubbock, TX; BTA (C Block); File No.: **0000975001**.

**Zuma/Odessa, Inc.-Wayne M. Perry to Don A. Adams:** Market B327C2 – Odessa, TX; BTA (C Block); File No.: **0000975011**.

We approve these transfers of control because we find they are in the public interest, convenience, and necessity. *See* 47 U.S.C. § 310(d). By this approval, the parties are authorized to proceed to the final stages of their respective transactions. Section 1.948(d) of the Commission's rules provides that licensees are required to notify the Commission of consummation using a FCC Form 603. Transactions must be consummated and notification provided to the Commission within 180 days of this Public Notice and notification of consummation must occur no later than 30 days after actual consummation unless an extension has been requested. Hence, we remind parties that a transfer shall not be considered complete until the underlying transaction closes and all conditions set forth in the grant documents, including this Public Notice and the application, are met. Upon receipt of the notification required by Section 1.948(d) of the Commission's rules, and satisfaction of all requisite conditions, the Bureau will consider the transfer "complete."

Failure of the parties to comply with Section 1.948(d) of the Commission's rules, or any specific condition described above, will result in automatic cancellation of the Commission's approval, and dismissal of the underlying application.

For information regarding this notice contact Rita Cookmeyer or Yolanda Lee at (202) 418-0660.

This Public Notice is issued by the Chief, Wireless Telecommunications Bureau.

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